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7 **UNITED STATES DISTRICT COURT**  
 8 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

9 S. H. etal  
 10 Plaintiffs,  
 11 v.  
 12 WEST CONTRA COSTA COUNTY )  
 13 UNIFIED SCHOOL DISTRICT FINANCING  
 14 CORPORATION a California Municipality, etal.  
 15 Defendants.

Case No.: C06-06655-TEH

**PLAINTIFFS' NOTICE OF  
 VOLUNTARY DISMISSAL OF  
 PLAINTIFF GLORIA JOHNSTON**

**TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

18 **Please take notice that Plaintiffs S.H. and Thomasina Horsley voluntarily dismiss Gloria**  
 19 **Johnston in the above captioned action in its entirety.**

21 Pursuant to Fed. Rules of Civil Proc., Rule 41(a)(1)(i), Plaintiffs have the absolute right to  
 22 dismiss the action "without order of the court" by filing a notice of dismissal "at any time before  
 23 service by the adverse party of an answer or of a motion for summary judgment." Id.: See  
 24 *Commercial Space Mgmt. Co., Inc. v. Boeing Co., Inc.* (9th Cir. 1999) 193 F.3d 1074, 1077.



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Respectfully Submitted,

DATED: September 12, 2008

/s/ Nicole Hodge  
By: Nicole Hodge  
Attorney for Plaintiffs