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HONORABLE JAMES L. ROBART

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SUPERCELL OY,

Plaintiff,

v.

ROTHSCHILD DIGITAL MEDIA  
INNOVATIONS, LLC,

Defendant.

Case No. 2:15-cv-01119-JLR

**STIPULATION AND ~~PROPOSED~~  
ORDER OF DISMISSAL**

**STIPULATION**

Plaintiff Supercell OY (“Supercell”) and Defendant Rothschild Digital Media Innovations, LLC (“RDMI”) hereby enter into this Stipulation, subject to the approval of the Court.

WHEREAS:

1. On July 13, 2015, Supercell filed a Complaint against RDMI seeking declaratory judgment of non-infringement under 28 U.S.C. §§ 2201 and 2202 of U.S. Patent No. 6,101,534 (the ‘534 patent).
2. On June 9, 2016, RDMI filed a motion to stay the case pending *inter partes* review of the ‘534 patent.

STIPULATION AND ~~PROPOSED~~  
ORDER OF DISMISSAL  
Case No. 2:15-cv-01119-JLR

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- 1 3. On July 18, 2016, RDMI served amended infringement contentions alleging  
2 infringement of claims 1, 6-9, 21, and 23-24 of the '534 patent.
- 3 4. On July 28, 2016, the Court granted RDMI's motion to stay pending *inter partes*  
4 review.
- 5 5. On September 26, 2016, the PTAB issued its Final Written Decision pursuant to 35  
6 U.S.C. §318(a), finding Petitioner Sony Computer Entertainment America, LLC had  
7 shown, by a preponderance of the evidence that claims 1, 6-9, and 21-24 of the '534  
8 Patent are unpatentable.
- 9 6. On March 12, 2018, the Supreme Court of the United States denied RDMI's petition  
10 for writ of certiorari.
- 11 7. All claims asserted against Supercell by RDMI have been found unpatentable by the  
12 PTAB.
- 13 8. RDMI hereby agrees to a covenant not to sue Supercell on any of the remaining claims  
14 of the '534 patent on any product currently offered or previously offered by Supercell,  
15 or any product offered by Supercell in the future.
- 16 9. Therefore, the parties have agreed to dismiss all claims asserted by Supercell against  
17 RDMI and all counterclaims asserted by RDMI against Supercell with prejudice. Each  
18 party will bear its own expenses and costs.

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22 IT IS HEREBY STIPULATED AND AGREED by the undersigned attorneys for the  
23 parties that, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, the above-  
24 referenced case should be DISMISSED with prejudice and without an award of costs or fees to any  
25 party.

26 Stipulated to and presented on this 12<sup>th</sup> day of June, 2018.

1 Presented by,

2 Dated: June 12, 2018

FENWICK & WEST LLP

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*Attorneys for Plaintiff Supercell Oy*

17 Dated: June 12, 2018

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*Attorneys for Defendant Rothschild Digital Media  
Innovations, LLC*

25 Dated: June 12, 2018

STOLLE LAW GROUP, P.S.

26 By: s/Steven A. Stolle

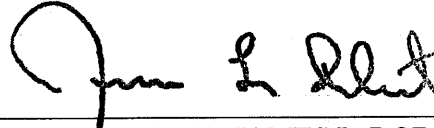
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*Attorneys for Defendant Rothschild Digital Media  
Innovations, LLC*

ORDER

The parties having so stipulated and agreed, it is hereby SO ORDERED. The above-referenced case is hereby DISMISSED with prejudice and without an award of costs or fees to any party. The Clerk is directed to send copies of this Order to all counsel of record.

DATED this 12<sup>th</sup> day of June, 2018.



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THE HONORABLE JAMES L. ROBERT  
UNITED STATES DISTRICT COURT JUDGE

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**CERTIFICATE OF SERVICE**

I, Sara McPhee, hereby certify that on June 12, 2018, I caused the foregoing **STIPULATION AND [PROPOSED] ORDER OF DISMISSAL** to be served on the following parties as indicated below:

<p><b>Steven A. Stolle</b>  <b>GORDON &amp; POLSCER, LLC</b>  1000 Second Avenue, Suite 1400  Seattle, WA 98104</p> <p><i>Attorneys for Defendant Rothschild  Digital Media Innovations, LLC</i></p>	<p><input type="checkbox"/> By United States Mail  <input type="checkbox"/> By Legal Messenger  <input checked="" type="checkbox"/> <b>By Electronic CM/ECF</b>  <input type="checkbox"/> By Overnight Express Mail  <input type="checkbox"/> By Facsimile  <input type="checkbox"/> By Email  sstolle@gordon-polsцер.com</p>
<p><b>John C. Carey</b>  <b>Ernesto M. Rubi</b>  <b>CAREY RODRIGUEZ MILIAN GONYA LLP</b>  1395 Bricknell Avenue, Suite 700  Miami, FL 33131</p> <p><i>Attorneys for Defendant Rothschild  Digital Media Innovations, LLC</i></p>	<p><input type="checkbox"/> By United States Mail  <input type="checkbox"/> By Legal Messenger  <input checked="" type="checkbox"/> <b>By Electronic CM/ECF</b>  <input type="checkbox"/> By Overnight Express Mail  <input type="checkbox"/> By Facsimile  <input type="checkbox"/> By Email [by agreement of counsel]  jcarey@careyrodriгuеz.com  erubi@careyrodriгuеz.com</p>

Dated: June 12, 2018

By: s/Sara McPhee  
For Elizabeth B. Hagan (WSBA No. 46933)  
FENWICK & WEST LLP