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10 UNITED STATES DISTRICT COURT
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13 BAY AREA PAINTERS AND TAPERS
 PENSION TRUST FUND, et al.
 14
 Plaintiffs,
 15 v.
 16 BARBARA JEAN BANKS, individually and
 dba B & C PAINTING AND DECORATING,
 17
 Defendant.
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Case No.: C10-0024 EMC
**NOTICE OF VOLUNTARY DISMISSAL
 ORDER**

19
 20 PLEASE TAKE NOTICE that pursuant to F.R.C.P., Rule 41(a)(1), Plaintiffs BAY AREA
 21 PAINTERS AND TAPERS PENSION TRUST FUND, et al., voluntarily dismiss, without
 22 prejudice, their claim against Defendant BARBARA JEAN BANKS, individually and *dba* B & C
 23 PAINTING AND DECORATING. Defendant has neither served an answer nor moved for
 24 summary judgment, and Plaintiffs have not previously filed or dismissed any similar action
 25 against Defendant.

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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 December 15, 2010, I served the following document(s):

NOTICE OF VOLUNTARY DISMISSAL

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:

Barbara Jean Banks
dba B & C Painting and Decorating
4026 – 3rd Street #301
San Francisco, California 94124

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 15th day of December, 2010, at San Francisco, California.

_____/S/_____
Vanessa de Fábrega