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Attorneys for Defendants

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

THE TONYTAIL COMPANY, INC. a Delaware Corporation, Plaintiff, v. CONAIR, a Delaware Corporation; SCUNCI INTL., Ltd., a Delaware Corporation; RITE AID, a Delaware Corporation; L&N Sales & Marketing, Inc., and DOES 1-10, inclusive, Defendants.	**CASE NO. 3:07-cv-05895-WHA** **JOINT STIPULATION**

IT IS STIPULATED AND AGREED by and between Plaintiff /Counterdefendant Tonytail Company, Inc. and Defendants/Counterplaintiffs, Conair Corp. and Rite Aid HDQTRS. Corp, that:

(1) all of Plaintiff's causes of action with respect to claims 1, 2 and 3 of U.S. Patent No. 6,263,884, are hereby dismissed with prejudice;

(2) Defendants' counterclaims requesting a declaratory judgment of invalidity and non-infringement with respect to claims 1, 2, and 3 of U.S. Patent No. 6,263,884 are likewise dismissed with prejudice;

(3) neither party will assert a cause of action against the other (or any related entity, affiliate, assignee, or successor) based in whole or part on the infringement, non-infringement, or invalidity of claims 1, 2, and 3 of U.S. Patent No. 6,263,884

The terms of this Agreement shall become effective upon entry and approval of this Stipulation by the Court.

DATED: May 15, 2008 MATLOCK LAW GROUP

By: */s/ Anne-Leith Matlock*
Anne-Leith Matlock, Esq,
Attorneys for Plaintiff
TONYTAIL COMPANY INC.

DATED: May 15, 2008 GOODWIN PROCTER, LLP

By: */s/ Thomas F. Fitzpatrick*
Thomas F. Fitzpatrick
Attorneys for Defendants
CONAIR CORPORATION AND RITE AID HDQTRS. CORP.