

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

MARVIN GERBER AND KALMA KOENIG, on

behalf of themselves and all others similarly situated,

Index No. 1:18-CV-07580

Plaintiffs,

v.

THE FINANCIAL TRUST COMPANY, XYZ

CORPORATION, ABC, INC., and JEFFREY E.

EPSTEIN,

Defendants.

PLEASE TAKE NOTICE, that MARVIN GERBER AND KALMA KOENIG, on behalf of themselves and all others similarly situated, by and through their

Counsel, hereby voluntarily

dismiss the above-captioned action, without prejudice, pursuant to Rule 41(a) of the Federal Rules

of Civil Procedure. The dismissal is without costs to any party and this notice may be filed with

the Clerk of the Court without further notice.

Dated: New York, New York

October 5, 2018

Respectfully submitted,

HACH ROSE SCHIRRIPA & CHEVERIE LLP

By:/s/ Hillary M. Nappi

Frank R. Schirripa

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Attorneys for Plaintiffs and the Proposed Class

NOTICE OF VOLUNTARY

DISMISSAL PURSUANT TO

FED. R. CIV. P. 41(a)

CERTIFICATE OF SERVICE

I, Hillary M. Nappi, Esq., Counsel for MARVIN GERBER AND KALMA KOENIG, on behalf of themselves and all others similarly situated, hereby certify that on October 5, 2018, I

filed a true and correct copy of the foregoing with the Clerk of the Court for the United States

District Court for the Southern District of New York via the Court's ECF/CM system, which

automatically notifies all counsel of record in the above-captioned matter.

/s/ Hillary M. Nappi

Hillary M. Nappi