IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MALIBU MEDIA, LLC,		:
		:
	Plaintiff,	:
V.		:
		:
JOHN DOES 1-30,		:
		:
	Defendants.	:

Civil Action No. 2:12-cv-03953-RB

PLAINTIFF'S NOTICE OF SETTLEMENT AND VOLUNTARY DISMISSAL WITH PREJUDICE OF JOHN DOE 10 ONLY

PLEASE TAKE NOTICE, Plaintiff has settled this matter with John Doe 10 ("Defendant"). Pursuant to the settlement agreement's terms, Plaintiff hereby voluntarily dismisses Defendant from this action <u>with prejudice</u>. John Doe 10 was assigned the IP Address 76.99.55.16. For the avoidance of doubt, Plaintiff is <u>not</u> voluntarily dismissing any other Defendant.

Pursuant to Fed.R.Civ.P. 41(a)(1)(A)(i) Defendant John Doe 10 has neither answered Plaintiff's Complaint nor filed a motion for summary judgment.

Dated: October____, 2012

Respectfully submitted,

By: <u>/s/ Christopher P. Fiore</u>

Christopher P. Fiore cfiore@fiorebarber.com Attorneys At Law 425 Main Street, Suite 200 Harleysville, PA 19438 Phone: 215-256-0205 *Attorney for Plaintiff*

CERTIFICATE OF SERVICE

I hereby certify that on October____, 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: <u>/s/ Christopher P. Fiore</u> Christopher P. Fiore