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11 Attorneys for Plaintiffs

12 IN THE UNITED STATES DISTRICT COURT
13 FOR THE SOUTHERN DISTRICT OF CALIFORNIA

14 RESMED INC., a Delaware Corporation,
15 RESMED CORP, a Minnesota Corporation,
16 and RESMED LTD, an Australian
17 Corporation,
18 Plaintiffs,
19 v.

20 FISHER & PAYKEL HEALTHCARE
21 CORPORATION LIMITED, a New Zealand
22 Corporation, FISHER & PAYKEL
23 HEALTHCARE LIMITED, a New Zealand
24 Corporation, FISHER & PAYKEL
25 HEALTHCARE INC., a California
26 Corporation, FISHER & PAYKEL
HOLDINGS INC., a California Corporation,
and FISHER & PAYKEL HEALTHCARE
DISTRIBUTION INC., a California
Corporation
Defendants.

Case No. 3:16-CV-2072-JAH-MDD

**NOTICE OF VOLUNTARY
DISMISSAL WITHOUT
PREJUDICE**

JURY TRIAL DEMANDED

Case No. 3:16-CV-2072-JAH-MDD

1 Plaintiffs ResMed Inc., ResMed Corp and ResMed Ltd (“ResMed”) hereby
2 provides notice that pursuant to Rule 41(a)(1)(A) of the Federal Rules of Civil
3 Procedure, Plaintiffs hereby dismisses this action without prejudice.

4 ResMed notes that Defendants filed a case against ResMed on the same day
5 ResMed filed this case against Defendants—Case No. 3:16-CV-2068-GPC-WVG.
6 To simplify the procedural structure, ResMed will file its claims against Defendants
7 with its Answer and Counterclaims in that action.

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10 Dated: August 18, 2016

FISH & RICHARDSON P.C.

11
12 By: /s/ Roger A. Denning

13 Roger A. Denning

14 denning@fr.com

15 Attorneys for Defendant ResMed Corp,
16 ResMed Corp and ResMed Ltd
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on August 18, 2016 to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system. Any other counsel of record will be served by electronic mail and regular mail.

/s/ *Roger A. Denning*