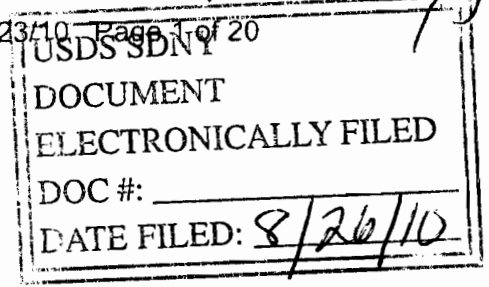


MARROZO



**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X

AMERICAN FREEDOM DEFENSE INITIATIVE;
PAMELA GELLER; and ROBERT SPENCER,

Plaintiffs,

- against -

METROPOLITAN TRANSPORTATION AUTHORITY
("MTA"); and JAY H. WALDER, in his official
capacity as Chairman and Chief Executive Officer
of MTA,

Defendants.

-----X

Case No. 10-civ-5947-VM

ECF Case

**NOTICE OF
VOLUNTARY
DISMISSAL**

Plaintiffs American Freedom Defense Initiative, Pamela Geller, and Robert Spencer ("Plaintiffs"), by and through their undersigned counsel, hereby give notice to the Court that Plaintiffs voluntarily dismiss the complaint previously filed in this matter without prejudice pursuant to Federal Rules of Civil Procedure, Rule 41(a)(1)(A)(i) on the grounds that Defendants have not answered or otherwise responded to the Summons and Complaint filed in this matter and instead, have arranged for CBS Outdoor to post Plaintiffs' advertisements as contracted. *See* Declaration of David H. Posy, Senior Vice President/General Counsel, North American Operations, CBS Outdoor, attached hereto as Exhibit 1 and incorporated herein by this reference. [Signature page follows.]

Respectfully submitted,

LAW OFFICES OF DAVID YERUSHALMI, P.C.

/s/ David Yerushalmi

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(734) 827-2001
*Subject to admission *pro hac vice*

SO ORDERED:

Paul R. Bungle Aug. 2
U.S.D.J.