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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

ESCO CORPORATION)
an Oregon corporation,)
)
Plaintiff,)
)
v.)
)
BERKELEY FORGE & TOOL, INC.,)
a California Corporation,)
)
Defendant.)

Case No. CV 09-1635 SBA
FINAL DECISION AND ORDER
PURSUANT TO STIPULATION

Pursuant to joint motion and stipulation of the Plaintiff, ESCO Corporation and Defendant, Berkeley Forge & Tool, Inc., which includes the stipulation that this final decision should be entered, this Court enters this final decision that Berkeley Forge & Tool, Inc. has not sustained its burden of proving the invalidity of any patent claim of U.S. Patent No. 7,171, 771 or U.S. Patent No. 7,174,661. This action is dismissed with prejudice. This decision is an Order of the Court which is final, enforceable and not appealable.

IT IS SO ORDERED.

Dated: March 8, 2010

By: *Sandra B. Armstrong*
The Honorable Sandra B. Armstrong
United States District Court Judge