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11 Attorney for Plaintiff
12 WRIST SP BIOTECH LLC

13
14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE CENTRAL DISTRICT OF CALIFORNIA

16
17 WRIST SP BIOTECH, LLC,

18 Plaintiff,

19 v.

20 MASIMO CORPORATION,

21 Defendant.

) Case No. 8:23-cv-02475-MCS-DFM

) **STIPULATED DISMISSAL**

) Hon. Mark C. Scarsi

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1 Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff Wrist SP Biotech,
2 LLC and Defendant Masimo Corporation hereby file this Stipulated Dismissal
3 as to all Claims and Counterclaims:

4 1. Plaintiff agrees to dismiss with prejudice its claims against
5 Defendant set forth in its Complaint for Patent Infringement (Dkt. No. 1);

6 2. Defendant agrees to dismiss without prejudice its counterclaims
7 against Plaintiff set forth in Defendant’s Amended Counterclaims (Dkt. No. 27);

8 3. Each party shall bear its own expenses, costs, and attorneys’ fees;
9 and

10 4. Plaintiff unconditionally and irrevocably covenants and promises
11 not to assert any past, present, or future claim against Defendant, or any
12 customer of Defendant, for infringement of United States Patent No. 11,331,015
13 (“the ’015 patent”), or any reissues or reexaminations of the ’015 patent, or
14 continuations, continuations-in-part, divisionals, pending applications and/or
15 foreign counterparts claiming priority to the ’015 patent or to any application
16 filed with respect thereto or to which the ’015 patent claims priority. This
17 covenant is binding on any successor and assign of the ’015 Patent.

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Respectfully submitted,

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KNOBBE, MARTENS, OLSON & BEAR, LLP

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Dated: June 6, 2024

By: /s/ Irfan A. Lateef

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Irfan A. Lateef

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Raymond Lu

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Attorneys for Defendant and
Counterclaimant

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MASIMO CORPORATION

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DNL ZITO

Dated: June 6, 2024 By: /s/ Joseph J. Zito
Joseph J. Zito

Attorneys for Plaintiff
WRIST SP BIOTECH LLC

FILER’S ATTESTATION

Pursuant to Local Rule 5-4.3.4 regarding signatures, I hereby attest that concurrence in the filing of this document has been obtained from all signatories above.

Dated: June 6, 2024 By: /s/ Irfan A. Lateef
Irfan A. Lateef