

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
GREENSBORO DIVISION

ESOTERIX	GENETIC)	
LABORATORIES, LLC AND THE)	
JOHNS HOPKINS UNIVERSITY,)	
)	
Plaintiffs,)	
)	CA No.: 1:16-cv-1111- WO-JEP
v.)	
)	
AMBRY GENETICS CORPORATION,)	
)	TRIAL BY JURY DEMANDED
Defendant.)	
)	
)	
)	

STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs Esoterix Genetic Laboratories, LLC ("EGL") and The Johns Hopkins University ("JHU") and Defendant Ambry Genetics Corporation ("Ambry") that, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), EGL and JHU's claims against Ambry, and Ambry's counterclaims against EGL and JHU be, and they hereby are, dismissed with prejudice. EGL and JHU shall not be responsible for Ambry's attorney's fees, expenses and costs; nor shall Ambry be responsible for EGL or JHU's attorney's fees, expenses and costs.

Dated: _____, 2018

Respectfully submitted,

/s/ Draft

Jim W. Phillips, Jr.
David W. Sar
James T. Williams, Jr.
Brooks, Pierce, McLendon, Humphrey &
Leonard, LLP
230 North Elm Street
2300 Renaissance Plaza
Greensboro, NC 27401
Telephone: 336-373-8850
Facsimile: 336-378-1001
jphillips@brookspierce.com
dsar@brookspierce.com
jwilliams@brookspierce.com

Mandy H. Kim
McDermott Will & Emery LLP
4 Park Plaza, Suite 1700
Irvine, CA 92614
Telephone: 949-851-0633
Facsimile: 949-851-9348
mhkim@mwe.com

William G. Gaede, III
Bhanu K. Sadasivan
McDermott Will & Emery LLP
275 Middlefield Road, Suite 100
Menlo Park, CA 94025
Telephone: 650-815-7400
Facsimile: 650-815-7401
wgaede@mwe.com
bsadasivan@mwe.com

Attorneys for Ambry Genetics Corporation

/s/ Draft

Steven Gardner (N.C. Bar No. 20984)
sgardner@kilpatricktownsend.com
Matias Ferrario (N.C. Bar No. 38723)
mferrario@kilpatricktownsend.com
N. Dean Powell, Jr. (N.C. Bar No. 35511)
dpowell@kilpatricktownsend.com
Caroline Wray (N.C. Bar No. 46513)
cwrays@kilpatricktownsend.com

Kilpatrick Townsend & Stockton LLP
1001 West Fourth Street
Winston-Salem, NC 27101
(336) 607-7300 (telephone)
(336) 607-7500 (facsimile)

Susan A. Cahoon (GA Bar No. 102000)
scagoon@kilpatricktownsend.com
Kilpatrick Townsend & Stockton
1100 Peachtree Street NE, Suite 2800
Atlanta, GA 30309-4528
(404) 815-6500 (telephone)
(404) 815-6555 (facsimile)

*Attorneys for Esoterix Genetic
Laboratories, LLC*

/s/ Draft

Paul K. Sun, Jr.
N.C. State Bar No. 16847
ELLIS & WINTERS LLP
Post Office Box 33550
Raleigh, North Carolina 27636
Telephone: (919) 865-7000
Facsimile: (919) 865-7010
paul.sun@elliswinters.com

Katrina M. Quicker
Jason P. Grier
BAKER & HOSTETLER LLP
1170 Peachtree Street, NE, Suite 2400
Atlanta, GA 30309-7676
Telephone:(404) 459-0050
Facsimile:(404) 459-5734
kquicker@bakerlaw.com
jgrier@bakerlaw.com

Attorneys for The Johns Hopkins University

IT IS THEREFORE ORDERED that all claims for relief asserted against Esoterix Genetic Laboratories, LLC and The Johns Hopkins University by Ambry Genetics Corporation are hereby dismissed with prejudice.

IT IS FURTHER ORDERED that all attorneys' fees, costs of court, and expenses shall be borne by each party incurring the same.

IT IS SO ORDERED.

DATED:

United States District Court Judge