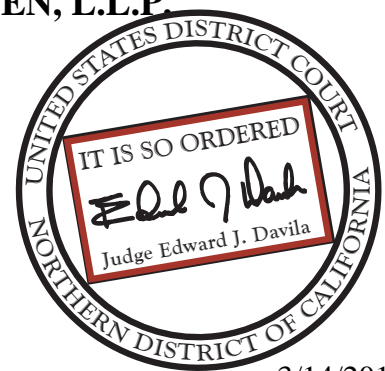


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9 Attorneys for Plaintiff RODNEY  
10 SHIVELY, individually and on behalf of  
11 others similarly situated



12 **UNITED STATES DISTRICT COURT**

3/14/2012

13 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

14 RODNEY SHIVELY, individually and  
15 on behalf of others similarly situated, ,

16 Plaintiff,

17 vs.

18 CARRIER IQ, INC., a Corporation  
19 headquartered in California, and  
20 GOOGLE, INC., a Corporation  
21 headquartered in California, and DOES  
22 1-50, inclusive,

23 Defendants.

CASE NO. 5:12-cv-00290 EJD

**NOTICE OF VOLUNTARY  
DISMISSAL PURSUANT TO RULE  
41(a) F.R.Civ.P.**

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TO THE COURT, ALL PARTIES AND THEIR ATTORNEYS OF RECORD:  
PLEASE TAKE NOTICE: Only Defendant GOOGLE, INC. is dismissed  
without prejudice from the Complaint brought by Plaintiff RODNEY SHIVELY.  
This dismissal is made pursuant to Rule 41(a) of the Federal Rules of Civil  
Procedure. Pursuant to stipulation of the parties, this dismissal is made without  
prejudice to Plaintiff Shively’s right to seek remand.

DATED: February 13, 2012

**WASSERMAN, COMDEN,  
CASSELMAN & ESENSTEN, L.L.P.**  
MELISSA MEEKER HARNETT  
JESSE B. LEVIN

By: /s/ Melissa Meeker Harnett  
MELISSA MEEKER HARNETT  
Attorneys for Plaintiff RODNEY SHIVELY,  
individually and on behalf of others similarly  
situated