

05/29/2018 TUE 17:51 FAX



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CIV-110

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Evan J. Smith, Esq., SBN 242352 Brodsky & Smith, LLC, 9595 Wilshire Blvd., Ste. 900, Beverly Hills, CA 90212 TELEPHONE NO.: 877-594-2590 FAX NO. (Optional): 310-247-0160 E-MAIL ADDRESS (Optional): esmith@brodskysmith.com ATTORNEY FOR (Name): EMA BELL		<b>FILED BY FAX</b> <b>ALAMEDA COUNTY</b> May 29, 2018 CLERK OF THE SUPERIOR COURT By Burt Moskaira, Deputy <b>CASE NUMBER:</b> <b>RG17882842</b>
SUPERIOR COURT OF CALIFORNIA, COUNTY OF Alameda STREET ADDRESS: 1221 Oak Street, Dept. 24 MAILING ADDRESS: CITY AND ZIP CODE: Oakland CA 94612 BRANCH NAME:		
PLAINTIFF/PETITIONER: EMA BELL DEFENDANT/RESPONDENT: AMERICAN SPORTING GOODS CORP., et al.		
<b>REQUEST FOR DISMISSAL</b>		CASE NUMBER: RG17882842

A conformed copy will not be returned by the clerk unless a method of return is provided with the document.

This form may not be used for dismissal of a derivative action or a class action or of any party or cause of action in a class action. (Cal. Rules of Court, rules 3.760 and 3.770.)

1. TO THE CLERK: Please dismiss this action as follows:

a. (1) ☐ With prejudice (2) ☒ Without prejudice

b. (1) ☒ Complaint (2) ☐ Petition

(3) ☐ Cross-complaint filed by (name):

on (date):

(4) ☐ Cross-complaint filed by (name):

on (date):

(5) ☐ Entire action of all parties and all causes of action

(6) ☒ Other (specify):\* only dft's. Marshalls of MA Inc, Amer. Sporting Goods Corp, Sequential Brands and TJX Corp. Inc.

2. (Complete in all cases except family law cases.)

The court ☐ did ☒ did not waive court fees and costs for a party in this case. (This information may be obtained from the clerk. If court fees and costs were waived, the declaration on the back of this form must be completed).

Date: May 29, 2018

Evan J. Smith, Esq.

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

\*If dismissal requested is of specified parties only or of specified causes of action only, or of specified cross-complaints only, so state and identify the parties, causes of action, or cross-complaints to be dismissed.

Attorney or party without attorney for:

☒ Plaintiff/Petitioner

☐ Defendant/Respondent

☐ Cross-Complainant

3. TO THE CLERK: Consent to the above dismissal is hereby given.\*\*

Date: May 29, 2018

Evan J. Smith, Esq.

(TYPE OR PRINT NAME OF ☒ ATTORNEY ☐ PARTY WITHOUT ATTORNEY)

\*\* If a cross-complaint - or Response (Family Law) seeking affirmative relief - is on file, the attorney for cross-complaint (respondent) must sign this consent if required by Code of Civil Procedure section 581 (i) or (j).

Attorney or party without attorney for:

☒ Plaintiff/Petitioner

☐ Defendant/Respondent

☐ Cross-Complainant

(To be completed by clerk)

4. ☐ Dismissal entered as requested on (date):

5. ☒ Dismissal entered on (date):

JUN 05 2018

as to only (name):

6. ☐ Dismissal not entered as requested for the following reasons (specify):

7. a. ☒ Attorney or party without attorney notified on (date): JUN 05 2018

b. ☐ Attorney or party without attorney not notified. Filing party failed to provide

☐ a copy to be conformed ☐ means to return conformed copy

Date: JUN 05 2018

Clerk, by

*Lynn Wiley*

, Deputy