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**Attorneys for Plaintiff, MARCY VELASQUEZ**

**UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA**

**MARCY VELASQUEZ,  
 Plaintiff(s),  
 v.**

**CHRISTINE FONTANA, et al.,  
 Defendant(s).**

**CASE NUMBER**

**CV-08-5653 PJH**

**NOTICE OF DISMISSAL PURSUANT  
 RULE 41(a) OR (c) F.R.Civ.P.**

PLEASE TAKE NOTICE: (Check one)

- This action is dismissed by the Plaintiff (s) in its entirety.
- The Counterclaim brought by Claimant (s) \_\_\_\_\_ is dismissed by Claimant (s) in its entirety.
- The Cross-Claim brought by Claimant (s) \_\_\_\_\_ is Dismissed by the Claimant (s) in its entirety.
- The Third-party Claim brought by Claimant (s) \_\_\_\_\_ is Dismissed by the Claimant (s) in its entirety.
- ONLY Defendant (s) \_\_\_\_\_ is (are) dismissed from (Circle one) Complaint, Counterclaim, Cross-claim, Third Party Claim brought by \_\_\_\_\_.

The dismissal is made pursuant to Rule 41 (a) or (c) of the Federal Rules of Civil Procedure.

DATED: March 2, 2009

/s/ Jason K. Singleton

Signature of Attorney/Party



NOTE: F.R.Civ.P. 41(a): THIS NOTICE MAY BE FILED AT ANY TIME BEFORE SERVICE BY THE ADVERSE PARTY OF AN ANSWER OR OF A MOTION FOR SUMMARY JUDGMENT, WHICHEVER FIRST OCCURS.

F.R.Civ.P. 41(c): COUNTERCLAIMS, CROSS-CLAIMS & THIRD-PARTY CLAIMS MAY BE DISMISSED BEFORE SERVICE OF A RESPONSIVE PLEADING OR PRIOR TO THE BEGINNING OF TRIAL.