

1 Jeffrey M. Fisher (SBN 155284)
 jfisher@fbm.com
 2 Eugene Y. Mar (SBN 227071)
 emar@fbm.com
 3 Erik C. Olson (SBN 260452)
 eolson@fbm.com
 4 Alex Reese (SBN 280530)
 areese@fbm.com
 5 Thomas J. Pardini (SBN 313401)
 tpardini@fbm.com
 6 FARELLA BRAUN + MARTEL LLP
 7 235 Montgomery Street, 17th Floor
 8 San Francisco, California 94104
 Telephone: (415) 954-4400
 9 Facsimile: (415) 954-4480

Rudolph A. Telscher, Jr.*
 rudy.telscher@huschblackwell.com
 Steven E. Holtshouser*
 steve.holtshouser@huschblackwell.com
 Kara R. Fussner*
 kara.fussner@huschblackwell.com
 Christina Moore*
 christina.moore@huschblackwell.com
 HUSCH BLACKWELL LLP
 190 Carondelet Plaza, Suite 600
 St. Louis, MO 63105
 314-480-1500 Telephone
 314-480-1505 Facsimile
 *admitted pro hac vice

Attorneys for Defendants Emerson Electric Co. and Emerson Network Power Solutions, Inc.; Liebert Corporation (now known as Vertiv Corporation)

James R. Batchelder (CSB #136347)
 james.batchelder@ropesgray.com
 David S. Chun (CSB #315958)
 david.chun@ropesgray.com
 James L. Davis, Jr. (CSB #304830)
 james.l.davis@ropesgray.com
 ROPES & GRAY LLP
 1900 University Ave. 6th Floor
 East Palo Alto, CA 94303-2284
 650-617-4000 Telephone
 650-617-4090 Facsimile

Attorneys for Defendants Emerson Electric Co.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

20 BLADEROOM GROUP LIMITED, et al.,

21 *Plaintiffs,*

22 v.

23 EMERSON ELECTRIC CO., et al.,

24 *Defendants.*

Case No.: 15-cv-01370-EJD

**JOINT STIPULATION FOR DISMISSAL
 AND ~~PROPOSED~~ ORDER AS TO
 DEFENDANTS EMERSON ELECTRIC
 CO., EMERSON NETWORK POWER
 SOLUTIONS, INC. and LIEBERT
 CORPORATION**

Date: March 9, 2023

Time: 10:00 AM

Place: San Jose Courthouse, Ctrm. 4, 5th Floor

Judge: Hon. Edward J. Davila

1 **JOINT STIPULATION FOR DISMISSAL WITH PREJUDICE AS TO**
2 **DEFENDANTS EMERSON ELECTRIC CO., EMERSON NETWORK**
3 **POWER SOLUTIONS, INC. and LIEBERT CORPORATION**

4 **WHEREAS**, Plaintiffs BladeRoom Group Limited and Bripco (UK) Limited (collectively,
5 “BladeRoom”) and Defendants Emerson Electric Co., Emerson Network Power Solutions, Inc.
6 and Liebert Corporation (n/k/a Vertiv Corporation¹) (collectively, “Emerson”) have entered into a
7 confidential written settlement agreement resolving BladeRoom’s claims against Emerson, and
8 hereby submit this Stipulation that will only become effective upon Court Order approving it;

9 **WHEREAS**, BladeRoom and Emerson desire and have agreed to dismiss BladeRoom’s
10 action against Emerson with prejudice;

11 **THEREFORE BLADEROOM AND EMERSON HEREBY JOINTLY STIPULATE**
12 **AS FOLLOWS:**

- 13 • all claims and defenses in the above-captioned matter as between BladeRoom and
14 Emerson are hereby **DISMISSED WITH PREJUDICE** upon the Court’s Order
15 on this Stipulation, with BladeRoom and Emerson to bear their own attorneys’ fees
16 and costs; and
- 17 • BladeRoom and Emerson waive all their rights of appeal, if any, effective upon the
18 entry of the Court’s order approving this Stipulation.

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26 ¹ Liebert Corporation (“Liebert”) and Emerson Network Power Solutions, Inc. (“ENPSI”) were
27 each named parties in the Second Amended Complaint (“SAC”) (Doc. 107). Liebert
28 subsequently changed its name to Vertiv Corporation. Also subsequent to the filing of the
 SAC, ENPSI changed its name to Vertiv Solutions, Inc. (“VSI”) and thereafter VSI was
 merged out of existence via a merger into Vertiv Corporation.

1 Dated: January 3rd, 2023

Respectfully submitted,

2 By: /s/ Rudolph A. Telscher, Jr.

3 Rudolph A. Telscher, Jr.*

4 rudy.telscher@huschblackwell.com

5 Steven E. Holtshouser*

6 steve.holtshouser@huschblackwell.com

7 Christina Moore*

8 christina.moore@huschblackwell.com

9 Kara R. Fussner*

10 kara.fussner@huschblackwell.com

11 HUSCH BLACKWELL LLP

12 190 Carondelet Plaza, Suite 600

13 St. Louis, MO 63105

14 314-480-1500 Telephone

15 314-480-1505 Facsimile

16 *admitted *pro hac vice*

17 ***Attorneys for Defendants EMERSON***
18 ***ELECTRIC CO. and EMERSON NETWORK***
19 ***POWER SOLUTIONS, INC.; and LIEBERT***
20 ***CORPORATION***

21 James R. Batchelder (CSB #136347)

22 james.batchelder@ropesgray.com

23 David S. Chun (CSB #315958)

24 david.chun@ropesgray.com

25 James L. Davis, Jr. (CSB #304830)

26 james.l.davis@ropesgray.com

27 ROPES & GRAY LLP

28 1900 University Ave. 6th Floor

East Palo Alto, CA 94303-2284

650-617-4000 Telephone

650-617-4090 Facsimile

Attorneys for Defendants EMERSON ELECTRIC
CO.

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Dated: January 3rd, 2023

Respectfully submitted,

By: /s/ Jeffrey M. Fisher (with permission)

Jeffrey M. Fisher (SBN 155284)

jfisher@fbm.com

Eugene Y. Mar (SBN 227071)

emar@fbm.com

Erik C. Olson (SBN 260452)

eolson@fbm.com

Alex Reese (SBN 280530)

areese@fbm.com

Thomas J. Pardini (SBN 313401)

tpardini@fbm.com

FARELLA BRAUN + MARTEL LLP

235 Montgomery Street, 17th Floor

San Francisco, California 94104

Telephone: (415) 954-4400

Facsimile: (415) 954-4480


***Attorneys for Plaintiffs BladeRoom
Group Limited and Bripco (UK) Limited***

1 ~~[PROPOSED]~~
2 **ORDER OF DISMISSAL WITH PREJUDICE AS TO DEFENDANTS EMERSON**
3 **ELECTRIC CO., EMERSON NETWORK POWER SOLUTIONS, INC. AND**
4 **LIEBERT CORPORATION**

5 The Court, having reviewed the joint stipulation for dismissal with prejudice by Plaintiffs
6 BladeRoom Group Limited and Bripco (UK) Limited (collectively, “BladeRoom”) and
7 Defendants Emerson Electric Co., Emerson Network Power Solutions, Inc. and Liebert
8 Corporation n/k/a Vertiv Corporation (collectively, “Emerson”), hereby orders as follows: all
9 claims and defenses in the above-captioned matter as between BladeRoom and Emerson are hereby
10 **DISMISSED WITH PREJUICE**, with BladeRoom and Emerson to bear their own attorneys’
11 fees and costs.

12 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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15 Dated: January 4, 2022

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17 HON. EDWARD J. DAVILA
18 UNITED STATES DISTRICT JUDGE
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