

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

NANOSYS, INC.

Plaintiff,

v.

NANOCO TECHNOLOGIES LTD.

and

SIGMA-ALDRICH CORPORATION

Defendants.

Civil Action No.: 3:09-cv-258

**PLAINTIFF'S RULE 41 NOTICE OF VOLUNTARY DISMISSAL
WITH PREJUDICE AS TO ALL DEFENDANTS**

Pursuant to Fed. R. Civ. P. 41(a), Plaintiff Nanosys, Inc. hereby gives notice of its voluntary dismissal solely as to Defendants Nanoco Technologies Ltd. ("Nanoco") and Sigma-Aldrich Corporation ("Sigma-Aldrich"). This dismissal is with prejudice with respect to all alleged prior acts of infringement that relate to the making, using, selling, offering to sell, or importing into the United States any and all Lumidots that allegedly infringed the patents-in-suit. As used here, the term "Lumidots" means quantum dot nanocrystals having a CdSe/ZnS core-shell structure. In all other respects, this voluntary dismissal is without prejudice. No court order of dismissal is required, because no opposing party herein has served either an answer or a motion for summary judgment.

Respectfully submitted,

STAFFORD ROSENBAUM LLP

Date: July 23, 2009

By: s/ Joseph P. Wright
Joseph P. Wright
Attorneys for Plaintiff
222 West Washington Avenue, Suite 900
Post Office Box 1784
Madison, WI 53701-1784
(608) 256-0226

Mark Fox Evens
Eldora L. Ellison
Byron L. Pickard
STERNE, KESSLER, GOLDSTEIN & FOX PLLC
1100 New York Avenue, NW
Washington, D.C. 20005-3934
(202) 371-2600

Attorneys for Plaintiff