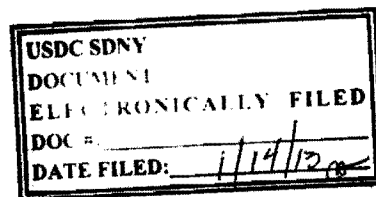


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



NATIONAL HOCKEY LEAGUE, et al.,

Plaintiffs,

v.

NATIONAL HOCKEY LEAGUE PLAYERS'
ASSOCIATION, et al.,

Defendants

12-cv-9133 (PAE)

ECF Case

NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Plaintiffs, pursuant to Federal Rule of Civil Procedure 41(a), hereby notify the Court and all parties that, as Defendants have neither filed an answer nor a motion for summary judgment, Plaintiffs hereby dismiss the above-entitled action without prejudice. Each party shall bear its own attorney's fees and costs. The Clerk of the Court is requested to enter this dismissal in the records of the Court.

Dated: New York, New York
January 14, 2013

L. Robert Batterman
Joseph Baumgarten
PROSKAUER ROSE LLP
Eleven Times Square
New York, New York 10036
Telephone: (212) 969-3000
Facsimile: (212) 969-2900
rbatterman@proskauer.com

/s/ Shepard Goldfein
Shepard Goldfein
James A. Keyte
Paul M. Eckles
Matthew M. Martino
Elliot A. Silver
**SKADDEN, ARPS, SLATE, MEAGHER &
FLOM LLP**
Four Times Square
New York, New York 10036
Telephone: (212) 735-3000
Facsimile: (212) 735-2000
shepard.goldfein@skadden.com

SO ORDERED:

A handwritten signature in cursive script, reading "Paul A. Engelmayer".

HON. PAUL A. ENGELMAYER
UNITED STATES DISTRICT JUDGE

Attorneys for Plaintiffs

1/14/13