

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

FRANK TOSCANO, on behalf of himself
and all others similarly situated,

Plaintiff,

vs.

KANGADIS FOOD INC. d/b/a THE
GOURMET FACTORY,

Defendant.

CIV. No.: 3:13-cv-03124-MAS-DEA

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Please take notice that, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiff Frank Toscano hereby voluntarily dismisses the above-captioned action without prejudice. In accordance with Rule 41(a)(1), this voluntary dismissal has been filed before Defendant has filed an answer or a motion for summary judgment.

Date: August 20, 2013

Respectfully submitted,

/s/ Rosalee B.C. Thomas

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So Ordered this 21st day
of August, 2013

M. Ashipp

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