

1 Eric H. Gibbs (State Bar No. 178658)  
 ehg@girardgibbs.com  
 2 A.J. De Bartolomeo (State Bar No. 136502)  
 3 ajd@girardgibbs.com  
 David Stein (State Bar No. 257465)  
 4 ds@girardgibbs.com  
**GIRARD GIBBS LLP**  
 5 601 California Street, Suite 1400  
 6 San Francisco, California 94108  
 Telephone: (415) 981-4800  
 7 Facsimile: (415) 981-4846

8 *Attorneys for Individual and Representative*  
 9 *Plaintiff Kip Nelson*

10  
 11 **UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
 12 **SAN FRANCISCO DIVISION**

13  
 14 KIP NELSON,  
 15 Plaintiff,  
 16 vs.  
 17 AT&T MOBILITY LLC,  
 18 Defendant.

CASE NO. 3:10-CV-04802-TEH  
 CLASS ACTION  
**PLAINTIFF’S NOTICE OF  
 VOLUNTARY DISMISSAL  
 PURSUANT TO RULE 41(a)(1)**

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1 **NOTICE OF VOLUNTARY DISMISSAL**

2 PLEASE TAKE NOTICE that Plaintiff Kip Nelson hereby voluntarily dismisses all of his claims  
3 against Defendant AT&T Mobility LLC, pursuant to Federal Rule of Civil Procedure 41(a)(1). *See*  
4 *generally* Fed. R. Civ. P. 23(e) (court approval required only for dismissal of claims “of a certified  
5 class”); *Wynn v. Nat’l Broadcasting Co.*, No. CV 00-11248, 2002 WL 31681865 (C.D. Cal. Mar. 6,  
6 2002) (dismissal under Rule 41(a)(1) did not require approval “by the Court pursuant to Rule 23(e),  
7 since there is no certified class action”).

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9 DATED: November 28, 2011

Respectfully submitted,

10 **GIRARD GIBBS LLP**

11  
12 By: /s/ David Stein

13 Eric H. Gibbs  
14 A.J. De Bartolomeo  
15 601 California Street, 14th Floor  
16 San Francisco, California 94108  
17 Telephone: (415) 981-4800  
18 Facsimile: (415) 981-4846

*Attorneys for Plaintiff Kip Nelson*

