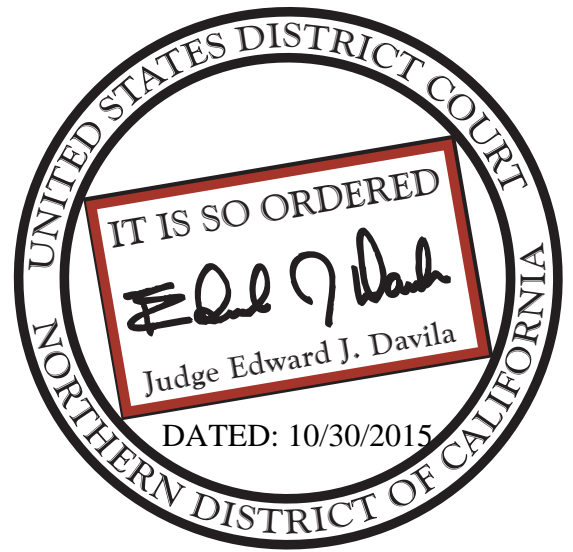


1 Scott Sagaria (State Bar No.217981)  
 Elliot Gale (State Bar No. 263326)  
 2 Joe Angelo (State Bar No. 268542)  
 SAGARIA LAW, P.C.  
 3 2033 Gateway Place, 5<sup>th</sup> Floor  
 San Jose, California 95110  
 4 Telephone: (408) 279-2288  
 Facsimile: (408) 279-2299

5 Attorneys for Plaintiff



6  
7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA — SAN JOSE DIVISION  
10

11 JODY ERVIN,  
12  
13 Plaintiff,  
14 vs.  
15 EXPERIAN INFORMATION SOLUTIONS,  
INC.; et. al.,  
16 Defendants.

Federal Case No.: 5:15-CV-04806-EJD

**PLAINTIFF’S NOTICE OF VOLUNTARY  
DISMISSAL OF DEFENDANT  
DISCOVER PURSUANT TO FEDERAL  
RULE OF CIVIL PROCEDURE 41(A)(1)**

17  
18  
19 **PLEASE TAKE NOTICE** that Plaintiff Jody Ervin, pursuant to Federal Rule of Civil Procedure  
20 41(a)(1), hereby voluntarily dismisses Defendant Discover, as to all claims in this action.

21 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

22 41(a) Voluntary Dismissal

23 (1) By the Plaintiff

24 (a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2, and 66 and any  
 25 applicable federal statute, the plaintiff may dismiss an action without a court  
 26 order by filing:

27 (1) a notice of dismissal before the opposing party serves either an answer  
 28 or a motion for summary judgment.

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

Defendant Discover, has neither answered Plaintiff’s Complaint, nor filed a motion for summary judgment. Accordingly, the matter may be dismissed against it for all purposes and without an Order of the Court.

Dated: October 29, 2015

Salaria Law, P.C.

By:         /s/ Elliot W. Gale          
  Elliot W. Gale

Attorneys for Plaintiff  
Jody Ervin