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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

CALDERA, INC.,

Plaintiff,

Vs.

MICROSOFT CORPORATION,

Defendant.

STIPULATION

No. 2:96 CV 0645B

Judge Dee V. Benson
Magistrate Judge Ronald N. Boyce

MS-PCA 1139671
CONFIDENTIAL

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure and to the Settlement Agreement between the parties, dated January 7, 2000 (the "Settlement Agreement"), the parties through their undersigned counsel hereby stipulate and move this Court for an order as follows:

1. The First Amended Complaint and each of its causes of action is dismissed with prejudice, each party to bear its own costs.
2. The Court shall retain jurisdiction over this matter with respect to the continuing enforcement of the Protective Order in this case, entered on April 1, 1997, and with respect to the Settlement Agreement.

DATED this _____ day of January, 2000.

SNOW, CHRISTENSEN & MARTINEAU

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