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10 [Attorneys added on next page.]
11

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION
14

15 HYPER ICE, INC. and DATAFEEL
16 INC.,
17 Plaintiffs and
Counterclaim-Defendants,
18
19 v.
20 THERABODY, INC.,
21 Defendant and
Counterclaim-Plaintiff.
22

CASE NO. 8:24-cv-01472-JWH-DFM
(Lead Case)
CASE NO. 8:24-cv-02034-JWH-DFM
(Consolidated)
STIPULATION OF PARTIAL
DISMISSAL

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1 Plaintiffs Hyper Ice, Inc. and DataFeel Inc. (“Plaintiffs”) and Defendant
2 Therabody, Inc. (“Defendant”) hereby stipulate under Federal Rule of Civil Procedure
3 41(a)(1)(ii) that the following be dismissed with prejudice, with each party bearing
4 that party’s own attorney’s fees and costs:

- 5 • Plaintiffs’ claims that Defendant’s products infringe claims 1-3 and 5-19
6 of U.S. Patent No. 12,036,174 (the “’174 patent);
- 7 • Plaintiffs’ claims that Defendant’s Theragun PRO Plus and Theragun
8 Prime Plus infringe the ‘174 Patent;
- 9 • Plaintiffs’ claims that Defendant’s TheraFace Pro when used with any
10 component other than the LED Light Ring attachment infringe the ‘174
11 Patent;
- 12 • Defendant’s counterclaims that its products do not infringe claims 1-3
13 and 5-19 of the ‘174 Patent;
- 14 • Defendant’s counterclaims that Defendant’s Theragun PRO Plus and
15 Theragun Prime Plus do not infringe the ‘174 Patent; and
- 16 • Defendant’s counterclaims that claims 1-3 and 5-19 of the ’174 patent
17 are invalid.

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1 DATED: June 12, 2025

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By: /s/ Benjamin A. Herbert

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SIGNATURE ATTESTATION

The other signatories listed, and on those behalf the filing is submitted,
concur in the filing's content and have authorized the filing.