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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

MIZUHO ORTHOPEDIC SYSTEMS, INC., a Delaware Corporation,

Plaintiff,

v.

STERIS CORPORATION, an Ohio Corporation,

Defendant.

CASE NO.: 13-CV-01077-JD (KAW)

STIPULATION TO DISMISSAL WITH PREJUDICE AND ~~[PROPOSED]~~ ORDER

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Pursuant to Fed. R. Civ. P. 41(a) and the parties' confidential settlement agreement, Plaintiff MIZUHO ORTHOPEDIC SYSTEMS, INC. and Defendant STERIS CORPORATION, by and through their undersigned counsel, stipulate to voluntary dismissal of this action with prejudice. Each party shall bear its own costs and attorneys' fees.

The parties further stipulate, and request that the Court order, that the Court retain jurisdiction for the purposes of enforcing, or adjudicating disputes arising from, the parties' settlement agreement, subject to satisfying federal court jurisdiction.

Dated: May 1, 2014 WINSTON & STRAWN LLP

JD

By: /s/ Floyd R. Nation
Floyd R. Nation
Craig C. Crockett
Attorneys for Defendant,
STERIS CORPORATION

Dated: May 1, 2014 BIELEN, LAMPE & THOEMING, P.A.

By: /s/ Charles L. Thoeming
Charles L. Thoeming
Theodore J. Bielen, Jr.
Attorneys for Plaintiff,
MIZUHO ORTHOPEDIC SYSTEMS, INC.

CONCURRENCE IN FILING

I, Craig C. Crockett, hereby attest that the concurrence to the filing of this document has been obtained from each signatory hereto.

/s/ Craig C. Crockett
Craig C. Crockett

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 5/2/14

Hon. James Donato, U.S.D.J.

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