

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

LODSYS, LLC,

Plaintiff,

v.

DRIVETIME AUTOMOTIVE GROUP, INC.;

ESET, LLC;

FORESEE RESULTS, LLC;

LIVEPERSON, INC.;

OPINIONLAB, INC.;

THE NEW YORK TIMES COMPANY,

Defendants.

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CIVIL ACTION NO. 2:11-cv-309

ORDER OF DISMISSAL WITH PREJUDICE

In consideration of Plaintiff Lodsys, LLC's Notice of Dismissal of all claims between Plaintiff Lodsys, LLC and Defendant ESET, LLC, it is ORDERED, ADJUDGED, AND DECREED that all claims asserted in this suit between Plaintiff Lodsys, LLC and Defendant ESET, LLC are hereby dismissed with prejudice.

It is further ORDERED that all attorneys' fees, expenses, and costs are to be borne by the party that incurred them.

SO ORDERED.

SIGNED this 12th day of December, 2011.



DAVID FOLSOM

UNITED STATES DISTRICT JUDGE