

**Appeal No. 16-3507**

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UNITED STATES COURT OF APPEALS  
FOR THE SEVENTH CIRCUIT

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**NICK PEARSON, *et al.*,**

*Plaintiffs-Appellees*

**v.**

**NBTY, INC., *et al.***

*Defendants-Appellees.*

**APPEAL OF STEVEN BUCKLEY,**

*Objector-Appellant.*

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**Appeal from the United States District Court for the Northern District of Illinois,  
Honorable James B. Zagel, Case No. 1:11-cv-07972**

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**UNOPPOSED MOTION FOR VOLUNTARY DISMISSAL**

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Pursuant to Federal Rule of Appellate Procedure 42(b), Objector-Appellant Steven Buckley, all Plaintiffs-Appellees, and all Defendants-Appellees hereby jointly move to dismiss the above-captioned appeal with prejudice. The parties agree that each side shall bear its own costs and fees on appeal pursuant to Federal Rule of Appellate Procedure 42(b).

Dated: November 7, 2016

Respectfully submitted,

By: /s/ John J. Pentz

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### **CERTIFICATE OF SERVICE**

I hereby certify that on November 7, 2016 I filed the foregoing document via the ECF filing system for the United States Court of Appeals for the Seventh Circuit, and that as a result each counsel of record received an electronic copy of this document on November 7, 2016.

/s/ John J. Pentz  
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