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UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 BAY AREA PAINTERS AND TAPERS  
 12 PENSION TRUST FUND, et al.  
 13 Plaintiffs,  
 14 v.  
 15 J&C FUENTES PAINTING & DECORATING  
 CO., INC., a California Corporation,  
 16 Defendant.

Case No.: C10-2467 VRW

**NOTICE OF VOLUNTARY DISMISSAL**

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

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**NOTICE OF VOLUNTARY DISMISSAL**  
**Case No.: C10-2467 VRW**

1 It is therefore requested that this action be dismissed without prejudice, and that the Court  
2 retain jurisdiction over this matter.

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

5 Executed this 19th day of August, 2010, at San Francisco, California.

6 SALTZMAN & JOHNSON  
7 LAW CORPORATION

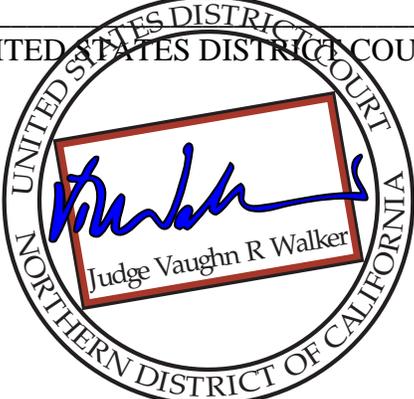
8 By: /s/Blake E. Williams  
9 Blake E. Williams  
10 Attorneys for Plaintiffs

11 IT IS SO ORDERED.

12 This case is dismissed without prejudice and the Court shall retain jurisdiction over this  
13 matter.

14 Date: August 25, 2010

15 UNITED STATES DISTRICT COURT 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 August 20, 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:

**Jesus Fuentes  
J&C Fuentes Painting & Decorating Co., Inc.  
7600 Garfield Ave.  
Oakland, California 94605**

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on this 20th day of August, 2010, at San Francisco, California.

/S/ Vanessa de Fábrega  
Vanessa de Fábrega