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15 Attorneys for Plaintiff
 16 Balanced Body, Inc.



17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**
 19 **SAN JOSE DIVISION**

20 BALANCED BODY, INC., a California
 21 Corporation,

22 Plaintiff;

23 v.

24 APPLIED PRECISION TECHNOLOGY,
 25 LLC, an Indiana Limited Liability Company,
 26 d/b/a APT Pilates,

27 Defendant.

Case No. CV 08-3880 JW

**PLAINTIFF BALANCED BODY, INC.'S
 DISMISSAL WITHOUT PREJUDICE**

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Balanced Body, Inc.
2 hereby dismisses the present action, without prejudice.

3
4 Dated: December 9, 2008

GREENBERG TRAURIG, LLP

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6 By: /s/ Daniel T. McCloskey

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19 **Attorneys for Plaintiff, Balanced Body,
20 Inc.**

21 **IT IS SO ORDERED:**

22 The Court GRANTS the DISMISSAL without prejudice. The Court terminates all pending
23 deadlines, hearings and motions. The Clerk shall close this file.

24 Dated: December 10, 2008

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26 _____
27 United States District Court
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