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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

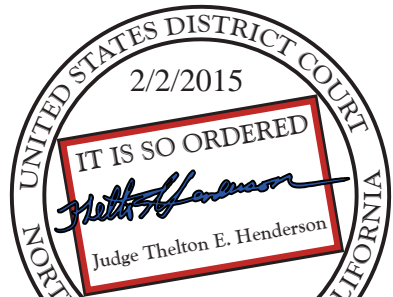
10 RICHARD FLEMMING,) Case No.: 14-cv-05542-TEH
 11)
 12 Plaintiff,)
 13 vs.) PLAINTIFF’S NOTICE OF VOLUNTARY
 14) DISMISSAL OF THE STATE OF CALIFORNIA
 15) PURSUANT TO F.R.C.P 41(a)(1)
 16 COUNTY OF ALAMEDA, et al.,)
 17)
 18 Defendants.)

17 TO THE HONORABLE COURT AND TO ALL PARTIES AND THEIR RESPECTIVE
 18 COUNSEL:

19 Pursuant to Federal Rule of Civil Procedure 41(a)(1), PLAINTIFF RICHARD FLEMING
 20 hereby voluntarily dismisses all claims in this action without prejudice as to DEFENDANT
 21 STATE OF CALIFORNIA.

22 Defendant has neither answered Plaintiff’s complaint nor filed a motion for summary
 23 judgment. Plaintiff has not previously dismissed this claim against this Defendant. Therefore,
 24 dismissal under Rule 41 (a)(1) is appropriate.

25 Dated: January 29, 2015



Respectfully submitted,
 /s/ Autumn R. Paine
 Autumn Paine
 Attorney for Plaintiff
 Richard Flemming