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9 **UNITED STATES DISTRICT COURT**
10 **SOUTHERN DISTRICT OF CALIFORNIA**

11 KYLE JANOVICK, individually and on
behalf of all others similarly situated,

12 Plaintiff,

13 vs.

14 MAXIMUM HUMAN PERFORMANCE,
15 INC.; and DOES 1-10, Inclusive,

16 Defendants.

Case No. 3:13-cv-02129-LAB-WVG

**PLAINTIFF’S NOTICE OF
VOLUNTARY DISMISSAL
PURSUANT TO FEDERAL RULE OF
CIVIL PROCEDURE 41(a)(1)(A)(i)**

Complaint Filed: September 11, 2013

17 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Kyle
18 Janovick (“Plaintiff”) voluntarily dismisses with prejudice this action against Defendant
19 Maximum Human Performance, Inc. (“Defendant”). Defendant did not file or serve an
20 answer to Plaintiff’s Complaint.

21 Dated: November 20, 2013

NEWPORT TRIAL GROUP
A Professional Corporation
Scott J. Ferrell

22 By: */s/Scott J. Ferrell*
23 Scott J. Ferrell
24 Attorneys for Plaintiff
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CERTIFICATE OF SERVICE

I hereby certify that on November 20, 2013, I electronically filed the foregoing **PLAINTIFF’S NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41(a)(1)(A)(i)** with the Clerk of the Court using the CM/ECF system which will send notification of such filing via electronic mail to all counsel of record.

/s/Scott J. Ferrell
Scott J. Ferrell

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