

1 **MARLIN & SALTZMAN, LLP**
 Stanley D. Saltzman, Esq. (SBN 90058)
 2 Cody R. Kennedy, Esq. (SBN 296061)
 29229 Canwood Street, Suite 208
 3 Agoura Hills, California 91301
 4 Telephone: (818) 991-8080
 Facsimile: (818) 991-8081
 5 ssaltzman@marlinsaltzman.com
 6 ckennedy@marlinsaltzman.com

7 **NARAYAN LAW, APC**
 Santosh Narayan, Esq. (SBN 243273)
 8 225 South Lake Avenue, Suite 300
 9 Pasadena, California 91101
 Telephone: (626) 432-5435
 10 Facsimile: (626) 657-2921
 11 snarayan@narayanlegal.com

12 Attorneys for Plaintiff MICHAEL J. MARLEY
 and the Proposed Class

13 **UNITED STATES DISTRICT COURT**
 14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

16 MICHAEL J. MARLEY, an individual, on
 behalf of himself and all others similarly
 17 situated,

18 Plaintiff,

19 v.

20 VIA INTERNATIONAL, INC., a Delaware
 Corporation (D/B/A The Digital Concierge);
 21 DSI ENTERTAINMENT SYSTEMS, INC., a
 California corporation; STEARNS
 22 ENTERPRISES, INC., a California
 corporation (D/B/A Engineered
 23 Environments), and DOES 1-10 inclusive,

24
 25 Defendants.
 26

CASE NO: 3:16-CV00947-LB

CLASS ACTION

**~~PROPOSED~~ ORDER FOR NOTICE OF
 VOLUNTARY DISMISSAL**

~~PROPOSED~~ ORDER FOR NOTICE OF VOLUNTARY DISMISSAL

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER

This action shall be dismissed **with prejudice** as to Plaintiff Michael J. Marley pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i).

As to all plaintiffs similarly situated (e.g. the Plaintiff Class), this action shall be dismissed **without prejudice**, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i).

Each side to bear its own costs.

IT IS SO ORDERED.

DATED: September 12, 2016



United States Magistrate Judge Laurel Beeler