UNITED STATES DISTRICT COURT DISTRICT OF COLUMBIA

MALIBU MEDIA, LLC,)
Plaintiff,) Civil Action Case No. 1:12-CV-01118-ESH
v.)
JOHN DOE 1,)
Defendant.)

NOTICE OF VOLUNTARY DISMISSALWITHOUT PREJUDICE OF JOHN DOE 1

PLEASE TAKE NOTICE, Plaintiff hereby voluntary dismisses John Doe 1 ("Defendant") from this action <u>without prejudice</u>. John Doe 1 was assigned the IP address 173.10.154.242. Pursuant to Fed.R.Civ.P. 41(a)(1)(A)(i) Defendant has neither answered Plaintiff's Complaint nor filed a motion for summary judgment.

Consistent herewith Plaintiff consents to the Court having its case closed for administrative purposes.

Dated: November 6, 2012

Respectfully Submitted,

By: /s/ Jon A/ Hoppe
Jon A. Hoppe, Esquire #438866
Counsel
Maddox, Hoppe, Hoofnagle &
Hafey, L.L.C.
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CERTIFICATE OF SERVICE

I hereby certify that on November 6, 2012, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF and that service was perfected on all counsel of record and interested parties through this system.

_/s/ Jon A. Hoppe______ Jon A. Hoppe, Esquire