

**UNITED STATES DISTRICT COURT**  
Northern District of Indiana  
South Bend Division

HEARTLAND RECREATIONAL	)	
VEHICLES, LLC,	)	
Plaintiff,	)	
	)	
	)	
v.	)	CASE NO.: 3:08-cv-490 TLS-CAN
	)	
FOREST RIVER, INC.,	)	
Defendant.	)	

**PLAINTIFF'S MOTION FOR VOLUNTARY DISMISSAL PURSUANT  
TO RULE 41(a)(2) OF THE FEDERAL RULES OF CIVIL PROCEDURE**

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Heartland Recreational Vehicles, LLC ("Heartland") respectfully moves for voluntary dismissal, without prejudice, of its patent infringement claims against Forest River.

The grounds for Heartland's motion are set forth more fully in its Memorandum in Support of Heartland Recreational Vehicles, LLC's Motion to Dismiss Certain Claims for Lack of Subject Matter Jurisdiction in Light of Covenant Not to Sue, and in its Reply Memorandum in support of same.

WHEREFORE, Heartland respectfully requests that this court grant its Motion for Voluntary Dismissal pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, without prejudice, and grant it whatever additional relief the Court deems appropriate.

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**CERTIFICATE OF SERVICE**

The undersigned counsel for plaintiff Heartland Recreational Vehicles, LLC, hereby certifies that a copy of the foregoing PLAINTIFF'S MOTION FOR VOLUNTARY DISMISSAL PURSUANT TO RULE 41(a)(2) OF THE FEDERAL RULES OF CIVIL PROCEDURE was served upon the following, this 10th day of August, 2009, by operation of the Court's ECF System.

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ATTORNEY FOR DEFENDANT  
FOREST RIVER, INC.

BAKER & DANIELS

/s/ David P. Irmscher

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