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5 Attorneys for Petitioner CAREFUSION 202, INC.

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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

CAREFUSION 202, INC.,  
 Petitioner,  
 vs.  
 TRES TECH CORPORATION,  
 Respondent.

Case No. 13-CV-02194-EMC  
**NOTICE OF VOLUNTARY  
 DISMISSAL WITHOUT  
 PREJUDICE BY PETITIONER**  
 ORDER

1 NOTICE IS HEREBY GIVEN that Petitioner CareFusion 202, Inc. (“Petitioner”), pursuant  
2 to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, dismiss, without prejudice, their  
3 action against Tres Tech Corporation (“Respondent”). In support of this Notice of Voluntary  
4 Dismissal, Petitioner provides that:

5 WHEREAS, on May 14, 2013, Petitioner filed a Motion to Vacate Arbitration Award in the  
6 United States District Court for the Northern District of California, case no. 3:13-cv-02194-EMC;

7 WHEREAS, Respondent has not filed either an answer to the Petition or a motion for  
8 summary judgment.

9 WHEREAS, this matter was stayed by the Court on August 2, 2013 in favor of proceedings  
10 in the Northern District of Texas pursuant to Respondents’ motion for stay. Dkt. 43.

11 WHEREAS, the Northern District of Texas issued a ruling in those proceedings on May 30,  
12 2014.

13 Petitioner hereby voluntarily dismisses without prejudice all claims for relief sought by the  
14 Petition in this matter, case no. 3:13-cv-02194-EMC.

15 DATED: July 1, 2014

16 Respectfully submitted,

17 MINTZ LEVIN COHN FERRIS GLOVSKY AND  
18 POPEO P.C.

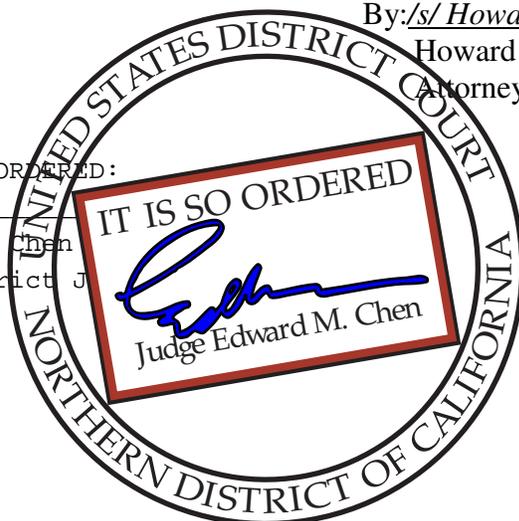
19 By: /s/ Howard Wisnia

20 Howard Wisnia

21 Attorneys for CAREFUSION 202, INC.

22 IT IS SO ORDERED:

23 Edward M. Chen  
24 U.S. District J



**CERTIFICATE OF SERVICE**

I hereby certify that on July 1, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will automatically send e-mail notification of such filing to all counsel who have entered an appearance in this action.

Dated: July 1, 2014

By: /s/ Howard Wisnia  
Howard N. Wisnia  
Attorney for Petitioner,  
CAREFUSION 202, Inc.