

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS

TYLER DIVISION

STRAGENT, LLC, *et al.*,

Plaintiffs,

v.

CLASSMATES ONLINE, INC., *et al.*,

Defendants.

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CIVIL ACTION NO. 6:10-CV-242-LED-JDL

JURY TRIAL DEMANDED

**JOINT MOTION TO DISMISS DEFENDANT MYSPACE, INC.
UNDER FED. R. CIV. P. 41(a)(2)**

Pursuant to Fed. R. Civ. P. 41(a)(2), Plaintiffs Stragent, LLC and SeeSaw Foundation and Defendant MySpace, Inc. (“MySpace”) jointly move to dismiss with prejudice all claims asserted by and between Plaintiffs and MySpace in this action, except that any counterclaims by MySpace seeking a determination of the invalidity or unenforceability of U.S. Patent No. 6,665,722 shall be dismissed without prejudice.

Plaintiffs and MySpace will each bear their own costs, expenses and legal fees.

This dismissal does not affect any other named defendants.

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Fed. R. Civ. P. 5(d) and Local Rule CV-5(d) and (e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by email and/or fax, on this 16th day of February 2011.



Eric M. Albritton