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11 UNITED STATES DISTRICT COURT
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13 NORTHERN DISTRICT OF CALIFORNIA
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15 OAKLAND DIVISION

16 ORACLE AMERICA, INC., a Delaware
corporation; ORACLE INTERNATIONAL
17 CORPORATION, a California corporation,

18 Plaintiffs,

19 v.

20 HEWLETT PACKARD ENTERPRISE
COMPANY, a Delaware corporation; and DOES
21 1-50,

22 Defendants.
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CASE NO. 4:16-cv-01393-JST

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

1 Plaintiffs Oracle America, Inc., Oracle International Corporation and Defendant Hewlett
2 Packard Enterprise Company (collectively, the “Parties”), by and through counsel, have entered
3 into a confidential settlement agreement (“Agreement”). The Parties hereby stipulate that this
4 action shall be dismissed with prejudice pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of
5 Civil Procedure and that the Honorable Judge Tigar shall retain jurisdiction over the Agreement.

6 **IT IS SO STIPULATED AND AGREED.**

7
8 Dated: January 17, 2023

LATHAM & WATKINS LLP

9 By: /s/ Christopher S. Yates
10 Christopher S. Yates
11 Attorneys for Plaintiffs
12 Oracle America, Inc. and
Oracle International Corporation

13 Dated: January 17, 2023

GIBSON, DUNN & CRUTCHER LLP

14 By: /s/ Jeffrey T. Thomas
15 Jeffrey T. Thomas
16 Attorneys for Defendant
Hewlett Packard Enterprise Company

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~~PROPOSED~~ ORDER

Plaintiffs Oracle America, Inc., Oracle International Corporation and Defendant Hewlett Packard Enterprise Company (collectively, the “Parties”), by and through counsel, have entered into a confidential settlement agreement (“Agreement”) and have stipulated that this action shall be dismissed with prejudice pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.

Pursuant to the Parties’ stipulation, **IT IS HEREBY ORDERED** that this action be dismissed with prejudice. This Court shall retain jurisdiction over the Agreement.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: January 17, 2023

By: 

THE HONORABLE JON S. TIGAR
UNITED STATES DISTRICT JUDGE