

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA**

CASE NO 1:18-cv-21367

PHILIP DUNLEAVEY,  
individually and on behalf of all others  
similarly situated,

**CLASS ACTION**

Plaintiff,

**JURY TRIAL DEMANDED**

v.

LUX VENDING, LLC,

Defendant,  
  
\_\_\_\_\_ /

**NOTICE OF DISMISSAL WITHOUT PREJUDICE**

Plaintiff, PHILIP DUNLEAVEY, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), do hereby dismisses this this action as follows:

1. All claims of the Plaintiff, PHILIP DUNLEAVEY, individually, are hereby dismissed without prejudice.
2. All claims of any unnamed member of the alleged class are hereby dismissed without prejudice.

Date: April 12, 2018

Respectfully Submitted,

**SHAMIS & GENTILE, P.A.**

/s/ Andrew J. Shamis

Andrew J. Shamis, Esq.

Florida Bar No. 101754

14 NE 1<sup>st</sup> Ave.

Suite 400

Miami, Florida 33132

ashamis@shamisgentile.com

Telephone: 305.479.2299

Counsel for Plaintiff and the Class

**CERTIFICATE OF SERVICE**

I hereby certify that on April 12, 2018, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel identified below via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner.

Respectfully submitted,

**SHAMIS & GENTILE, P.A.**

14 NE 1<sup>st</sup> Ave., Suite 400

Miami, FL 33132

Telephone (305) 479-2299

Facsimile (786) 623-0915

Email: [efilings@sflinjuryattorneys.com](mailto:efilings@sflinjuryattorneys.com)

By: /S/Andrew J. Shamis  
ANDREW J. SHAMIS, ESQ  
Florida Bar # 101754

*Attorneys for Plaintiff PHILIP DUNLEAVEY and all  
others similarly situated.*