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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION

15
16 IN RE PERSONALWEB TECHNOLOGIES,
LLC, ET AL., PATENT LITIGATION

CASE NO.: 5:18-md-02834-BLF

**NOTICE OF VOLUNTARY DISMISSAL
WITHOUT PREJUDICE PURSUANT TO
FEDERAL RULE OF CIVIL PROCEDURE
41(A)**

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21 PERSONALWEB TECHNOLOGIES, LLC,
ET AL.,

Case No.: 5:18-cv-03581-BLF

22 Plaintiffs,

23
24 v.

25 GROUP NINE MEDIA, INC., a Delaware
corporation, and THRILLIST MEDIA GROUP,
26 INC., a Delaware corporation,

27 Defendants.
28

1 **TO THE COURT, AND DEFENDANTS AND THEIR COUNSEL OF RECORD:**

2 **PLEASE TAKE NOTICE THAT** pursuant to Federal Rule of Civil Procedure 41(a),
3 Plaintiffs PersonalWeb Technologies, LLC and Level 3 Communications, LLC hereby voluntarily
4 dismiss the above-captioned action against Defendants Group Nine Media, Inc. and Thrillist Media
5 Group, Inc. without prejudice.

6 Dated: September 18, 2018

Respectfully submitted,

7 **STUBBS ALDERTON**
8 **& MARKILES, LLP**

9 By: /s/ Michael A. Sherman
Michael A. Sherman
10 Jeffrey F. Gersh
Sandeep Seth
11 Wesley W. Monroe
Stanley H. Thompson, Jr.
12 Viviana Boero Hedrick

13 Attorneys for Plaintiffs

14 Dated: September 18, 2018

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15
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Dated: September 18, 2018

DAVID D. WIER

By: /s/ David D. Wier

David D. Wier

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Assistant General Counsel

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Attorney for Plaintiff

LEVEL 3 COMMUNICATIONS, LLC

PROOF OF SERVICE

I declare as follows:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 15260 Ventura Blvd., 20th Floor, Sherman Oaks, California 91403. On **September 18, 2018**, I served the documents described as: **NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 41(A)** on the interested parties in this action as follows:

*****SEE ATTACHED SERVICE LIST*****

BY U.S. MAIL: By depositing for collection and mailing in the ordinary course of business. I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under that practice it would be deposited with U.S. Postal Service on the same day with postage thereon fully prepaid at Sherman Oaks, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing on affidavit.

TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (“NEF”) pursuant to FRCP, Rule 5(b)(2)(E) and JPML Rule 4.1 (Pursuant to controlling General Order(s) and Local Rule(s) (“LR”), the foregoing document will be served by the court via NEF and hyperlink to the document to counsel at the email address(s) listed below).

(BY OVERNIGHT DELIVERY) I am personally and readily familiar with the business practice of Stubbs Alderton & Markiles, LLP for collection and processing of correspondence for overnight delivery, and I caused such document(s) described herein to be deposited for delivery to a facility regularly maintained by Federal Express for overnight delivery.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the above is true and correct. Executed on **September 18, 2018**, at Sherman Oaks, California.

/s/ Elizabeth Saal de Casas
ELIZABETH SAAL DE CASAS

SERVICE LIST

In Re PersonalWeb Technologies, LLC, et al.

Case No: 5:18-MD-02834

PersonalWeb Technologies, LLC, et., al V. Group Nine Media, Inc., et., al.

CASE NO: 5:18-cv-03581-BLF

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