IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

MIDWESTERN MIDGET)	
FOOTBALL CLUB, INC.,)	
Plaintiff,)	
V.)	CASE NO.: 2:14-14634
)	
RIDDELL, INC.,)	
Defendants.)	
)	

NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO FED. R. CIV. P. 41(A)(1)(A)(i)

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Midwestern Midget Football Club, Inc. hereby notifies this Court and the parties that it voluntarily dismisses without prejudice all of its claims against Defendant Riddell, Inc. Rule 41(a)(1)(A)(i) provides that a notice of dismissal is appropriate for voluntary withdrawal "before the opposing party serves either an answer or a motion for summary judgment." In response to Plaintiff's Complaint, Defendant Ridell, Inc. filed a motion to dismiss under Rule 12(b)(6) on August 15, 2014. There are no other motions currently pending before this Court.

Dated: August 21, 2014

/s/ Michael L. Murphy
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CERTIFICATE OF SERVICE

I hereby certify that on this <u>21st</u> day of <u>August</u>, 2014, a copy of Plaintiff's Notice of Voluntary Dismissal Pursuant to Fed. R. Civ. P. 41(A)(1)(A)(i) was mailed to:

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> /s/ Michael L. Murphy Michael L. Murphy