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5 Attorneys for Defendant  
6 Happy Mutants LLC  
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**FILED**

**JAN 05 2010**

KIM TURNER  
Court Executive Officer  
MARIN COUNTY SUPERIOR COURT  
By: A. Garcia, Deputy

9 SUPERIOR COURT OF THE STATE OF CALIFORNIA  
10 FOR THE COUNTY OF MARIN

11 MAGICJACK, LP,

12 Plaintiff,

13 v.

14 HAPPY MUTANTS LLC,

15 Defendant.

CASE NO. CIV 091108

**[PROPOSED] JUDGMENT**

16  
17 The Court, having GRANTED the Special Motion Of Defendant Happy Mutants LLC  
18 d/b/a Boing Boing ("Boing Boing") to Strike the Complaint pursuant to Cal. Code Civ. P. §  
19 425.16(b) on May 27, 2009, and GRANTED, in part, the Motion of Boing Boing for attorneys'  
20 fees and costs pursuant to Cal. Code Civ. P. § 425.16(c), enters judgment as follows:

21  
22 IT IS ORDERED AND ADJUDGED that:

23  
24 1) Plaintiff MagicJack, L.P. ("MagicJack") shall take nothing against Boing Boing on  
25 its Complaint for (1) Defamation, and (2) Unfair Competition;

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27 2) The Complaint is hereby dismissed on the merits.  
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**FAXED**

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- 3) MagicJack shall pay attorneys' fees to Boing Boing in the amount of \$52,754.00.
- 4) MagicJack shall pay costs to Boing Boing in the amount of \$1,221.03

**JAN 05 2010**

DATED: \_\_\_\_\_

VERNA ADAMS

\_\_\_\_\_  
The Honorable Verna A. Adams  
Judge of the Superior Court

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**PROOF OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is Mitchell Silberberg & Knupp LLP, 11377 West Olympic Boulevard, Los Angeles, California 90064-1683.

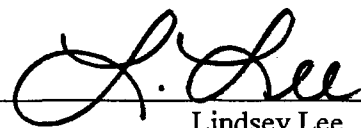
On December 30, 2009, I served a copy of the foregoing document(s) described as **[PROPOSED] JUDGMENT** on the interested parties in this action at their last known address as set forth below by taking the action described below:

Beth H. Parker  
Rhonda L. Stewart  
Arnold & Porter LLP  
275 Battery Street, Suite 2700  
San Francisco, CA 94111

*Attorneys for Plaintiff*

**BY PLACING FOR COLLECTION AND MAILING:** I placed the above-mentioned document(s) in sealed envelope(s) addressed as set forth above, and placed the envelope(s) for collection and mailing following ordinary business practices. I am readily familiar with the firm's practice for collection and processing of correspondence for mailing with the United States Postal Service. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at 11377 West Olympic Boulevard, Los Angeles, California 90064-1683 in the ordinary course of business.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

  
\_\_\_\_\_

Lindsey Lee