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5 **Attorneys for Plaintiffs:**
6 **FRANCIS BALMACEDA, ADRIAN TAM, CHIEH HO, JASON ORPILLA, JIM**
7 **FERNANDEZ, KIT GEE**

8
9 **UNITED STATES DISTRICT COURT**

10 **Northern District of California**

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13 FRANCIS BALMACEDA, ADRIAN TAM,
14 CHIEH HO, JASON ORPILLA, JIM
15 FERNANDEZ, KIT GEE, et al.

16 Plaintiffs,

17 v.

18 VERIZON COMMUNICATIONS INC.,
19 VERIZON WIRELESS TELECOM INC.,
20 FRANCINE RUDLEY SANTOS, RYAN
21 MONNASTES and DOES 1 through 50,
22 inclusive,

23 Defendants.

Case No. C 11-00202 MEJ

**NOTICE OF VOLUNTARY
DISMISSAL OF DEFENDANTS RYAN
MONNASTES AND FRANCINE
RUDLEY SANTOS**

24 **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

25 **PLEASE TAKE NOTICE** that Plaintiffs FRANCIS BALMACEDA, ADRIAN TAM,
26 CHIEH HO, JASON ORPILLA, JIM FERNANDEZ, AND KIT GEE ("Plaintiffs") request that
27 Defendants RYAN MONNASTES and FRANCINE RUDLEY SANTOS (and only Defendants
28 Ryan Monnastes and Francine Rudley Santos) be dismissed with prejudice from the above-

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entitled action.

This request is made on the ground that Ryan Monnastes and Francine Rudley Santos, both individual defendants in this above entitled action, cannot be sued as individuals for wrongful termination under California Government code Section 12940 et seq. (Fair Employment and Housing Act).

Based on the foregoing, Plaintiffs respectfully requests that all cause of action against Defendants Ryan Monnastes and Francine Rudley Santos be dismissed.

DATED: February 11, 2011

Law Offices of Peter L. Kutrubes



PETER L. KUTRUBES
Attorney for Plaintiffs

PROOF OF SERVICE

I am employed at 1415 Oakland Boulevard, Suite 102, Walnut Creek, California. I am over 18 years old and am not a party to this action.

I served the:

1) Request for Dismissal of Defendants Ryan Monnastes and Francine Rudley Santos

By:

() personally handing, on _____, 20____, the documents described above to the person listed below at the address listed below.

(X) depositing, on February 11, 2011, at Walnut Creek, California, a sealed envelope or sealed envelopes in the overnight/express mail, postage fully prepaid, containing the document(s) described above and addressed as described below.

() facsimile transmission, on _____ of the documents described above from (925) 969-9600 to the person listed below at the facsimile number listed below.

Attorney for Defendant

Judith Droz Keyes
Davis Wright Tremaine, LLP
505 Montgomery Street, Suite 800
San Francisco, CA 94111

Attorney for Defendant

John Post
Davis Wright Tremaine, LLP
505 Montgomery Street, Suite 800
San Francisco, CA 94111

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

2/11/11
DATE


AARON LIN

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