



- b. AT&T Inc. and AT&T Mobility agree that for purposes of discovery in this case, documents and information in the possession, custody or control of AT&T Inc. is deemed also to be in the possession, custody and control of AT&T Mobility. AT&T Mobility will not object to a request for deposition on the grounds that the prospective deponent is an employee of AT&T Inc. (though nothing in this stipulation prevents AT&T Mobility from objecting to a deposition on other grounds).
- c. AT&T Mobility or any assignee of AT&T Mobility is able to satisfy any judgment against it in this case. AT&T Inc. and AT&T Mobility each warrant and represent that they will not take any action that will cause AT&T Mobility to be unable to fully satisfy any judgment entered in this case.
- d. AT&T Mobility will respond to Solocron's First Amended Complaint on or before Friday, February 28, 2014.
- e. AT&T Mobility will not dispute that The United States District Court for the Eastern District of Texas has personal jurisdiction over it for purposes of this case.
- f. The acts alleged in Plaintiff's First Amended Complaint, to the extent that AT&T Inc. understands them, would be attributable to AT&T Mobility and not to AT&T Inc.; this representation is made without any admission to the truth or falsity of Plaintiff's allegations in Plaintiff's First Amended Complaint.
- g. AT&T Inc. and AT&T Mobility agree that they will not object to the timeliness of Plaintiff's attempt to add AT&T Inc. back into this litigation in

the event Plaintiff so moves. AT&T Inc. and AT&T Mobility preserve all objections but for timeliness to such potential motion, including but not limited to objections regarding the Court's personal jurisdiction (or lack of personal jurisdiction) over AT&T Inc. AT&T Mobility also agrees not to seek the extension of any case schedule or deadlines as a result of adding AT&T Inc. back into this litigation.

- h. AT&T Inc. agrees that it will not file a Declaratory Judgment action outside of and during the pending litigation relating to the patents and claims that were asserted against AT&T Inc. and AT&T Mobility in this action, other than as a counterclaim.
3. In reliance upon the representations and warranties made in paragraphs 2(a) – 2(h) above, Solocron agrees to dismiss AT&T Inc. without prejudice as allowed under Rule 41(a)(2) of the Federal Rules of Civil Procedure.
4. Solocron has not released, and nothing in this Stipulation should be construed as a release or discharge of, any claim Solocron has or may have in the future against any defendant named in this action or any other asserted infringer of the patents-in-suit. All other rights have been expressly reserved.

Accordingly, Solocron, AT&T Inc. and AT&T Mobility LLC request that the Court enter the attached order dismissing AT&T Inc. without prejudice.

Dated: February 28, 2014

Respectfully submitted,

/s/ William P. Nelson

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**ATTORNEYS FOR PLAINTIFF  
SOLOCRON MEDIA, LLC**

Dated: February 28, 2014

Respectfully submitted,

/s/ Theodore Stevenson, III

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**ATTORNEYS FOR DEFENDANTS AT&T  
INC. AND AT&T MOBILITY LLC**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by email this 28th day of February, 2014.

/s/ Theodore Stevenson, III

Theodore Stevenson, III

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