

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN**

NORTH ATLANTIC OPERATING  
COMPANY, INC.; NATIONAL  
TOBACCO COMPANY, L.P.,

Plaintiffs,

v.

DMITRIY BABENKO, et al.

Defendants.

**CIVIL ACTION NO. 4:15-cv-  
14013-TGB-DRG**

**Honorable Terrence G. Berg**

**ORDER GRANTING VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

Upon Notice by Plaintiffs North Atlantic Operating Company, Inc. and National Tobacco Company, L.P. (together, “North Atlantic”) voluntarily dismissing, without prejudice, all claims against Defendants Michael Boyter and eBay Seller truescope09 (together, the “Boyter Defendants”), and for good cause shown:

**IT IS HEREBY ORDERED** that all claims against the Boyter Defendants are dismissed, without prejudice, in connection with the above-captioned action pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i). Each party will assume its own attorneys’ fees and costs.

s/Terrence G. Berg  
TERRENCE G. BERG  
UNITED STATES DISTRICT JUDGE

Dated: February 22, 2016