

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

AARON CLARK,

Plaintiff,

v.

THE WALT DISNEY COMPANY,
JAKKS PACIFIC, INC., PLAY
ALONG TOYS, KB TOYS,
AMAZON.COM and TOYS 'R US

Defendants.

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Case No. 2:08CV982

Judge Holschuh

Magistrate Judge Abel

NOTICE OF DISMISSAL WITHOUT 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, without prejudice, his Complaint against Defendant Amazon.com. This Notice of Voluntary Dismissal Without 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: December 12, 2008

Respectfully submitted,

/s/ Brian E. Dickerson

Brian E. Dickerson (0069227)

Lead Trial Attorney

Sharlene I. Chance (0070999)

Kevin R. Conners (0042012)

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CERTIFICATE OF SERVICE

I hereby certify that on December 12, 2008, 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 (0069227)
Attorney for Plaintiff Aaron Clark