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8 **UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
10

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

12 Plaintiff,

13 v.

14 FRESHLY, INC., a Delaware corporation;
15 and DOES 1 – 10, inclusive,

16 Defendants.
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Case No. 2:17-cv-00773-MCE-CKD

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

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 voluntarily dismisses the above-
3 captioned action without prejudice. Each party shall bear its own fees and costs.

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5 Dated: April 13, 2017

PACIFIC TRIAL ATTORNEYS, APC

6 By: /s/ Scott J. Ferrell

7 Scott. J. Ferrell
8 Attorneys for Plaintiff
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CERTIFICATE OF SERVICE

I hereby certify that on April 13, 2017, I electronically filed the foregoing NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41(a)(1)(A)(i) with the Clerk of the Court using the CM/ECF system which will send notification of such filing via electronic mail to all counsel of record.

/s/ Scott J. Ferrell
Scott J. Ferrell, Esq.

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