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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

18 CHARLES HILYARD, Individually and on)
 19 Behalf of All Others Similarly Situated,)
 20)
 21 Plaintiff,)
 22)
 23 vs.)
 24)
 25 CENTURY ALUMINUM COMPANY, et al.,)
 26)
 27 Defendants.)
 28)

No. 3:09-cv-01205-SI
CLASS ACTION
 NOTICE OF VOLUNTARY DISMISSAL
 PURSUANT TO FED. R. CIV. P. 41(a)(1)



1 TO: ALL PARTIES AND THEIR COUNSEL OF RECORD

2 WHEREAS, class member Charles Hilyard filed a class action complaint on behalf of
3 himself and all others similarly situated against Century Aluminum Company on March 18, 2009,
4 captioned *Hilyard v. Century Aluminum Co.*, Case No. CV 09-1205 (“Complaint”);

5 WHEREAS, no defendant in this action has answered or filed for summary judgment; and

6 WHEREAS, a class has not been certified in this action.

7 NOW, THEREFORE, NOTICE IS HEREBY GIVEN that, pursuant to Fed. R. Civ. P.
8 41(a)(1), Charles Hilyard voluntarily dismisses the Complaint without prejudice.

9 DATED: October 13, 2009

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13 s/ Christopher P. Seefer
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CERTIFICATE OF SERVICE

I hereby certify that on October 13, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on October 13, 2009.

s/ Christopher P. Seefer
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Mailing Information for a Case 3:09-cv-01205-SI

Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

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