

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

H2 INTELLECT LLC,	)	
	)	Civil Action No. 2:24-cv-00367
Plaintiff,	)	
	)	
v.	)	JURY TRIAL DEMANDED
	)	
INTERNATIONAL BUSINESS MACHINES	)	
CORPORATION,	)	
	)	
Defendant.	)	

STIPULATION OF DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff H2 Intellect LLC and Defendant International Business Machines Corporation hereby stipulate to the dismissal of the action. All claims of infringement that Plaintiff raised or could have raised in this action are dismissed WITH PREJUDICE. Each Party will bear its own costs and attorneys' fees. All claims or defenses that Defendant raised are dismissed WITHOUT PREJUDICE.

Dated: February 3, 2025

Respectfully submitted,

By: /s/ Rex A. Mann

By: /s/ John R. Keville

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document was filed electronically with the Clerk of Court using the CM/ECF system. All counsel of record have consented to electronic service and are being served with a copy of this document through the Court's CM/ECF system on February 3, 2025.

/s/ Rex A. Mann
Rex A. Mann

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

H2 INTELLECT LLC,

Plaintiff,

v.

INTERNATIONAL BUSINESS
MACHINES CORPORATION,

Defendant.

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CIVIL ACTION NO. 2:24-cv-00367-JRG-RSP

ORDER

Before the Court is the Stipulation of Dismissal (the “Stipulation”) filed by H2 Intellect LLC (“Plaintiff”) and International Business Machines Corporation (“Defendant”). (Dkt. No. 42.) In the Stipulation, the parties represent that the above-captioned case has been resolved and request dismissal pursuant to Rule 41(a)(1)(A)(ii) of all claims of infringement that Plaintiff raised or could have raised in the above-captioned action with prejudice and all claims or defenses that Defendant raised without prejudice. (*Id.* at 1.)

Having considered the Stipulation, the Court **ACCEPTS AND ACKNOWLEDGES** that all claims and causes of action asserted by Plaintiff against Defendant in the above-captioned case are **DISMISSED WITH PREJUDICE** and all claims or defenses that Defendant raised are **DISMISSED WITHOUT PREJUDICE**. Each party is to bear its own costs, expenses, and attorneys’ fees. All pending requests for relief in the above-captioned case not explicitly granted herein are **DENIED AS MOOT**.

The Clerk of Court is directed to **CLOSE** the above-captioned case as no parties or claims remain.

So Ordered this

Feb 5, 2025



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE