UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

DIANNA LYKO, *On behalf of herself and those similarly situated,*

Plaintiff,

VOLUNTARY DISMISSAL

1:15-cv-1161 (FJS/CFH)

v.

T.G.I. FRIDAY'S INC.,

Defendant.

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the above-named

plaintiff, by her undersigned attorney, hereby voluntarily dismisses the above captioned action

without prejudice.

Dated: October 2, 2015

/s/ Frank S. Gattuso

Bar Roll No. 513636 O'HARA, O'CONNELL & CIOTOLI *Attorneys for Plaintiffs* 7202 East Genesee Street Fayetteville, New York 13066 Telephone: (315) 451-3810

IT IS SO ORDERED: ulle

Frederick J. Scullin, Jr. Senior U.S. District Judge

Dated: October 5, 2015 Syracuse, NY