

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

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JASON SCHOLDER, on behalf of himself and all  
others similarly situated,

Case No. 2:16-cv-06028 (ADS) (GRB)

Plaintiff,

- against -

TOPCO HOLDINGS, INC. and TOPCO  
ASSOCIATES, LLC,

**NOTICE OF VOLUNTARY  
DISMISSAL PURSUANT TO  
F.R.C.P. 41(a)(1)(A)(i) FILED**

IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

Defendants.

★ APR 06 2019 ★

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LONG ISLAND OFFICE

**NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)**

Pursuant to F.R.C.P. 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the Plaintiff, JASON SCHOLDER, and or his counsel, hereby give notice that the above-captioned action is voluntarily dismissed, with prejudice, against the Defendants, TOPCO HOLDINGS, INC. and TOPCO ASSOCIATES, LLC.

Date: April 8, 2019

GABRIELLI LEVITT LLP

By: 

Michael J. Gabrielli (MG-2421)  
2426 Eastchester Road, Suite 103  
Bronx, New York 10469  
Tel.: (718) 708-5322

*Counsel for Plaintiff and the Proposed Class*

SO ORDERED: The Clerk of the Court is respectfully directed to close the case.

/s/ Arthur D. Spatt

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Arthur D. Spatt, U.S.D.J. ✓

4/9/19  
\_\_\_\_\_  
Date