## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

GENENTECH, INC.,

Plaintiff,

v.

SAMSUNG BIOEPIS CO., LTD.,

Defendant.

C.A. No. 20-859-CFC-JLH

## JOINT STIPULATION OF DISMISSAL

This stipulation is made by and between Plaintiff Genentech, Inc. ("Genentech") and Defendant Samsung Bioepis Co., Ltd. ("Samsung") (all collectively, "the Parties").

WHEREAS, Plaintiff and Defendant have asserted various claims and counterclaims in the above-captioned case;

WHEREAS, the Parties have entered into a Bevacizumab Settlement Agreement, and mutually agree to voluntarily dismiss all claims and counterclaims asserted in the above-captioned case with prejudice;

THEREFORE, IT IS HEREBY JOINTLY STIPULATED by the parties that:

1. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), all claims, counterclaims, and demands asserted in the above-captioned case are hereby dismissed with prejudice;

2. In the event Genentech files a patent infringement action based on the asserted patents of the above-captioned case against Samsung, nothing in this Order shall prevent Samsung from challenging the validity, noninfringement, or enforceability of any of the asserted patents in such action; and

3. Each Party will bear its own attorneys' fees and costs with respect to the above-captioned case.

Dated: September 7, 2022

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Attorneys for Defendant Samsung Bioepis Co., Ltd.

IT IS SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

# CHIEF UNITED STATES DISTRICT JUDGE