IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRIC OF OHIO EASTERN DIVISION

AARON CLARK, :

:

Plaintiff, :

v. : Case No. 2:08CV982

THE WALT DISNEY COMPANY, : Judge Holschuh

JAKKS PACIFIC, INC., PLAY:

ALONG TOYS, KB TOYS, : Magistrate Judge Abel

AMAZON.COM and TOYS 'R US :

:

Defendants. :

NOTICE OF DISMISSAL WITH PREJUDICE AGAINST DEFENDANT AMAZON.COM

Pursuant to Federal Rule Civil Procedure 41(a)(1)(A)(i), Plaintiff Aaron Clark ("Plaintiff"), by and through his attorneys, hereby gives notice that he is voluntarily dismissing, with prejudice, his Complaint against Defendant Amazon.com. This Notice of Voluntary Dismissal with prejudice applies only to Defendant Amazon.com. All other claims asserted by Plaintiff against the remaining Defendants shall remain pending for resolution by this Court.

Dated: February 9, 2009 Respectfully submitted,

/s/ Brian E. Dickerson

Brian E. Dickerson (0069227) Sharlene I. Chance (0070999) Kevin R. Conners (0042012)

THE DICKERSON LAW GROUP, P.A.

5003 Horizons Drive, Suite 101

Columbus, OH 43220 Telephone: (614) 339-5370 Facsimile: (614) 442-5942

bdickerson@dickerson-law.com schance@dickerson-law.com kconners@dickerson-law.com

Attorneys for Plaintiff Aaron Clark

CERTIFICATE OF SERVICE

I hereby certify that on February 9, 2009, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system upon counsels of record.

/s/ Sharlene I. Chance_

Sharlene I. Chance (0070999)

Attorney for Plaintiff Aaron Clark