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7 Attorneys for Path Networks, Inc.

8 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**  
9 **IN AND FOR THE COUNTY OF MARICOPA**

10 DATA SALES CO., INC., a Minnesota  
11 corporation,

12 Plaintiff,

13 v.

14 PATH NETWORKS, INC., a Delaware  
15 corporation,

16 Defendant.

Case No. CV2025-027770

**STIPULATED MOTION TO VACATE  
PROVISIONAL REMEDY HEARING**

(Assigned to Hon. Joseph Kreamer)

17 Plaintiff Data Sales Co., Inc. ("Data Sales") and Defendant Path Networks, Inc. ("Path")  
18 hereby stipulate and agree as follows with respect to the *Application For Order To Show Cause*  
19 *Why Plaintiff Should Not Be Granted The Provisional Remedy Of Replevin Pursuant To Either*  
20 *A.R.S. § 12- 2402 Or A.R.S. § 12-2403* (the "Replevin Application") filed by Data Sales on  
21 August 13, 2025:

22 1. Within three business days of the date of this Stipulation, Path shall ship the  
23 equipment identified in **Exhibit "A"** hereto to Data Sales via Federal Express, UPS, United  
24 States Postal Service or other recognized national carrier through standard ground shipping,  
25 insured, to the following address:

26 Data Sales Co., Inc.  
27 c/o Greg Caccia  
15905 North 81st Street  
Scottsdale, Arizona 85260  
Phone: 480-443-8737  
E-mail: [ggaccia@datasales.com](mailto:ggaccia@datasales.com)

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2. The Replevin Application is withdrawn, without prejudice to Data Sales’ right to seek pre-judgment relief or other provisional remedies in the future.

3. The hearing on the Replevin Application set for September 2, 2025 at 8:30 a.m. shall be vacated.

4. This Stipulation shall not be deemed an admission of liability or waiver of any defense on the merits. All rights, claims, objections and defenses will be preserved with respect to the causes of action alleged in the Complaint and with respect to the allegations asserted in the Replevin Application.

Accordingly, based on the foregoing, the parties ask this Court to grant this Stipulation and enter an Order in the form submitted herewith.

**DATED** this 25th day of August, 2025.

**TAFT STETTINIUS & HOLLISTER LLP**

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## EXHIBIT A

DCI #	Server/Components	Component Value	Total Value
<a href="https://manage.tempest.net/dci/server/2844/settings/main">https://manage.tempest.net/dci/server/2844/settings/main</a>	Blade	\$100ish	\$100
<a href="https://manage.tempest.net/dci/server/3027/settings/main">https://manage.tempest.net/dci/server/3027/settings/main</a>	5950X-128Gb-2x2048NVMe	Board ~\$350, 128GB DDR4 ~\$168, CPU ~\$300, 2x2048 NVMe ~\$220	\$1,038
<a href="https://manage.tempest.net/dci/server/3356/settings/main">https://manage.tempest.net/dci/server/3356/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/4131/settings/main">https://manage.tempest.net/dci/server/4131/settings/main</a>	3900X-128Gb-2x4001NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$200, 2x1000 NVMe ~\$100	\$750
<a href="https://manage.tempest.net/dci/server/2466/settings/main">https://manage.tempest.net/dci/server/2466/settings/main</a>	2xE5620-16Gb-292SATA	Board ~\$150, 16GB DDR4 ~\$30, dual-CPU - \$30 , 2x292 SAS HDD ~\$24	\$234
<a href="https://manage.tempest.net/dci/server/2493/settings/main">https://manage.tempest.net/dci/server/2493/settings/main</a>	2xE5620-16Gb-146SATA	Board ~\$150, 16GB DDR4 ~\$30, dual-CPU - \$30 , 2x292 SAS HDD ~\$24	\$234
<a href="https://manage.tempest.net/dci/server/2475/settings/main">https://manage.tempest.net/dci/server/2475/settings/main</a>	i9-11900K-64Gb-2x250NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/2478/settings/main">https://manage.tempest.net/dci/server/2478/settings/main</a>	3700X-64Gb-1000NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$65, 2x512 NVMe ~\$50	\$565
<a href="https://manage.tempest.net/dci/server/2480/settings/main">https://manage.tempest.net/dci/server/2480/settings/main</a>	5950X-128Gb-2x1880NVMe	Board ~\$350, 128GB DDR4 ~\$168, CPU ~\$300, 2x2048 NVMe ~\$220	\$1,038
<a href="https://manage.tempest.net/dci/server/2482/settings/main">https://manage.tempest.net/dci/server/2482/settings/main</a>	5950X-128Gb-2x2048NVMe	Board ~\$350, 128GB DDR4 ~\$168, CPU ~\$300, 2x2048 NVMe ~\$220	\$1,038
<a href="https://manage.tempest.net/dci/server/2483/settings/main">https://manage.tempest.net/dci/server/2483/settings/main</a>	5950X-128Gb-2x2048NVMe	Board ~\$350, 128GB DDR4 ~\$168, CPU ~\$300, 2x2048 NVMe ~\$220	\$1,038
<a href="https://manage.tempest.net/dci/server/2485/settings/main">https://manage.tempest.net/dci/server/2485/settings/main</a>	3600X-32Gb-2x1000NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$65, 2x512 NVMe ~\$50	\$565
<a href="https://manage.tempest.net/dci/server/2486/settings/main">https://manage.tempest.net/dci/server/2486/settings/main</a>	5950X-128Gb-2x2048NVMe	Board ~\$350, 128GB DDR4 ~\$168, CPU ~\$300, 2x2048 NVMe ~\$220	\$1,038
<a href="https://manage.tempest.net/dci/server/2490/settings/main">https://manage.tempest.net/dci/server/2490/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/2497/settings/main">https://manage.tempest.net/dci/server/2497/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/2498/settings/main">https://manage.tempest.net/dci/server/2498/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/2503/settings/main">https://manage.tempest.net/dci/server/2503/settings/main</a>	10900K-32Gb-2x250NVMe	Board ~\$300, 32GB DDR4 ~\$40, CPU ~\$300, 2x250 NVMe ~\$100	\$740
<a href="https://manage.tempest.net/dci/server/2504/settings/main">https://manage.tempest.net/dci/server/2504/settings/main</a>	10900KF-64Gb-2x1000NVMe	Board ~\$300, 32GB DDR4 ~\$40, CPU ~\$300, 2x250 NVMe ~\$100	\$740
<a href="https://manage.tempest.net/dci/server/2506/settings/main">https://manage.tempest.net/dci/server/2506/settings/main</a>	2xE5620-8Gb-146SATA	Board ~\$150, 16GB DDR4 ~\$30, dual-CPU - \$30 , 2x292 SAS HDD ~\$24	\$234
<a href="https://manage.tempest.net/dci/server/2509/settings/main">https://manage.tempest.net/dci/server/2509/settings/main</a>	2xE5620-16Gb-146SATA	Board ~\$150, 16GB DDR4 ~\$30, dual-CPU - \$30 , 2x292 SAS HDD ~\$24	\$234
<a href="https://manage.tempest.net/dci/server/2511/settings/main">https://manage.tempest.net/dci/server/2511/settings/main</a>	3900X-64Gb-2x1000NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$65, 2x512 NVMe ~\$50	\$565
<a href="https://manage.tempest.net/dci/server/2514/settings/main">https://manage.tempest.net/dci/server/2514/settings/main</a>	i9-10900K-64Gb-2x1024NVMe	Board ~\$300, 32GB DDR4 ~\$40, CPU ~\$300, 2x250 NVMe ~\$100	\$740
<a href="https://manage.tempest.net/dci/server/2521/settings/main">https://manage.tempest.net/dci/server/2521/settings/main</a>	i9-10900K-64Gb-2x1024NVMe	Board ~\$300, 32GB DDR4 ~\$40, CPU ~\$300, 2x250 NVMe ~\$100	\$740
<a href="https://manage.tempest.net/dci/server/2522/settings/main">https://manage.tempest.net/dci/server/2522/settings/main</a>	i9-10900K-64Gb-2x1024NVMe	Board ~\$300, 32GB DDR4 ~\$40, CPU ~\$300, 2x250 NVMe ~\$100	\$740
<a href="https://manage.tempest.net/dci/server/2523/settings/main">https://manage.tempest.net/dci/server/2523/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/2532/settings/main">https://manage.tempest.net/dci/server/2532/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/2684/settings/main">https://manage.tempest.net/dci/server/2684/settings/main</a>	i9-11900KF-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/2685/settings/main">https://manage.tempest.net/dci/server/2685/settings/main</a>	i9-11900KF-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/2783/settings/main">https://manage.tempest.net/dci/server/2783/settings/main</a>	i9-11900KF-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/2835/settings/main">https://manage.tempest.net/dci/server/2835/settings/main</a>	Blade	\$100ish	\$100
<a href="https://manage.tempest.net/dci/server/2856/settings/main">https://manage.tempest.net/dci/server/2856/settings/main</a>	Blade	\$100ish	\$100
<a href="https://manage.tempest.net/dci/server/2862/settings/main">https://manage.tempest.net/dci/server/2862/settings/main</a>	Blade	\$100ish	\$100
<a href="https://manage.tempest.net/dci/server/2964/settings/main">https://manage.tempest.net/dci/server/2964/settings/main</a>	3700X-64Gb-1000NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$65, 2x512 NVMe ~\$50	\$565
<a href="https://manage.tempest.net/dci/server/3003/settings/main">https://manage.tempest.net/dci/server/3003/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/3006/settings/main">https://manage.tempest.net/dci/server/3006/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/3008/settings/main">https://manage.tempest.net/dci/server/3008/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/3013/settings/main">https://manage.tempest.net/dci/server/3013/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/3070/settings/main">https://manage.tempest.net/dci/server/3070/settings/main</a>	3800X-64Gb-2x1000NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$65, 2x512 NVMe ~\$50	\$565
<a href="https://manage.tempest.net/dci/server/3305/settings/main">https://manage.tempest.net/dci/server/3305/settings/main</a>	5800X-64Gb-2x1000NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$160, 2x1000 NVMe ~\$100	\$710
<a href="https://manage.tempest.net/dci/server/3358/settings/main">https://manage.tempest.net/dci/server/3358/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790
<a href="https://manage.tempest.net/dci/server/3359/settings/main">https://manage.tempest.net/dci/server/3359/settings/main</a>	i9-11900K-64Gb-2x1000NVMe	Board ~\$300, 64GB DDR4 ~\$100, CPU ~\$290, 2x1000 NVMe ~\$100	\$790



<a href="https://manage.tempest.net/dci/server/3844/settings/main">https://manage.tempest.net/dci/server/3844/settings/main</a>	5900X-128Gb-2x1000NVMe	Board ~\$350, 128GB DDR4 ~\$168, CPU ~\$230, 2x1000 NVMe ~\$100	\$848
<a href="https://manage.tempest.net/dci/server/4042/settings/main">https://manage.tempest.net/dci/server/4042/settings/main</a>	i9-13900K-64Gb-1000NVMe-960NVMe	Board ~\$450, 64GB DDR4 ~\$330, CPU ~\$403, 2x1000 NVMe ~\$100	\$1,283
<a href="https://manage.tempest.net/dci/server/4044/settings/main">https://manage.tempest.net/dci/server/4044/settings/main</a>	i9-13900K-64Gb-1000NVMe	Board ~\$450, 64GB DDR4 ~\$330, CPU ~\$403, 2x1000 NVMe ~\$100	\$1,283
<a href="https://manage.tempest.net/dci/server/4068/settings/main">https://manage.tempest.net/dci/server/4068/settings/main</a>	i9-13900K-64Gb-1000NVMe	Board ~\$450, 64GB DDR4 ~\$330, CPU ~\$403, 2x1000 NVMe ~\$100	\$1,283
<a href="https://manage.tempest.net/dci/server/4074/settings/main">https://manage.tempest.net/dci/server/4074/settings/main</a>	i9-13900K-64Gb-1000NVMe	Board ~\$450, 64GB DDR4 ~\$330, CPU ~\$403, 2x1000 NVMe ~\$100	\$1,283
<a href="https://manage.tempest.net/dci/server/4076/settings/main">https://manage.tempest.net/dci/server/4076/settings/main</a>	i9-13900K-64Gb-1000NVMe	Board ~\$450, 64GB DDR4 ~\$330, CPU ~\$403, 2x1000 NVMe ~\$100	\$1,283
<a href="https://manage.tempest.net/dci/server/4103/settings/main">https://manage.tempest.net/dci/server/4103/settings/main</a>	i9-13900K-64Gb-1000NVMe	Board ~\$450, 64GB DDR4 ~\$330, CPU ~\$403, 2x1000 NVMe ~\$100	\$1,283
<a href="https://manage.tempest.net/dci/server/4105/settings/main">https://manage.tempest.net/dci/server/4105/settings/main</a>	i9-13900K-64Gb-1000NVMe	Board ~\$450, 64GB DDR4 ~\$330, CPU ~\$403, 2x1000 NVMe ~\$100	\$1,283
<a href="https://manage.tempest.net/dci/server/4132/settings/main">https://manage.tempest.net/dci/server/4132/settings/main</a>	3900X-128Gb-2x4001NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$150, 2x1000 NVMe ~\$100	\$700
<a href="https://manage.tempest.net/dci/server/4133/settings/main">https://manage.tempest.net/dci/server/4133/settings/main</a>	3900X-128Gb-2x4001NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$150, 2x1000 NVMe ~\$100	\$700
<a href="https://manage.tempest.net/dci/server/4134/settings/main">https://manage.tempest.net/dci/server/4134/settings/main</a>	3900X-128Gb-2x4001NVMe	Board ~\$350, 64GB DDR4 ~\$100, CPU ~\$150, 2x1000 NVMe ~\$100	\$700
			<b>Total Value - 66968</b>