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17 *Attorneys for Plaintiffs*

18 **UNITED STATES DISTRICT COURT**
19 **CENTRAL DISTRICT OF CALIFORNIA**
20 **WESTERN DIVISION**

21 TIKTOK INC. and BYTEDANCE LTD.,

22 Plaintiffs,

23 v.

24 DONALD J. TRUMP, in his official
capacity as President of the United
25 States; WILBUR L. ROSS, JR., in his
official capacity as Secretary of
26 Commerce; and U.S. DEPARTMENT
OF COMMERCE,

27 Defendants.

Case No. 2:20-CV-7672-ODW-MAAx

**PLAINTIFFS' NOTICE OF
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE
PURSUANT TO FEDERAL RULE
OF CIVIL PROCEDURE 41(A)(1)**

28

1 PLEASE TAKE NOTICE that Plaintiffs TikTok Inc. and ByteDance Ltd.
2 (“Plaintiffs”), pursuant to Federal Rule of Civil Procedure 41(a)(1), hereby
3 voluntarily dismiss this action without prejudice as to Defendants Donald J.
4 Trump, Wilbur L. Ross, and the U.S. Department of Commerce. Federal Rule of
5 Civil Procedure 41(a)(1) provides, in relevant part:

6 (a) Voluntary Dismissal.

7 (1) By the Plaintiff.

8 (A) Without a Court Order. Subject to Rules 23(e), 23.1(c), 23.2, and 66
9 and any applicable federal statute, the plaintiff may dismiss an action without a
10 court order by filing:

11 (i) a notice of dismissal before the opposing party serves either an answer or a
12 motion for summary judgment[.]

13 Defendants have neither answered Plaintiffs’ complaint nor filed a motion
14 for summary judgment. Accordingly, this matter may be dismissed without
15 prejudice and without an order of the Court.

16
17 DATED: September 18, 2020

Respectfully submitted,

18
19 /s/ John E. Hall

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PROOF OF SERVICE

Pursuant to Rule 5-3 of the Local Civil Rules of the United States District Court for the Central District of California, I, John E. Hall, hereby certify under penalty of perjury under the laws of the United States of America, that on September 20, 2020, a true copy of the above Notice of Voluntary Dismissal was filed through the Court’s Case Management/Electronic Case Filing (“CM/ECF”) System and served by that System upon all counsel of record registered for the System and deemed to have consented to electronic service in the above-captioned case. Any other counsel of record will be served by electronic mail and/or first-class mail on the same date.

DATED: September 20, 2020

Respectfully submitted,

/s/ John E. Hall

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