

SCOTT COLE & ASSOCIATES, APC  
ATTORNEYS AT LAW  
THE WACHOVIA TOWER  
1970 BROADWAY, NINTH FLOOR  
OAKLAND, CA 94612  
TEL: (510) 891-9800

1 Scott Edward Cole, Esq. (S.B. #160744)  
Matthew R. Bainer, Esq. (S.B. #220972)  
2 Hannah R. Salassi, Esq. (S.B. # 230117)  
**SCOTT COLE & ASSOCIATES, APC**  
3 1970 Broadway, Ninth Floor  
Oakland, California 94612  
4 Telephone: (510) 891-9800  
Facsimile: (510) 891-7030  
5 email: scole@scalaw.com  
email: mbainer@scalaw.com  
6 email: hsalassi@scalaw.com  
Web: [www.scalaw.com](http://www.scalaw.com)

7 Attorneys for Representative Plaintiffs  
8 and the Plaintiff Classes

9 **UNITED STATES DISTRICT COURT**  
10 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

12 CHARLENE A. BRITTON, ITAK  
MORADI, KATHY PAHIGIAN,  
13 individually, and on behalf of all others  
similarly situated,  
14 Plaintiffs,  
15 vs.  
16 JOHNSON & JOHNSON, McNEIL-  
PPC, INC., and JOHNSON &  
17 JOHNSON CONSUMER  
COMPANIES, INC.,  
18 Defendants.  
19

) **Case No. 3:10-cv-04450-TEH**  
)  
) **CLASS ACTION**  
) **NOTICE OF VOLUNTARY DISMISSAL**  
) **WITHOUT PREJUDICE OF CHARLENE A.**  
) **BRITTON AS A NAMED PARTY AND**  
) **CLASS REPRESENTATIVE**  
) **[Fed. R. Civ. P. 41(a)(1)(A)(i)]**

21 **EACH PARTY AND TO EACH ATTORNEY OF RECORD IN THIS ACTION:**

22 **NOTICE IS HEREBY GIVEN** that Representative Charlene Britton hereby dismisses  
23 her individual claims without prejudice pursuant to Federal Rule of Civil Procedure  
24 41(a)(1)(A)(i). This Notice pertains only to Ms. Britton’s status as a named party and does not  
25 dismiss this action or any element thereof with respect to the claims asserted by Plaintiffs Itak  
26 Moradi and Kathy Pahigian individually, and on behalf of all others similarly situated. Dismissal  
27 without a court order is proper because Defendants Johnson & Johnson, McNeil-PPC, Inc., and  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Johnson & Johnson Consumer Companies, Inc. have not yet filed an Answer to Plaintiffs' December 28, 2010 Operative First Amended Complaint. *Dckt No. 22.*

Dated: December 30, 2010

**SCOTT COLE & ASSOCIATES, APC**

By: /s/Molly A. DeSario  
Molly A. DeSario, Esq.  
Attorneys for Representative Plaintiffs  
and the Plaintiff Classes



SCOTT COLE & ASSOCIATES, APC  
ATTORNEYS AT LAW  
THE WACHOVIA TOWER  
1970 BROADWAY, NINTH FLOOR  
OAKLAND, CA 94612  
TEL: (510) 891-9800