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A LIMITED LIABILITY LAW COMPANY

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Attorneys for Defendants Menu Foods
Inc., Menu Foods Holdings, Inc., and
Menu Foods Income Fund

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

VALERIE SYLVESTER; DAVID)
PANG; ANDREW GARCIA;)
RUTH CAMARGO; CHRIS)
HUBBARD; STACEY COLLINS;)
RANDALL BANDMANN; KELLY)
ENGLE; PAM GOULD; and)
ERIK CORAL-SANDS,)

Plaintiffs,)

vs.)

MENU FOODS, INC., a New Jersey)
corporation; MENU FOODS)
HOLDINGS, INC., a Delaware)
corporation; MENU FOODS)
INCOME FUND, an unincorporated)
Canadian business; DOE ENTITIES)
and INDIVIDUALS 1-100,)

Defendants.)

CIVIL NO. CV 07-00409 ACK-KSC
(Non-Vehicle Tort)

NOTICE OF WITHDRAWAL OF MENU
FOODS INCOME FUND'S MOTION TO
QUASH OR, ALTERNATIVELY, TO
DISMISS, FILED 08/03/07; CERTIFICATE
OF SERVICE

HEARING SET:

DATE: Tues., 10/09/07

TIME: 9:30 a.m.

JUDGE: Alan C. Kay

**WITHDRAWAL OF MENU FOODS INCOME FUND’S MOTION TO
QUASH OR, ALTERNATIVELY, TO DISMISS, FILED 08/03/07**

DEFENDANT MENU FOODS INCOME FUND, pursuant to the
“Stipulation Re: (1) Service of First Amended Complaint on Menu Foods Income
Fund; (2) Naming of Menu Foods Income Fund as a Defendant, and (3) Deadline
for All Defendants to Answer or Otherwise Respond to the First Amended
Complaint, filed 06/22/07”, filed herein on September 10, 2007, hereby withdraws
its Motion to Quash or, Alternatively, to Dismiss, filed herein on August 3, 2007,
and set for hearing on Tuesday, October 9, 2007, at 9:30 a.m. with Judge Alan C.
Kay presiding.

DATED: Honolulu, Hawaii, September 12, 2007.

 /s/ Barbara J. Kirschenbaum

CHAD P. LOVE

BARBARA J. KIRSCHENBAUM

Attorneys for Defendant Menu Foods
Holdings, Inc., and Menu Foods, Inc.,
and Menu Foods Income Fund