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4 Attorneys for Plaintiff
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6 **UNITED STATES DISTRICT COURT**
7 **EASTERN DISTRICT OF CALIFORNIA**

8 KYLE JOHNSON, individually and on
9 behalf of all others similarly situated,

10 Plaintiff,

11 v.

12 DREAMBRANDS, INC., an Arizona
corporation; and DOES 1 – 10, inclusive,

13 Defendants.
14

Case No. 2:16-cv-00119-WBS-CKD

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

Filed: January 19, 2016
Trial date: None

1 NOTICE IS HEREBY GIVEN that pursuant to Rule 41(a)(1)(A)(i) of the Federal
2 Rules of Civil Procedure, Plaintiff Kyle Johnson (“Plaintiff”) voluntarily dismisses the
3 above-captioned action with prejudice. Defendant Dreambrands, Inc. (“Defendant”)
4 has not been served with the summons and complaint in this action and has not
5 otherwise appeared. Plaintiff and Defendant have reached a settlement in this action
6 calling for the dismissal with prejudice of Plaintiff’s individual claims only.

7 The settlement agreement does not affect the rights or claims of the putative
8 class, in no way binds any absent putative class members, and in no way precludes any
9 absent putative class member from bringing claims against Defendant.

10 Each party shall bear its own fees and costs.

11 Respectfully submitted,

12 Dated: February 18, 2016

NICHOLAS & TOMASEVIC, LLP

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14 By: /s/ Mei-Ying Imanaka
15 Mei-Ying Imanaka

16 Attorney for Plaintiff Kyle Johnson
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15 corporation; and DOES 1 – 10, inclusive,

16 Defendants.

Case No. 2:16-cv-00119-WBS-CKD

CERTIFICATE OF SERVICE

Filed: January 19, 2016
Trial date: None

1 I, **Barbara Janiec**, declare that I am over the age of 18 years and am not a party
2 to the case; I am employed in the County of San Diego, California, where the service
3 occurs.

4 On **February 18, 2016** I served the within: **NOTICE OF VOLUNTARY**
5 **DISMISSAL WITH PREJUDICE PURSUANT TO FEDERAL RULE OF CIVIL**
6 **PROCEDURE 41(a)(1)(A)(i)** on the interested parties in said action by:

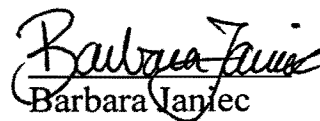
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8 **[X]** **BY ELECTRONIC MAIL:** I caused all of the pages of the above-
9 entitled document(s) to be served, via electronic mail (e-mail), to the e-mail address of
10 the addressee(s) so indicated below:

11
12 Boki Davenport
bdavenport@dreambrands.net

13 and

14 Gary Kehoe
15 gkehoe@dreamspan.com
16

17 I declare under penalty of perjury that the above is true and correct.
18 Executed on **February 18, 2016**, at San Diego, California. I further declare that I am
19 employed in the office of a member of the bar of this Court, at whose direction the
20 service was made

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22 
Barbara Janiec
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