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Attorneys for Defendant  
DIAGEO AMERICAS SUPPLY, INC.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

MAMADOU M'BAYE,  
INDIVIDUALLY AND ON BEHALF  
OF ALL OTHERS SIMILARLY  
SITUATED,

Plaintiff,

v.

DIAGEO AMERICAS SUPPLY, INC.  
D.B.A. THE BULLEIT DISTILLING  
CO.,

Defendant.

CASE NO.: 15-CV-1216-L-BGS

**JOINT MOTION TO DISMISS CASE**

**[NO HEARING REQUIRED]**

Complaint Filed: June 1, 2015

1 Plaintiff Mamadou M’Baye, individually and on behalf of others similarly-  
2 situated, and Defendant Diageo Americas Supply, Inc. d.b.a. The Bulleit Distilling  
3 Company (“Defendant”), jointly move the Court, pursuant to Federal Rule of Civil  
4 Procedure 41(a)(1), for an order dismissing all of Plaintiff’s individual claims with  
5 prejudice against Defendant, and without prejudice as to any claims of absent putative  
6 class members. Each party is to bear its own attorneys’ fees and costs.

7 Respectfully submitted,

8  
9 DATED: October 18, 2016

**KAZEROUNI LAW GROUP, APC**

10  
11 By: /s/ Abbas Kazerounian  
12 Abbas Kazerounian, Esq.  
13 Andrei Armas, Esq.  
14 Attorneys for Plaintiff  
15 Mamadou M’Baye

16  
17 **HUNTON & WILLIAMS LLP**

18  
19 By: /s/ Ann Marie Mortimer  
20 Ann Marie Mortimer  
21 Attorneys for Defendant  
22 Diageo Americas Supply, Inc. d.b.a.  
23 The Bulleit Distilling Co.  
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**ECF ATTESTATION**

The filing attorney attests that he has obtained concurrence regarding the filing of this document from the signatories to this document.

Dated: October 18, 2016

  /s/ Abbas Kazerounian    
Abbas Kazerounian

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*Attorneys for Plaintiffs,*  
Mamadou M'Baye

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

**MAMADOU M'BAYE,  
INDIVIDUALLY AND ON  
BEHALF OF ALL OTHERS  
SIMILARLY SITUATED,**

Plaintiff,

v.

**DIAGEO AMERICAS SUPPLY,  
INC. D.B.A. THE BULLEIT  
DISTILLING CO.,**

Defendant.

**Case No.: 15-CV-1216-L-BGS**

**PROOF OF SERVICE TO JOINT  
MOTION TO DISMISS CASE**

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**PROOF OF SERVICE**

1  
2 I am a resident of the State of California, over the age of eighteen years, and  
3 not a party to the within action. My business address is Kazerouni Law Group,  
4 APC, 245 Fischer Avenue, Suite D1, Costa Mesa, California 92626. On  
5 November 7, 2016, I served the within document(s):

**JOINT MOTION TO DISMISS CASE**

- 6  CM/ECF - by transmitting electronically the document(s) listed  
7 above to the electronic case filing system on this date before  
8 11:59 p.m. The Court's CM/ECF system sends an e-mail notification  
9 of the filing to the parties and counsel of record who are registered  
10 with the Court's CM/ECF system.

11  
12 I declare under penalty of perjury under the laws of November 7, 2016, at  
13 Costa Mesa, California.

14 /s/ ABBAS KAZEROUNIAN  
15 ABBAS KAZEROUNIAN, ESQ.  
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