

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
NORFOLK DIVISION

I/P ENGINE, INC.

Plaintiff,

v.

AOL INC., *et al.*,

Defendants.

Civil Action No. 2:11-cv-512

**STIPULATION**

Counsel for Plaintiff I/P Engine, Inc. (“I/P Engine”) and Counsel for Defendants AOL Inc., Google Inc., IAC Search & Media, Inc., Target Corporation, and Gannett Co., Inc. (collectively “Defendants”) stipulate to the following:

1. On January 3, 2014, this Court awarded supplemental damages in the amounts of \$16,109,362 against Google Inc., \$456,198 against AOL Inc., \$746,926 against IAC Search & Media, Inc., \$213 against Gannett Co., Inc., and \$8,499 against Target Corp. (together the “Supplemental Judgment”). (Docket No. 1015.) This Court also awarded prejudgment interest in amounts of \$278,067 against Google Inc., \$139,790 against AOL Inc., \$76 against Gannett Co., Inc., \$117,035 against IAC Search & Media, Inc., and \$1,739 against Target Corp. (together the “Prejudgment Interest Award”). (*Id.*)

2. The parties have agreed to stay any proceeding to execute or enforce this judgment against Defendants for the Supplemental Judgment and Prejudgment Interest Award

pending resolution of all of the related pending appeals (Case Nos. 13-1307, 13-1313, and 14-1233), and for thirty (30) days thereafter.

3. The parties have also agreed that a supersedeas bond is not necessary to protect I/P Engine's interests pending Defendants' appeal of this case.

4. Consistent with Local Rule 62(B) for the United States District Court for the Eastern District of Virginia, the requirement of the posting of a supersedeas bond pending Defendants' appeal of this case is waived.

5. This stipulation will terminate thirty (30) days after service of the issuance of a mandate from the United States Court of Appeal for the Federal Circuit, unless Defendants post a supersedeas bond in an amount sufficient to cover the Supplemental Judgment and Prejudgment Interest Award amounts that remain after appeal.

6. Because Google is indemnifying the other Defendants for the Supplemental Judgment and Prejudgment Interest Award, Google will satisfy in full any Supplemental Judgment and Prejudgment Interest Award amounts that remain after appeal against all Defendants.

7. This stipulation has no relation to, and does not affect any request by I/P Engine for any future damages, including ongoing royalties, or any opposition to such request by Defendants.

8. This Stipulation represents the entire agreement of the parties to this action regarding the matters set forth herein.

So stipulated:

Dated: January 14, 2014

By: /s/ Donald C. Schultz  
Donald C. Schultz (Virginia State Bar No. 30531)  
W. Ryan Snow (Virginia State Bar No. 47423)  
CRENSHAW, WARE & MARTIN PLC  
150 West Main Street  
Norfolk, VA 23510  
Telephone: (757) 623-3000  
Facsimile: (757) 623-5735

Jeffrey K. Sherwood (Virginia Bar No. 19222)  
Frank C. Cimino, Jr.  
Kenneth W. Brothers  
Charles J. Monterio, Jr.  
DICKSTEIN SHAPIRO LLP  
1825 Eye Street, NW  
Washington, DC 20006  
Telephone: (202) 420-2200  
Facsimile: (202) 420-2201

Dawn Rudenko Albert  
DICKSTEIN SHAPIRO LLP  
1633 Broadway  
New York, NY 10019  
Telephone: (212) 277-6715  
Facsimile: (212) 277-6501

*Counsel for Plaintiff I/P Engine, Inc.*

Dated: January 14, 2014

By: /s/ Stephen E. Noona  
Stephen E. Noona  
Virginia State Bar No. 25367  
KAUFMAN & CANOLES, P.C.  
150 West Main Street, Suite 2100  
Norfolk, VA 23510-1665  
Telephone: (757) 624-3239  
Facsimile: (757) 624-3169

David Perlson  
David Bilsker  
QUINN EMANUEL URQUHART &  
SULLIVAN LLP  
50 California Street, 22nd Floor  
San Francisco, CA 94111  
415-875-6600  
Telephone: (415) 875-6600  
Facsimile: (415) 875-6700

*Counsel for Defendants AOL Inc., Google Inc., IAC  
Search and Media, Inc., Target Corporation and  
Gannett Company, Inc.*

Dated: \_\_\_\_\_

SO ORDERED:

\_\_\_\_\_  
Honorable Raymond A. Jackson

**CERTIFICATE OF SERVICE**

I hereby certify that on January 14, 2014, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

Jeffrey K. Sherwood  
Kenneth W. Brothers  
DICKSTEIN SHAPIRO LLP  
1825 Eye Street NW  
Washington, DC 20006  
Telephone: (202) 420-2200  
Facsimile: (202) 420-2201  
sherwoodj@dicksteinshapiro.com  
brothersk@dicksteinshapiro.com

Donald C. Schultz  
W. Ryan Snow  
Steven Stancliff  
CRENSHAW, WARE & MARTIN, P.L.C.  
150 West Main Street, Suite 1500  
Norfolk, VA 23510  
Telephone: (757) 623-3000  
Facsimile: (757) 623-5735  
dschultz@cwm-law.com  
wrsnow@cwm-law.com  
sstancliff@cwm-law.com

*Counsel for Plaintiff, I/P Engine, Inc.*

/s/ Stephen E. Noona  
Stephen E. Noona  
Virginia State Bar No. 25367  
KAUFMAN & CANOLES, P.C.  
150 West Main Street, Suite 2100  
Norfolk, VA 23510  
Telephone: (757) 624-3000  
Facsimile: (757) 624-3169  
senoona@kaufcan.com