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

19 WHATSAPP LLC,  
20  
Plaintiff,  
21  
v.  
22 AGIS SOFTWARE DEVELOPMENT LLC,  
23  
Defendant.

**Case No. 5:21-cv-03076-BLF**  
**JOINT MOTION TO DISMISS ACTION**  
**& [PROPOSED] ORDER**

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1 Plaintiff WhatsApp LLC (“WhatsApp”) and Defendant AGIS Software Development LLC  
2 (“AGIS Software”) (collectively, the “Parties”) hereby jointly move the Court to dismiss all claims  
3 of WhatsApp against AGIS Software without prejudice.

4 The Parties further move that all costs be assessed against the party who incurred them.

5 WHEREFORE, the Parties respectfully request that the Court enter the Proposed Order  
6 submitted with this motion.

7  
8 Dated: October 1, 2021

By /s/ Lisa K. Nguyen

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By /s/ Alfred R. Fabricant

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**ATTESTATION**

I hereby attest that all other signatories listed, and on whose behalf this filing is submitted, concur in this filing's content and have authorized this filing.

Dated: October 1, 2021

/s/ Lisa K. Nguyen

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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

WHATSAPP LLC,

Plaintiff,

v.

AGIS SOFTWARE DEVELOPMENT LLC,

Defendant.

**Case No. 5:21-cv-03076-BLF**

**[PROPOSED] ORDER GRANTING  
JOINT MOTION TO DISMISS ACTION**

On this date, the Court considered the Joint Notice to Dismiss Action by Plaintiff WhatsApp LLC (“WhatsApp”) and Defendant AGIS Software Development LLC (“AGIS Software”) (collectively, the “Parties”). Based on the motion, the grounds set forth therein, the pleadings and other filings in this case, and the agreement of the Parties to the motion, the Court finds that good cause has been established and the Joint Motion should be granted.

ORDERED, ADJUDGED AND DECREED that all claims asserted in this suit by WhatsApp against AGIS Software are hereby dismissed without prejudice.

It is further ORDERED that all costs are assessed against the party who incurred them.

IT IS SO ORDERED.

Dated:

\_\_\_\_\_  
Hon. Beth Labson Freeman