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 8 *others similarly situated*

9 UNITED STATES DISTRICT COURT
 10 CENTRAL DISTRICT OF CALIFORNIA

12 RIVKIE BERGER, on behalf of herself
 and all others similarly situated,

13 Plaintiffs,

14 v.

15 AVEDA CORPORATION, a Minnesota
 16 Corporation, and DOES 1-10, inclusive,

17 Defendants.

) Case No. 13-cv-05074-FMO (AGRx)

) **CLASS ACTION**

) **NOTICE OF VOLUNTARY
 DISMISSAL WITH PREJUDICE AS
 TO PLAINTIFF AND WITHOUT
 PREJUDICE AS TO THE
 PUTATIVE CLASS**

) **[FRCP 41(a)(1)(A)]**

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1 TO THE CLERK OF THE ABOVE-ENTITLED COURT, AND TO ALL PARTIES
2 AND THEIR ATTORNEYS OF RECORD:

3 Plaintiff Rivkie Berger dismisses this entire action pursuant to Federal Rule
4 of Civil Procedure 41(a)(1)(A); the dismissal is with prejudice as to Plaintiff Rivkie
5 Berger and without prejudice as to the putative class. Pursuant to Federal Rule of
6 Civil Procedure 41(a)(1)(A)(i), the dismissal can be accomplished without a court
7 order because no answer or motion for summary judgment has been served by
8 Defendant. Each party is to bear their own fees and costs.

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DATED: April 8, 2013

KIRTLAND & PACKARD LLP

By: /s/ Heather M. Baker
MICHAEL LOUIS KELLY
BEHRAM V. PAREKH
HEATHER M. BAKER
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