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8 Attorneys for Plaintiff
9 MARTHA B. SMITH

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 MARTHA B. SMITH,
13 Plaintiff,
14 v.
15 NATIONAL CITY BANK, et al.,
16 Defendant(s).

17 Case No.: CV09-05715 SI

18 **NOTICE OF VOLUNTARY DISMISSAL**
19 **OF COMPLAINT WITHOUT**
20 **PREJUDICE**
21 **[Fed R. Civ. P. 41(a)(1)]**

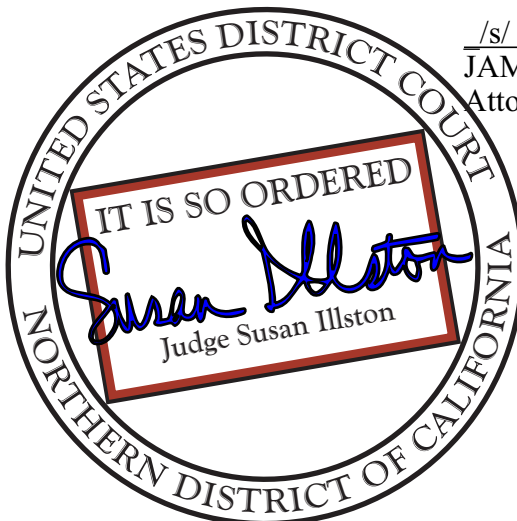
22 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

23 Plaintiff hereby voluntarily dismisses her complaint filed herein without prejudice,
24 pursuant to Rule 41 of the Federal Rules of Civil Procedure.

25 Dated: May 17, 2010-05-17

LAW OFFICE OF JAMES MILLS

26 /s/ James Mills
27 JAMES MILLS
28 Attorneys for Plaintiff MARTHA B. SMITH



1 **CERTIFICATE OF SERVICE**

2 I declare that I am a citizen of the United States, that I have attained the age of majority,
3 and that I am not a party to this action. My business address is 1300 Clay Street, Suite 600,
4 Oakland, California, 94612. I am familiar with this firm's practice of collection and processing
5 of correspondence to be deposited for delivery via the U.S. Postal Service as well as other
6 methods used for delivery of correspondence. On the below stated date, in the manner
7 indicated, I caused the within document(s) entitled:

8 **NOTICE OF VOLUNTARY DISMISSAL OF COMPLAINT WITHOUT PREJUDICE**
9 **[Fed R. Civ. P. 41(a)(1)]**

10 to be served on the party(ies) or their (its) attorney(s) of record in this action:

11 Via Mail: I caused each envelope (with postage affixed thereto) to be placed in the U.S.
12 mail at Oakland, California.

13 Via CERTIFIED Mail: I caused each envelope (with postage affixed thereto) to be
14 placed in the U.S. mail at Alameda, California.

15 Via Personal Service: I instructed each envelope to be hand-delivered via AERO
16 SPECIAL DELIVERY to the address listed below.

17 Via Overnight Courier: I caused each envelope to be delivered via overnight mail by
18 FEDERAL EXPRESS.

19 Via FACSIMILE: I instructed such to be transmitted via facsimile to the office(s) of the
20 addressee(s).

21 Via ELECTRONIC MAIL: I caused such to be transmitted via electronic mail by
22 submitting an electronic version of the documents via electronic mail to the Court's designated
23 electronic mail address.

24 addressed as follows:

25 SEE SERVICE LIST ATTACHED

State: I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct.

Federal: I declare that I am employed in the office of a member of the bar of this court at
whose direction service was made.

Executed on May 17, 2010, at Oakland, California.

/s/ James Mills _____
JAMES MILLS

SERVICE LIST

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