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8 Attorney for Plaintiff,
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DATED: 9/26/2017

10 **UNITED STATES DISTRICT COURT**
 11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12 SCOTT FITZGERALD, an individual;
 13 Plaintiff,
 14 vs.
 15 BOSCO CREDIT, LLC, a business entity;
 16 FRANKLIN CREDIT MANAGEMENT CORP.,
 17 a business entity; T.D. SERVICE FINANCIAL
 18 CORPORATION, a business entity; and DOES
 19 1 through 50, inclusive,
 20 Defendants.

Case No.: 3:16-cv-01473-MEJ
 [Assigned to Hon. Maria-Elena James]
**DIMISSAL OF ACTION, WITHOUT
 PREJUDICE**

21 PLEASE TAKE NOTICE that Plaintiff, Scott Fitzgerald (“Plaintiff”) hereby dismisses
 22 Northern District Case number 3:16-cv-01473-MEJ pursuant to Fed. Rule Civ. Proc. 41(a). No
 23 Answer or Motion for Summary Judgment has been filed in this action. Therefore, dismissal
 24 pursuant to Fed. Rule Civ. Proc. 41 is appropriate. This dismissal is made without prejudice.

25 Respectfully submitted,
 26 Date: September 26, 2017 MELLEN LAW FIRM

27 /s/ Jessica Galletta
 28 Jessica Galletta, Esq.
 Attorney for Plaintiff
 SCOTT FITZGERALD