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11 [ADDITIONAL ATTORNEYS LISTED ON
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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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20 PERSONALWEB TECHNOLOGIES, LLC,
ET AL.,

Case No.: 5:18-cv-00196-BLF

21 Plaintiffs,

22 v.

23
24 VEND, INC., a Delaware corporation, and
25 VEND LIMITED, a New Zealand limited
company,

26 Defendants.
27
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 (collectively,
4 “Plaintiffs”) hereby voluntarily dismiss the above-captioned action against Defendants Vend, Inc. and
5 Vend Limited, without prejudice.

6 Dated: September 18, 2018

Respectfully submitted,

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

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

17 Dated: September 18, 2018

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27 PERSONALWEB
28 TECHNOLOGIES, LLC, a Texas
limited liability company

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Dated: September 18, 2018

DAVID D. WIER

By: /s/ 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. Vend, Inc., a Delaware corporation, et., al.***Case No: 5:18-cv-00196-BLF**

<p>AIRBNB, INC. c/o J. David Hadden Fenwick & West, LLP dhadden@fenwick.com NDCA Case No. 5:18-cv-00149-BLF <i>Attorney for Airbnb, Inc.</i> Via ECF</p>	<p>AMAZON.COM, INC. AND AMAZON WEB SERVICIES, INC. c/o J. David Hadden Fenwick & West, LLP dhadden@fenwick.com NDCA Case No. 5:18-cv-00767-BLF <i>Attorney for Amazon.com, Inc. and Amazon Web Services, Inc.</i> Via ECF</p>
<p>AMICUS FTW, INC. c/o Seth Ban 21 Buena Vista Ave. #E San Francisco, CA 94117 NDCA Case No. 5:18-cv-00150-BLF <i>Agent for Service of Process for Amicus FTW, Inc.</i> By U.S. Mail</p>	<p>ATLAS OBSCURA INC. c/o J. David Hadden Fenwick & West, LLP dhadden@fenwick.com NDCA Case No. 1:18-00164 <i>Attorney for Atlas Obscura, Inc.</i> Via ECF</p>
<p>ATLASSIAN, INC. c/o Brent P. Ray Kirkland & Ellis, LLP Brent.ray@kirkland.com c/o J. David Hadden, Esq, Fenwick & West, LLP dhadden@fenwick.com NDCA Case No. 5:18-cv-00154-BLF <i>Attorneys for Atlassian, Inc.</i> Via ECF</p>	<p>BDG MEDIA, INC. c/o Shannon Turner Fenwick & West LLP sturner@fenwick.com c/o Todd R. Gregorian Fenwick & West LLP tgregorian@fenwick.com NDCA Case No. 5:18-cv-03571-BLF <i>Attorney for BDG Media, Inc.</i> Via ECF</p>

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