

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ENZO LIFE SCIENCES, INC.,

Plaintiff,

v.

AFFYMETRIX, INC.,

Defendant.

AFFYMETRIX, INC.,

Plaintiff,

v.

ENZO BIOCHEM, INC. and
ENZO LIFE SCIENCES, INC.,

Defendants.

USDS SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: <u>4/25/14</u>

CIVIL ACTION NO. 04-CV-1555 (RJS)

STIPULATION OF DISMISSAL

CIVIL ACTION NO. 03-CV-8907 (RJS)

IT IS HEREBY STIPULATED AND AGREED that all claims by Enzo Life Sciences, Inc. (formerly known as Enzo Diagnostics, Inc.) against Affymetrix, Inc. shall be, and hereby are, dismissed with prejudice and without fees and costs;

IT IS FURTHER STIPULATED AND AGREED that all claims by Affymetrix, Inc. against Enzo Biochem, Inc. and Enzo Life Sciences, Inc. (formerly known as Enzo Diagnostics, Inc.) shall be, and hereby are, dismissed with prejudice and without fees and costs;

IT IS FURTHER STIPULATED AND AGREED that this Stipulation is without prejudice to Enzo Biochem, Inc. and Enzo Life Sciences, Inc.'s rights to appeal in any other action;

IT IS FURTHER STIPULATED AND AGREED that this Stipulation may be executed in separate multiple counterparts, each of which shall be deemed to be an original. Signatures

provided through email or facsimile are deemed to be the equivalent of originals for filing purposes.

Dated: April 22, 2014
New York, New York

GREENBERG TRAURIG, LLP

By: _____
Ronald D. Lefton
leftonr@gtlaw.com
Karen Y. Bitar
bitark@gtlaw.com

*Attorneys for Plaintiff/Defendants
Enzo Life Sciences, Inc. and
Enzo Biochem, Inc.
200 Park Avenue
New York, New York 10166
(212) 801-9200*

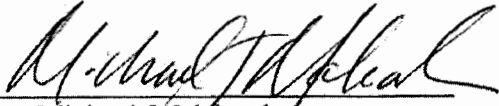
ENZO LIFE SCIENCES, INC.

By: _____
Name:
Title:

ENZO BIOCHEM, INC.

By: _____
Name:
Title:

KAYE SCHOLER, LLP

By: 
Michael J. Malecek
michael.malecek@kayescholer.com
Peter E. Root
peter.root@kayescholer.com

*Attorneys for Plaintiff/Defendant
Affymetrix, Inc.
3000 El Camino Real
2 Palo Alto Square, Suite 400
Palo Alto, CA 94306
(650) 319-4500*

AFFYMETRIX, INC.

By: _____
Name:
Title:

SO ORDERED
Date: 
4/25/14
RICHARD J. SULLIVAN
U.S.D.J.

provided through email or facsimile are deemed to be the equivalent of originals for filing purposes.

Dated: April __, 2014
New York, New York

GREENBERG TRAURIG, LLP

KAYE SCHOLER, LLP

By: _____

Ronald D. Lefton
leftonr@gtlaw.com
Karen Y. Bitar
bitark@gtlaw.com

*Attorneys for Plaintiff/Defendants
Enzo Life Sciences, Inc. and
Enzo Biochem, Inc.
200 Park Avenue
New York, New York 10166
(212) 801-9200*

By: _____

Michael J. Malecek
michael.malecek@kayescholer.com
Peter E. Root
peter.root@kayescholer.com

*Attorneys for Plaintiff/Defendant
Affymetrix, Inc.
3000 El Camino Real
2 Palo Alto Square, Suite 400
Palo Alto, CA 94306
(650) 319-4500*

ENZO LIFE SCIENCES, INC.

AFFYMETRIX, INC.

By: _____

Name:
Title:

ENZO BIOCHEM, INC.

By:  _____

Name: Siang Chin
Title: Senior Vice President and
General Counsel

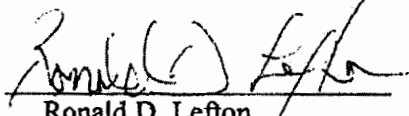
By: _____

Name:
Title:

provided through email or facsimile are deemed to be the equivalent of originals for filing purposes.

Dated: April 22, 2014
New York, New York

GREENBERG TRAURIG, LLP

By: 
Ronald D. Lefton
leftonr@gtlaw.com
Karen Y. Bitar
bitark@gtlaw.com

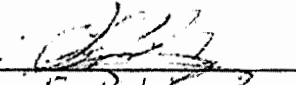
*Attorneys for Plaintiff/Defendants
Enzo Life Sciences, Inc. and
Enzo Biochem, Inc.
200 Park Avenue
New York, New York 10166
(212) 801-9200*

KAYE SCHOLER, LLP

By: _____
Michael J. Malecek
michael.malecek@kayescholer.com
Peter E. Root
peter.root@kayescholer.com

*Attorneys for Plaintiff/Defendant
Affymetrix, Inc.
3000 El Camino Real
2 Palo Alto Square, Suite 400
Palo Alto, CA 94306
(650) 319-4500*

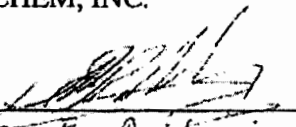
ENZO LIFE SCIENCES, INC.

By: 
Name: E. Rabban
Title: President

AFFYMETRIX, INC.

By: _____
Name:
Title:

ENZO BIOCHEM, INC.

By: 
Name: E. Rabban
Title: Chairman