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6 Attorneys for Plaintiffs

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 8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 NORTHERN CALIFORNIA GLAZIERS,
 11 ARCHITECTURAL METAL AND GLASS
 12 WORKERS PENSION PLAN, et al.

Case No.: C08-1725 SC

**NOTICE OF VOLUNTARY DISMISSAL
 DUE TO BANKRUPTCY DISCHARGE**

13 Plaintiffs,
 14 v.

15 KELLY RAYMOND PLEDGER, Individually,
 and dba PLEDGER GLASS,

16 Defendant.

18 PLEASE TAKE NOTICE that pursuant to F.R.C.P., Rule 41(a)(1), plaintiffs NORTHERN
 19 CALIFORNIA GLAZIERS, ARCHITECTURAL METAL AND GLASS WORKERS PENSION
 20 PLAN, et al. voluntarily dismiss, without prejudice, their claim against defendants KELLY
 21 RAYMOND PLEDGER, individually, and dba PLEDGER GLASS.

- 22 1. On June 30, 2008, Defendant Kelly R. Pledger filed a Chapter 7 Bankruptcy in the
- 23 U.S. Bankruptcy Court, Eastern District of California (Sacramento), Case No. 08-28819.
- 24 2. On August 5, 2008, Plaintiffs filed a Notice of Automatic Stay Under 11 U.S.C.
- 25 Section 362.
- 26 3. On October 14, 2008, the Defendant herein was discharged by U.S. Bankruptcy
- 27 Court, Eastern District of California (Sacramento).

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NOTICE OF VOLUNTARY DISMISSAL
Case No.: C08-1725 SC

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Plaintiffs therefore request that this action be dismissed without prejudice; and closed.

I declare under penalty of perjury that I am the attorney for the plaintiffs in the above entitled action, and that the foregoing is true of my own knowledge.

Executed this 23rd day of October, 2008, at San Francisco, California.

SALTZMAN & JOHNSON
LAW CORPORATION

By: _____/s/_____
Muriel B. Kaplan
Attorneys for Plaintiffs

IT IS SO ORDERED.

This case is dismissed without prejudice.

Date: 10/27/08 _____

THE HONORABLE SAMUEL CONTI
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
IT IS SO ORDERED
Samuel Conti
Judge Samuel Conti

JUDGE

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PROOF OF SERVICE

I, the undersigned, declare:

I am a citizen of the United States and am employed in the County of San Francisco, State of California. I am over the age of eighteen and not a party to this action. My business address is 44 Montgomery Street, Suite 2110, San Francisco, California 94104.

On October 23, 2008, I served the following document(s):

**NOTICE OF VOLUNTARY DISMISSAL
DUE TO BANKRUPTCY DISCHARGE**

on the interested parties in said action by First Class U.S. Mail, by placing a true and exact copy of each document in a sealed envelope with postage thereon fully prepaid, in a United States Post Office box in San Francisco, California, addressed as follows:

**Kelly Raymond Pledger
dba Pledger Glass
708 St. Andrews Drive
Vacaville, California 95687**

**Timothy J. Walsh, Esq.
1319 Travis Blvd.
Fairfield, California 94533**

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 23rd day of October, 2008, at San Francisco, California.

_____/s/_____
Vanessa de Fábrega