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6 JUDITH WHITWORTH

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8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION**

10 JUDITH WHITWORTH,  
11 Plaintiff,  
12 v.  
13 FIDELITY MORTGAGE COMPANY, et al.  
14 Defendants.

Case No. C 05-4725 MEJ  
Related cases:  
No C-05-4990 MEJ  
No. C-05-5144 MEJ

**NOTICE OF DISMISSAL OF  
CERTAIN DEFENDANTS**

15  
16 Plaintiff Judith Whitworth hereby give notice that the above-captioned matter be and  
17 hereby is dismissed without prejudice pursuant to FRCP 41(a)(1) against all remaining defendants  
18 except defendant Joel Atwater, whose default was entered on July 24, 2006. Each party to bear  
19 their own costs and attorney fees.

20  
21 Dated: February 27, 2009

LAW OFFICES OF ROBERT F. KANE  
Attorneys for Plaintiff  
JUDITH WHITWORTH

22  
23  
24 By   
25 ROBERT F. KANE



26  
27 Dated: March 2, 2009