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Attorney for Defendant and Counterclaim Plaintiff RIVOS INC.

15 Attorneys for Plaintiff
16 APPLE INC.

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 SAN JOSE DIVISION

21 APPLE INC., a California corporation,
 22 Plaintiff,
 23 v.

24 RIVOS INC., a Delaware corporation; WEN
 SHIH-CHIEH a/k/a RICKY WEN, BHASI
 25 KAITHAMANA; JIM HARDAGE;
 WEIDONG YE; LAURENT PINOT;
 26 PRABHU RAJAMANI; and KAI WANG,
 27 Defendant.

Case No. 5:22-cv-02637-PCP

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER TO DISMISS
 ACTION**

Courtroom: 4
 Judge: Hon. P. Casey Pitts

Action Filed: April 29, 2022

1 IT IS HEREBY STIPULATED by Plaintiff and Counterclaim Defendant Apple Inc.
2 (“Apple”) and Defendant and Counterclaim Plaintiff Rivos Inc. (“Rivos”) that, subject to the
3 approval of the Court, all of Apple’s claims as to Rivos in the above-captioned action are
4 dismissed with prejudice, and all counterclaims as to Apple in the above-captioned action are
5 dismissed with prejudice. Each party will bear its own costs, fees, and expenses related to this
6 litigation, including attorney and expert fees and expenses.

7 WHEREAS, Apple and Rivos have entered into a settlement agreement that includes a
8 forensic investigation and remediation of any Apple confidential or non-public proprietary
9 information (“Apple Information”) identified during the remediation; and

10 WHEREAS, the forensic investigation and remediation of Apple Information are now
11 complete.

12 NOW, THEREFORE, it is hereby STIPULATED by and between Apple and Rivos and
13 hereby ORDERED by this Court that:

14 1. The claims against Rivos in the above-captioned case are hereby DISMISSED
15 with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2);

16 2. The counterclaims against Apple in the above-captioned case are hereby
17 DISMISSED with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(2);

18 3. Each party will bear its own costs, fees, and expenses related to this litigation,
19 including attorney and expert fees and expenses;

20 4. Rivos shall not use or disclose, for any purposes, Apple Information including but
21 not limited to any Apple Information that may be stored on any devices, drives, computers,
22 tablets, phones, electronic media, emails and email accounts, and cloud storage that Rivos has
23 access to; and

24 5. This Court shall retain exclusive and continuing jurisdiction over the Parties for
25 purposes of enforcing and adjudicating any violations of this Order that are not addressed by
26 dispute resolution provisions of the Parties settlement agreement.

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Dated: March 19, 2024

Respectfully submitted,
MORRISON & FOERSTER LLP

By: /s/ Bryan Wilson
Bryan Wilson
Attorney for Plaintiff
APPLE INC.

Dated: March 19, 2024

QUINN EMMANUEL URQUHART &
SULLIVAN, LLP

By: /s/ David Eiseman
David Eiseman
Attorneys for Defendant and Counterclaim
Plaintiff RIVOS INC.

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: March 19, 2024



Honorable P. Casey Pitts
UNITED STATES DISTRICT JUDGE

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ATTESTATION OF CONCURRENCE

I, Bryan Wilson, as the ECF user and filer of this document, attest that concurrence in the filing of this document has been obtained from David Eiseman.

Dated: March 19, 2024

/s/ Bryan Wilson
Bryan Wilson