

shall be used solely for the purposes of pretrial discovery, settlement and compromise negotiations, trial and any appeal of the Litigation, and for no other purpose whatsoever.

4. The parties agree that no copies of the Confidential Information shall be distributed to anyone other than those identified in Paragraph 2 above, without the written consent of the producing party, other than as set forth in this Agreement. Further, all receiving parties will return the Confidential Information (including all copies thereof) to the producing party or destroy the Confidential Information at the conclusion of the Litigation.

5. This Stipulation and Confidentiality Agreement is without prejudice of the right of any party to oppose the admissibility of any of the information produced on the grounds of lack of relevancy, privilege or other legal reason.

Respectfully submitted this 15th day of December, 2010.

[Consent Signature Appear on Next Page]

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FILED

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