

1 DARON L. TOOCH (State Bar No. 137269)
 KATHERINE M. DRU (State Bar No. 280231)
 2 **HOOPER, LUNDY & BOOKMAN, P.C.**
 1875 Century Park East, Suite 1600
 3 Los Angeles, California 90067-2517
 Telephone: (310) 551-8111
 4 Facsimile: (310) 551-8181
 E-Mail: dtooch@health-law.com

5 Attorneys for Plaintiffs BAY AREA SURGICAL
 6 GROUP, INC.; KNOWLES SURGERY
 CENTER, LLC, NATIONAL AMBULATORY
 7 SURGERY CENTER, LLC, LOS ALTOS
 SURGERY CENTER, LP, FOREST
 8 SURGERY CENTER, LP and SOAR
 SURGERY CENTER, LLC



2/18/2014

10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

HOOPER, LUNDY & BOOKMAN, P.C.
 1875 CENTURY PARK EAST, SUITE 1600
 LOS ANGELES, CALIFORNIA 90067-2517
 TEL: (310) 551-8111 • FAX: (310) 551-8181

13 BAY AREA SURGICAL GROUP, INC.;
 KNOWLES SURGERY CENTER, LLC;
 14 NATIONAL AMBULATORY SURGERY
 CENTER, LLC; LOS ALTOS SURGERY
 15 CENTER, LP; FOREST AMBULATORY
 SURGICAL ASSOCIATES, LP; SOAR
 16 SURGERY CENTER, LLC,

CASE NO. 13-CV-05430 EJD

**NOTICE OF VOLUNTARY DISMISSAL
 OF DEFENDANTS GRAEBEL
 COMPANIES, INC. and GRAEBEL
 COMPANIES, INC. HEALTH AND
 WELFARE PLAN**

17 Plaintiffs,

Trial Date: None Set

18 vs.

19 AETNA LIFE INSURANCE COMPANY, *et*
 20 *al.*,

21 Defendants.

13-CV-05430 EJD

HOOPER, LUNDY & BOOKMAN, P.C.
1875 CENTURY PARK EAST, SUITE 1600
LOS ANGELES, CALIFORNIA 90067-2517
TEL: (310) 551-8111 • FAX: (310) 551-8181

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

PLEASE TAKE NOTICE that pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiffs BAY AREA SURGICAL GROUP, INC.; KNOWLES SURGERY CENTER, LLC; NATIONAL AMBULATORY SURGERY CENTER, LLC; LOS ALTOS SURGERY CENTER, LP; FOREST AMBULATORY SURGICAL ASSOCIATES, LP; and SOAR SURGERY CENTER, LLC, by and through its counsel, voluntarily dismisses with prejudice all causes of action against Defendants GRAEBEL COMPANIES, INC. and GRAEBEL COMPANIES, INC. HEALTH AND WELFARE PLAN in the above-captioned action. This dismissal relates ONLY to GRAEBEL COMPANIES, INC. and GRAEBEL COMPANIES, INC. HEALTH AND WELFARE PLAN.

DATED: February 12, 2013 HOOPER, LUNDY & BOOKMAN, P.C.

By: /s/ Daron L. Tooch
DARON L. TOOCH
Attorneys for Plaintiffs BAY AREA SURGICAL GROUP, INC.; KNOWLES SURGERY CENTER, LLC, NATIONAL AMBULATORY SURGERY CENTER, LLC, LOS ALTOS SURGERY CENTER, LP, FOREST SURGERY CENTER, LP and SOAR SURGERY CENTER, LLC