

1 **CARLSON LYNCH SWEET KILPELA & CARPENTER, LLP**

2 Todd D. Carpenter (CA 234464)

3 Brittany C. Casola (CA 306561)

4 402 West Broadway, 29th Floor

5 San Diego, California 92101

6 Telephone: 619.756.6994

7 Facsimile: 619.756.6991

8 tcarpenter@carlsonlynch.com

9 bcasola@carlsonlynch.com

10 Edwin J. Kilpela

11 Gary F. Lynch

12 1133 Penn Avenue

13 5th Floor

14 Pittsburgh, Pennsylvania 15222

15 Telephone: 412.322.9243

16 Facsimile: 412.231.0246

17 ekilpela@carlsonlynch.com

18 glynch@carlsonlynch.com

19 *Attorneys for Plaintiff and Proposed Class Counsel*

20 **IN THE UNITED STATES DISTRICT COURT**
21 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

22 COURTNEY DENNIS, on behalf of
23 herself and all others similarly situated,

24 Plaintiff,

25 v.

26 THE GYMBOREE CORP., a Delaware
27 corporation, GYMBOREE RETAIL
28 STORES, INC., a Delaware corporation,
and DOES 1-50, inclusive,

Defendants.

Case Number: 3:16-cv-00835-L-JLB

CLASS ACTION

**DISMISSAL PURSUANT TO FED.
R. CIV. P. 41(a)(1)(A)(i)**

1 Plaintiff Courtney Dennis (“Plaintiff”), in accordance with Fed. R. Civ. P. 41
2 (a)(1)(A)(i), hereby dismisses on an individual basis all of her claims in this matter
3 without prejudice against Defendants The Gymboree Corp. and Gymboree Retail
4 Stores, Inc.

5 As Defendants have not filed and served an answer or a motion for summary
6 judgment in this action, dismissal is appropriate without a Court order pursuant to
7 Fed. R. Civ. P. 41 (a)(1)(A)(i).

8 Dated: July 1, 2016

Respectfully submitted,

9
10 By: /s/ Todd D. Carpenter

11 Todd D. Carpenter
12 Carlson Lynch Sweet
13 Kilpela & Carpenter, LLP
14 Attorneys for Plaintiff Courtney Dennis
15
16
17
18
19
20
21
22
23
24
25
26
27