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6 Attorneys for Plaintiffs  
 7 SUSAN BLACK, STEVEN SMITH  
 AND KIMBERLY BURGESS  
 8

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

12 SUSAN BLACK, an individual; STEVEN  
 SMITH, an individual; KIMBERLY  
 13 BURGESS, an individual,

14 Plaintiffs,

15 vs.

16 OLD NATIONAL BANK, a corporation as  
 Trustee of the RABBI TRUST FOR MID-  
 17 PENINSULA BANK EXECUTIVE  
 SUPPLEMENTAL RETIREMENT PLANS;  
 18 RABBI TRUST FOR CUPERTINO  
 NATIONAL BANK EXECUTIVE  
 19 SUPPLEMENTAL RETIREMENT PLANS;  
 RABBI TRUST FOR BAY AREA BANK  
 20 EXECUTIVE SUPPLEMENTAL  
 RETIREMENT PLANS; RABBI TRUST  
 21 FOR BAY BANK OF COMMERCE  
 EXECUTIVE SUPPLEMENTAL  
 22 RETIREMENT PLANS; RABBI TRUST  
 FOR SAN JOSE NATIONAL BANK  
 23 EXECUTIVE SUPPLEMENTAL  
 RETIREMENT PLANS; RABBI TRUST  
 24 FOR MT. DIABLO NATIONAL BANK  
 EXECUTIVE SUPPLEMENTAL  
 25 RETIREMENT PLANS; RABBI TRUST  
 FOR COAST COMMERCIAL BANK  
 26 EXECUTIVE SUPPLEMENTAL  
 RETIREMENT PLANS; RABBI TRUST  
 27 FOR THE GOLDEN GATE BANK  
 EXECUTIVE SUPPLEMENTAL  
 28 RETIREMENT PLANS; RABBI TRUST  
 FOR THE PENINSULA BANK OF

) Case No. 5:15-cv-04361- EJD

) **PLAINTIFFS' NOTICE OF VOLUNTARY  
 DISMISSAL WITHOUT PREJUDICE**

) **[Fed. R. Civ. P. 41(a)(1)(A)(i)]**

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1 COMMERCE EXECUTIVE )  
2 SUPPLEMENTAL RETIREMENT PLANS; )  
3 Rabbi Trust for Bank of Petaluma Executive )  
4 Supplemental Retirement Plans and the )  
5 RABBI TRUST FOR THE BANK OF )  
6 SANTA CLARA EXECUTIVE )  
7 SUPPLEMENTAL RETIREMENT PLANS, )

Defendants.

8 TO THE HONORABLE COURT, ALL PARTIES HEREIN AND THEIR  
9 RESPECTIVE COUNSEL OF RECORD:

10 Pursuant to Rule 41(a)(1)(A) of the Federal Rules of Civil Procedure, Plaintiffs  
11 Susan Black, Steven Smith and Kimberly Burgess hereby voluntarily dismiss this entire action  
12 without prejudice, with each side to bear their own costs and fees.

13 The Clerk shall close this file.

14 Date: December 2, 2015

BASSI, EDLIN, HUIE & BLUM LLP

15  
16  
17 By: 

18 VIVY DANG  
19 Attorneys for Plaintiffs  
20 SUSAN BLACK, STEVEN SMITH AND  
21 KIMBERLY BURGESS

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1434480

1 Re: Susan Black, et al v. Old National Bank, et al.  
2 United States District Court, Northern District Case No. 5:15-cv-04361-NC

3 PROOF OF SERVICE – ELECTRONIC TRANSMISSION

4 STATE OF CALIFORNIA/COUNTY OF San Francisco

5 I am a citizen of the United States and an employee in the County of San Francisco. I  
6 am over the age of eighteen (18) years and not a party to the within action. My business  
7 address is BASSI, EDLIN, HUIE & BLUM LLP, 500 Washington Street, Suite 700, San  
8 Francisco, California 94111.

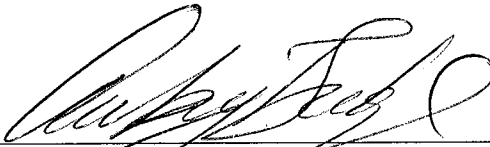
9 On the date executed below, I electronically served the document(s) via the USDC  
10 NDCA website, described below, on the recipients designated on the Transaction Receipt  
11 located on the USDC NDCA website.

12 **PLAINTIFFS' NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

13 On the following parties:

14 PLEASE SEE SERVICE LIST PROVIDED BY THE USDC NDCA

15 I declare under penalty of perjury that the foregoing is true and correct and that this  
16 document is executed on December 2, 2015, at San Francisco, California.

17   
18 \_\_\_\_\_  
19 AUBREY BUDGE