
**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

MALIBU MEDIA, LLC,

Plaintiff,

Civil Action No. 2:12-cv-12598-MAG-LJM

v.

JOHN DOES 1-28,

Defendants.

**PLAINTIFF'S NOTICE OF SETTLEMENT AND VOLUNTARY DISMISSAL
WITH PREJUDICE OF JOHN DOE 23 ONLY**

PLEASE TAKE NOTICE, Plaintiff has settled this matter with John Doe 23 ("Defendant"). Pursuant to the settlement agreement's terms, Plaintiff hereby voluntarily dismisses Defendant from this action with prejudice. John Doe 23 was assigned the IP Address 98.243.120.109. For the avoidance of doubt, Plaintiff is not voluntarily dismissing any other Defendant.

Pursuant to Fed.R.Civ.P. 41(a)(1)(A)(i) Defendant John Doe 23 has neither answered Plaintiff's Complaint nor filed a motion for summary judgment.

Dated: August 22, 2012

Respectfully submitted,

By: /s/ Paul J. Nicoletti

Paul J. Nicoletti

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Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on August 22, 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.

By: /s/ Paul J. Nicoletti
Paul J. Nicoletti

CERTIFICATE OF COMPLIANCE

Pursuant to MI R USDCTED LR 5.1(a), I hereby certify that the PLAINTIFF'S NOTICE OF SETTLEMENT AND VOLUNTARY DISMISSAL WITH PREJUDICE OF DOE 23 ONLY has been prepared using one of the font and point selections approved by the Court in MI R USDCTED LR 5.1(a)(3). This document was prepared using Times New Roman (12 pt.).

This 22nd day of August, 2012.

/s/ Paul J. Nicoletti
Paul J. Nicoletti