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4 *Attorney for Plaintiff*

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6 IN THE UNITED STATES DISTRICT COURT FOR THE  
7  
8 EASTERN DISTRICT OF CALIFORNIA  
9  
10 SACRAMENTO DIVISION

11 FIRST TIME VIDEOS, LLC., ) **No. 2:11-cv-03478 GEB EFB**  
12 )  
13 Plaintiff, ) **NOTICE OF VOLUNTARY**  
14 v. ) **DISMISSAL OF ACTION WITHOUT**  
15 JOHN DOE, ) **PREJUDICE**  
16 Defendant. )  
\_\_\_\_\_ )

17 **NOTICE OF VOLUNTARY DISMISSAL OF ACTION WITHOUT PREJUDICE**

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19 **NOTICE IS HEREBY GIVEN** that, pursuant to Federal Rule of Civil Procedure 41(a)(1),  
20 Plaintiff voluntarily dismisses this action in its entirety without prejudice.

21 In accordance with Federal Rule of Civil Procedure 41(a)(1), the Doe Defendant remaining  
22 in this case has neither filed an answer to Plaintiff's Complaint, nor a motion for summary judgment.  
23 Dismissal under Federal Rule of Civil Procedure 41(a)(1) is therefore appropriate.

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Plaintiff prays that the Court enter a judgment reflecting the above.

Respectfully Submitted,

PRENDA LAW INC.,

**DATED: October 16, 2012**

By: \_\_\_\_\_ /s/ Brett L. Gibbs, Esq. \_\_\_\_\_

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on October 16, 2012, all individuals of record who are deemed to have consented to electronic service are being served a true and correct copy of the foregoing document, and all attachments and related documents, using the Court's ECF system, in compliance with Local Rule 5-6 and General Order 45.

/s/ Brett L. Gibbs  
Brett L. Gibbs, Esq.

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