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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

ORACLE CORPORATION,

Plaintiff,

v.

QPSX LTD., FINANCIAL SYSTEMS TECHNOLOGY (INTELLECTUAL PROPERTY) PTY. LTD., and FINANCIAL SYSTEMS TECHNOLOGY PTY. LTD.,

Defendants.

Case No. C04-05116 WHA

STIPULATED MOTION FOR DISMISSAL

STIPULATED MOTION PURSUANT TO FRCP 15(a) AND LOCAL RULE 7-1(a)(5)

Plaintiff Oracle Corporation ("Plaintiff" or "Oracle") and Defendants QPSX, Ltd. ("QPSX"), Financial Systems Technology Pty. Ltd. ("FST") and Financial Systems Technology (Intellectual Property) Pty. Ltd. ("FST(IP)") (collectively "Defendants") file this stipulated motion, pursuant to FRCP 15(a) and LR 7-1(a)(5), for an order dismissing this action without prejudice. Plaintiff and Defendants have reached an agreement to dismiss this action without prejudice and to waive any and all requests for costs, expenses or attorneys fees in connection with this action.

Dated: February 24, 2005 ORRICK, HERRINGTON & SUTCLIFFE LLP

/s/
I. Neel Chatterjee
Attorneys for Plaintiff
ORACLE CORPORATION

Dated: February 24, 2005 SPIEGEL LIAO & KAGAY, LLP

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: February ___, 2005

Honorable William Alsup
United States District Judge