

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

FICEP CORPORATION,

Plaintiff,

v.

VOORTMAN USA CORP.,

Defendant.

Civil Action No. MJG-13-429

CONSENT FINAL JUDGMENT

WHEREAS this matter comes before the Court upon the joint motion and stipulation of the parties, Plaintiff Ficep Corporation (“Ficep”) and Defendant Voortman USA Corp., (“Voortman”);

WHEREAS, the parties have reached an agreement to settle the above captioned matter dated April 17, 2018 (“Settlement Agreement”); and

WHEREAS the parties hereby request that a final judgment, as to the matters set forth below, be entered as follows.

THIS COURT ADJUDGES AND DECREES AS FOLLOWS:

1. This action arises under the patent laws of the United States, Title 35 of the United States Code.
2. This Court has subject matter jurisdiction under 28 U.S.C. § 1338(a).
3. Venue in this Court is proper.
4. Plaintiff Ficep has standing to assert rights in U.S. Patent No. 7,974,719 (the “Patent-in-Suit”) against Defendant Voortman.

5. Voortman stipulates that it has infringed, and therefore is hereby found to have infringed the Patent-in-Suit by selling within the United States the accused products.
6. Voortman stipulates that the claims of the Patent-in-Suit are valid, and therefore the claims of the Patent-in-Suit are hereby found to be valid.
7. Any remaining claims or counterclaims of the parties are dismissed with prejudice.
8. The parties waive their right to appeal or otherwise contest this Consent Final Judgment.
9. Each party will bear its own fees and costs (statutory and otherwise).

IT IS SO ORDERED AND DECREED THIS 23rd day of April, 2018

/s/
Marvin J. Garbis
United States District Court Judge