

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

CLUB TEXTING, INC. d/b/a
EZ TEXTING, INC.

Plaintiff,

ECF

v.

Civil Action No. 10-cv-07205 (PKC)

T-MOBILE USA, INC.

Defendant.

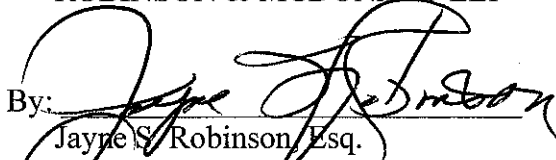
NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, plaintiff Club Texting, Inc. d/b/a EZ Texting, Inc., by its undersigned counsel, hereby gives notice that the above-captioned action is voluntarily dismissed with prejudice against the defendant T-Mobile USA, Inc. Defendant has not served an Answer or filed a motion for summary judgment.

Dated: New York, New York,
October 13, 2010

Respectfully submitted,

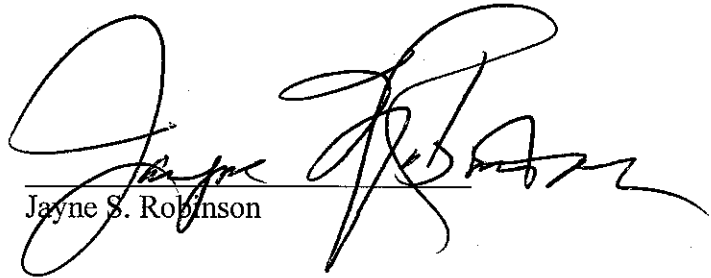
ROBINSON & MCDONALD LLP

By: 
Jayne S. Robinson, Esq.
61 Broadway, Suite 1415
New York, NY 10006
Telephone (212) 953-3400
Facsimile (212) 953-3690
Jayne@robinsonmcdonald.com

*Attorneys for Plaintiff Club Texting, Inc.
d/b/a EZ Texting, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on October 13, 2010, a copy of the foregoing Notice of Voluntary Dismissal Pursuant to F.R.C.P. 41(a)(1)(A)(i) was filed electronically. Notice of this filing will be sent by e-mail by operation of the Court's electronic filing system to all parties, who may access this filing through the Court's system.


Jayne S. Robinson