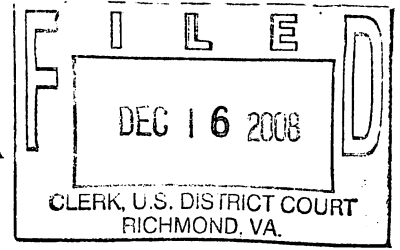


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION



VELOCITY MICRO, INC.)
)
 Plaintiff,)
)
 v.)
)
 THE EDGE INTERACTIVE MEDIA, INC.,)
)
 Defendant/Cross Plaintiff)
 /Third Party Plaintiff)
)
 v.)
)
 BEST BUY, INC.)
)
 Third Party Defendant.)

Civil Action No.: 03:08CV135 - JRS

FINAL ORDER

THIS DAY came Plaintiff Velocity Micro, Inc., and Defendant The Edge Interactive Media, by counsel, and represented that the parties have resolved this matter and settled the dispute between them. Accordingly, it is hereby ORDERED that:

- (1) The third party complaint of The Edge Interactive Media, Inc. against Defendant Best Buy, Inc. is dismissed without prejudice, pursuant to Federal Rule of Civil Procedure 41;
- (2) The motion of Edge Games, Inc. to be joined as a party is granted;
- (3) The answer and counterclaim of Edge Games, Inc., previously identified as Exhibit D to Docket entry 32 is deemed filed herein (the third party complaint having been dismissed as stated herein is not included in this filing);

(4) The Complaint of Velocity Micro, Inc. against The Edge Interactive Media, Inc. is dismissed with prejudice; Edge Games, Inc. and The Edge Interactive Media, Inc. are deemed to have defended and succeeded on the merits with respect to the Complaint;

(5) The Order granting sanctions to Velocity Micro, Inc. is vacated and no sanctions shall issue against The Edge Interactive Media, Inc.

(6) Judgment on all Counts of the counterclaims of The Edge Interactive Media, Inc. and Edge Games, Inc. against Velocity Micro, Inc. is entered against Velocity Micro, Inc. However, the parties having resolved, pursuant to a confidential settlement agreement, all remaining matters including, but not limited to, all damages and/or other forms of relief associated with remedying any liability, Velocity Micro, Inc. shall have no further liability to The Edge Interactive Media, Inc. or Edge Games, Inc., and The Edge Interactive Media, Inc. and Edge Games, Inc. may seek no further relief against Velocity Micro, Inc. related to the subject matter of this action.

Nothing further remaining to be done herein, this matter is stricken from the court's docket and placed among the ended causes.

Enter: 12/16/2008

James A. Spencer
Chief United States District Judge

WE ASK FOR THIS:
Thomas N. Roberts
Counsel for Edge Games, Inc.
Paul John
Counsel for Velocity Micro, Inc.