

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re: EASTMAN KODAK COMPANY, et al., ¹)	Chapter 11
Debtors.)	Case No. 12-10202 (ALG)
)	(Jointly Administered)
EASTMAN KODAK COMPANY, Plaintiff/Counterclaim-Defendant,)	
v.)	Adv. Proc. No. 12-01720 (ALG)
APPLE INC. AND FLASHPOINT TECHNOLOGY, INC., Defendants/Counterclaim-Plaintiffs.)	
)	

STIPULATION AND ORDER OF DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(1) and Rule 7041 of the Federal Rules of Bankruptcy Procedure, plaintiff and counterclaim-defendant, Eastman Kodak Company, defendant and counterclaim-plaintiff, FlashPoint Technology, Inc., and defendant and counterclaim-plaintiff, Apple Inc., by their undersigned counsel who are duly authorized to enter into this Stipulation, having reached an agreement to resolve all outstanding issues between them, hereby agree to dismiss with prejudice all Claims, Cross-claims, and Counterclaims in the above-captioned adversary proceeding. Each party shall bear its own attorneys' fees and costs.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Eastman Kodak Company (7150); Creo Manufacturing America LLC (4412); Eastman Kodak International Capital Company, Inc. (2341); Far East Development Ltd. (2300); FPC Inc. (9183); Kodak (Near East), Inc. (7936); Kodak Americas, Ltd. (6256); Kodak Aviation Leasing LLC (5224); Kodak Imaging Network, Inc. (4107); Kodak Philippines, Ltd. (7862); Kodak Portuguesa Limited (9171); Kodak Realty, Inc. (2045); Laser-Pacific Media Corporation (4617); NPEC Inc. (5677); Pakon, Inc. (3462); and Qualex Inc. (6019). The location of the Debtors' corporate headquarters is: 343 State Street, Rochester, NY 14650.



Dated: February 5, 2013

/s/ Andrew G. Dietderich

Steven L. Holley
Andrew G. Dietderich
Brian D. Glueckstein
Michael H. Torkin
SULLIVAN & CROMWELL LLP
125 Broad Street
New York, New York 10004
Telephone: (212) 558-4000
Facsimile: (212) 558-3588

-and-

Pauline K. Morgan
Joseph M. Barry
**YOUNG CONAWAY STARGATT &
TAYLOR, LLP**
1270 Avenue of the Americas
Suite 2210
New York, New York 10020
Telephone: (212) 332-8840
Facsimile: (212) 332-8855

*Counsel to the Debtors and Debtors in
Possession*

/s/ Gregory S. Arovas, P.C.
James H.M. Sprayregen, P.C.
Gregory S. Arovas, P.C.
Paul M. Basta
KIRKLAND & ELLIS LLP
601 Lexington Avenue
New York, New York 10022
Telephone: (212) 446-4800
Facsimile: (212) 446-4900

/s/ William D. Belanger

Deborah Kovsky-Apap
PEPPER HAMILTON LLP
Suite 1800
4000 Town Center
Southfield, Michigan 48075
Telephone: 248.359.7331
Facsimile: 313.731.1572
E-mail: kovskyd@pepperlaw.com

William D. Belanger
Todd A. Feinsmith
Lana A. Gladstein
19th Floor, High Street Tower
125 High Street
Boston, MA 02110-2736
Telephone: 617.204.5100
Facsimile: 617.204.5150

-and-

**COLE, SCHOTZ, MEISEL, FORMAN
& LEONARD, P.A.**
Michael D. Warner
Warren A. Usatine
900 Third Avenue, 16th Floor
New York, NY 10022
Telephone: (212) 752-8000
Facsimile: (212) 752-8393
Email: mwarner@coleschotz.com

Co-Counsel to FlashPoint Technology, Inc.

- and -

David R. Seligman, P.C.
Marcus E. Sernel, P.C.
KIRKLAND & ELLIS LLP
300 North LaSalle
Chicago, Illinois 60654
Telephone (312) 862-2000
Facsimile: (312) 862-2200

Counsel to Apple Inc.

Approved and Ordered by the Court:

Honorable Allan L. Gropper,
United States Bankruptcy Judge

Dated: _____