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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

11 THE BOARD OF TRUSTEES FOR THE
 LABORERS HEALTH AND WELFARE
 12 TRUST FUND FOR NORTHERN
 CALIFORNIA,

13 Plaintiff,

14 vs.

15 BAY AREA SURGICAL GROUP, INC.; BAY
 16 AREA SURGICAL MANAGEMENT, LLC,

17 Defendants.

Case No.: CV 10-03291 TEH

**NOTICE OF DISMISSAL
 [RULE 41(a)(1)(A)]**

Date Complaint Filed: July 27, 2010

Case Assigned To: Hon. Thelton E. Henderson

19 TO THE COURT AND TO THE PARTIES AND THEIR COUNSEL OF RECORD:

20 PLEASE TAKE NOTICE that this action is hereby dismissed pursuant to F.R.C.P.

21 41(a)(1)(A).

22 DATED: February 2, 2011

23 BULLIVANT HOUSER BAILEY PC



24 By /s/ C. Todd Norris

25 Susan J. Olson
 26 C. Todd Norris

27 Attorneys for Plaintiff
 Board of Trustees for the Laborers Health and
 28 Welfare Trust Fund for Northern California