

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
CASE NO. 5:11-cv-0428-BO**

PATRICK COLLINS, INC.,

Plaintiff.

v.

JOHN DOES 1-44,

Defendants.

**PLAINTIFF'S NOTICE OF SETTLEMENT
AND VOLUNTARY DISMISSAL WITH
PREJUDICE OF DOE 38 ONLY**

PLEASE TAKE NOTICE, Plaintiff has settled this matter with John Doe 38. Pursuant to the settlement agreement's terms, Plaintiff hereby voluntarily dismisses Doe Defendant 38 from this action with prejudice. Doe Defendant 38 who was assigned the IP Address 75.191.207.70. 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 Doe 38 has neither answered Plaintiff's Complaint nor filed a motion for summary judgment.

Dated: December 16, 2011.

LAW OFFICE OF JAMES C. WHITE, P.C.

/s/ James C. White

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ATTORNEY FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on December 16, 2011 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/ James C. White