

1 NEWPORT TRIAL GROUP  
A Professional Corporation  
2 Scott J. Ferrell, Bar No. 202091  
sferrell@trialnewport.com  
3 Richard H. Hikida, Bar No. 196149  
rhikida@trialnewport.com  
4 David W. Reid, Bar No. 267382  
dreid@trialnewport.com  
5 Victoria C. Knowles, Bar No. 277231  
vknowles@trialnewport.com  
6 4100 Newport Place, Ste. 800  
Newport Beach, CA 92660  
7 Tel: (949) 706-6464  
Fax: (949) 706-6469

8 Attorneys for Plaintiff and the Class  
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10 **UNITED STATES DISTRICT COURT**  
11 **SOUTHERN DISTRICT OF CALIFORNIA**

12 JESSE TOMIELLO, individually and on  
behalf of all others similarly situated,

13 Plaintiff,

14 vs.

15 GERMAN AMERICAN  
16 TECHNOLOGIES, LLC; and DOES 1-10,  
Inclusive,

17 Defendants.  
18

Case No. 3:13-cv-02781-L-KSC

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

Complaint Filed: November 22, 2013

19 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff JESSE  
20 TOMIELLO (“Plaintiff”) voluntarily dismisses with prejudice this action against  
21 Defendant GERMAN AMERICAN TECHNOLOGIES, LLC (“Defendant”). Defendant  
22 has not filed or served an answer to Plaintiff’s Complaint.

23 Dated: June 2, 2014

NEWPORT TRIAL GROUP  
A Professional Corporation  
Scott J. Ferrell

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26 By: /s/Scott J. Ferrell  
Scott J. Ferrell  
27 Attorneys for Plaintiffs  
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**CERTIFICATE OF SERVICE**

I hereby certify that on June 2, 2014, I electronically filed the foregoing **PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITH PREJUDICE 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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