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

08-3795

Case No.: 3:07-CV-04902-TEH

11 LORI REZABEK-KELLS, individually, as
 12 Successor in Interest, as Personal
 13 Representative of the Estates of PAUL
 14 KELLS and CONNOR KELLS, deceased,
 15 and as GUARDIAN AD LITEM for
 16 MARGARET KELLS and LAUREN
 17 KELLS, minors,

NOTICE OF DISMISSAL
PURSUANT TO RULE 41 F.R.C.P.

18 DONALD RUETZ, individually, as
 19 Successor in Interest, and as Personal
 20 Representative of the Estates of CYNTHIA
 21 RUETZ, RAYMOND RUETZ, and TYLER
 22 RUETZ, deceased, VANESSA GERMANI,
 23 DANIEL NELSON and DONALD
 24 NELSON, individually and as Successors in
 25 Interest of the Estate of CYNTHIA RUETZ,

Plaintiffs,

vs.

26 PILATUS AIRCRAFT, LTD., PILATUS
 27 BUSINESS AIRCRAFT, LTD., PRATT &
 28 WHITNEY CANADA CORP., GG
 AIRCRAFT LLC, DOES 1-25,

Defendants.

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TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD: Please
take notice that pursuant to Rule 41(a) of the Federal Rules of Civil Procedure,
Plaintiffs hereby dismiss defendants Pilatus Aircraft, LTD. and Pilatus Business Aircraft,
LTD. without prejudice and without cost to either party as against the other. Neither
Pilatus Aircraft, LTD or Pilatus Business Aircraft, LTD. have appeared in this matter.

Dated: 11/24, 2009

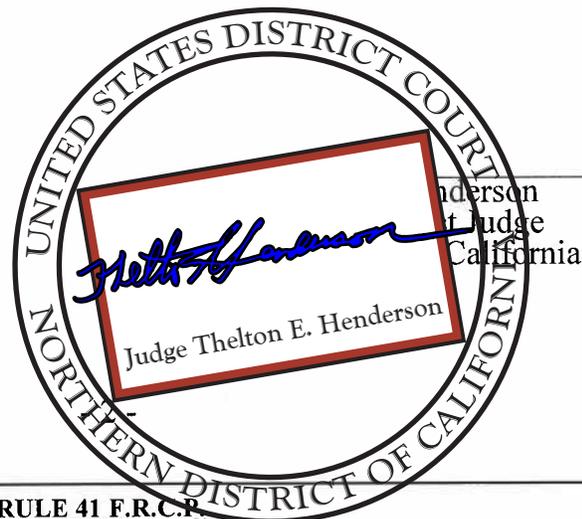
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*Attorneys for Plaintiffs, Lori Kells,
individually and as guardian ad litem for
Margaret and Lauren Kells, minors,
Donald Ruetz, Vanessa Germani, Daniel
Nelson and Donald Nelson*

The Court has reviewed the Notice of Dismissal set forth above and finds it to be
in order in the interests of justice in this matter. Therefore,

IT IS ORDERED that:

1. This action is dismissed, without prejudice, against Pilatus Aircraft, LTD.
and Pilatus Business Aircraft, LTD.; and
2. Each party bears his, her, or its own costs.

Dated: December 1, 2009



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