

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

BELMONT ABBEY COLLEGE,

Plaintiff,

v.

SYLVIA M. BURWELL, *et al.*,

Defendants.

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Case No. 1:13-cv-01831-CRC

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41, Belmont Abbey College notifies this Court that it hereby voluntarily dismisses this case without prejudice. In support of this notice, Belmont Abbey College states:

1. Under Federal Rule of Civil Procedure 41, the plaintiff may voluntarily dismiss its case without prejudice and without a court order by filing “a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment.” Fed. R. Civ. Proc. 41(a)(1)(A)(i).
2. Belmont Abbey College filed this case on November 20, 2013.
3. This Court stayed this case on January 29, 2014, after the defendants filed an unopposed motion to stay all further proceedings in this case pending the D.C. Circuit’s ruling in *Priests for Life v. Sebelius*, No. 13-5368 (D.C. Cir.), and *Archbishop of Washington v. Sebelius*, Nos. 13-5371, 14-5021 (D.C. Cir.). *Priests for Life* and *Archbishop of Washington* were argued and submitted on May 8, 2014, but have not yet been decided.

4. As a result of this Court's January 29, 2014 stay order, defendants have never answered or filed a motion for summary judgment.

Respectfully submitted this 3rd day of November, 2014,

s/ Mark L. Rienzi

MARK L. RIENZI

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CERTIFICATE OF SERVICE

I hereby certify that this document has been served on counsel for defendants via the Court's CM/ECF system, and that counsel for defendants has consented to service in this manner:

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