

1 LARRY C. RUSS (BAR NO. 82760)  
 lruss@raklaw.com  
 2 DORIAN BERGER (BAR NO. 264424)  
 RUSS AUGUST & KABAT  
 3 12424 Wilshire Boulevard, 12th Floor  
 Los Angeles, CA 90025  
 4 Telephone: (310) 826-7474  
 Facsimile: (310) 826-6991  
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6 Attorneys for Plaintiff  
 BE IN, INC.  
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8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN JOSE DIVISION  
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12 **BE IN, INC., a New York corporation,**

13 **Plaintiff,**

14 **v.**

15 **GOOGLE INC., a California corporation,**  
 16 **YOUTUBE, LLC, a Delaware limited liability**  
 17 **company, and GOOGLE UK LTD., a private**  
**limited company registered in England and**  
**Wales,**

18 **Defendants.**  
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CASE NO. 5:12-CV-03373-LHK-HRL

**PLAINTIFF BE IN, INC.'S RULE**  
**41(a)(1)(A)(i) NOTICE OF**  
**VOLUNTARY DISMISSAL**  
**WITHOUT PREJUDICE**

Judge: Hon. Lucy H. Koh

1 NOTICE IS HEREBY GIVEN that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of  
2 Civil Procedure, Plaintiff Be In, Inc., by its undersigned attorneys, voluntarily dismisses without  
3 prejudice the above-captioned action. In accordance with Rule 41(a)(1)(A)(i), this notice of dismissal  
4 is being filed with the Court before service by Defendants of either an answer or a motion for  
5 summary judgment.  
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7 Dated: November 18, 2013

RUSS AUGUST & KABAT

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9 By: /s/ Larry C. Russ  
Larry C. Russ  
Dorian S. Berger  
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12 Attorneys for Plaintiff  
BE IN, INC.  
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