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 9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**

11 **DOUGLAS MATTERN, et al.,**
 12 **Plaintiffs,**
 13 **v.**
 14 **PUSHTRAFFIC, et al.,**
 15 **Defendants.**

NO. 10-CV-2924 TEH

**NOTICE OF MOTION AND MOTION
 PLAINTIFF'S NOTICE OF DISMISSAL
 OF DEFENDANT PROGRESSIVE TAX
 GROUP, DBA TAX GROUP CENTER
 and (Proposed) ORDER**

No hearing required.

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 17 NOTICE OF MOTION AND MOTION PLAINTIFF'S NOTICE OF DISMISSAL OF
 DEFENDANT PROGRESSIVE TAX GROUP, DBA TAX GROUP CENTER

18 COMES NOW plaintiff Mattern, et al., by and through its undersigned counsel and
 19 pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), and hereby voluntarily dismisses
 20 with prejudice defendant Progressive Tax Group, dba Tax Group Center from this action.

21 DATED: December 3, 2010.

Respectfully submitted,

22 s/ Thomas Easton, Esq.
 23 THOMAS EASTON
 Of Attorneys for
 24 Plaintiffs Mattern et al.

25 **CERTIFICATE OF SERVICE**

26 I hereby certify that a true and correct copy of the forgoing document has been filed
 with the Courts' CM/ECF filing system on this 3rd day of December, 2010, which will provide
 27 service on all counsel of record.

s/Thomas Easton, Esq;

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~~(PROPOSED)~~ ORDER

IT IS SO ORDERED.

DATED: 12/09/2010

