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3/6/2014

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

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

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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 ECHELON
 CORPORATION and ECHELON
 EMPLOYEE BENEFIT PLAN**

17 Plaintiffs,

Trial Date: None Set

18 vs.

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

21 Defendants.

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13-CV-05430 EJD

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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 without prejudice all causes of action against ECHELON CORPORATION and ECHELON EMPLOYEE BENEFIT PLAN in the above-captioned action. This dismissal relates ONLY to ECHELON CORPORATION and ECHELON EMPLOYEE BENEFIT PLAN.

DATED: March 5, 2014 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