

Halifax County

In The General Court Of Justice

Small Claims District Superior Court Division

Name Of Plaintiff

Milton James Garrett

VERSUS

Name Of Defendant

Randle H. Parton, et al.

NOTICE OF VOLUNTARY DISMISSAL

- COMPLAINT
- COUNTERCLAIM
- OTHER _____

G.S. 1A-1, Rule 41

Complete the following information if known:

Court Date Time AM PM Location

- The plaintiff gives notice of voluntary dismissal with prejudice without prejudice in this case as to all of the defendants.
- The plaintiff gives notice of voluntary dismissal with prejudice without prejudice in this case only as to the defendants named below and this case remains open as to defendants not listed. (Name of defendants for whom dismissal taken.)

Earnest C. Pearson

- The defendant gives notice of voluntary dismissal with prejudice without prejudice of the counterclaim in this case as to all of the plaintiffs.
- The defendant gives notice of voluntary dismissal with prejudice without prejudice in this case only as to the plaintiffs named below and the counterclaim remains open as to plaintiffs not listed. (Name of plaintiffs for whom dismissal taken.)

Other:

Date

09/25/2008

Plaintiff Or Attorney

Date

Defendant Or Attorney

NOTE TO CITY OR COUNTY PLAINTIFF: If, pursuant to G.S. 7A-317, you were not required to advance costs when filing the complaint to which you are taking a voluntary dismissal, you must pay the costs to the Clerk of Superior Court upon taking a voluntary dismissal. You may not refile this lawsuit without paying the costs. G.S. 1A-1, Rule 41.

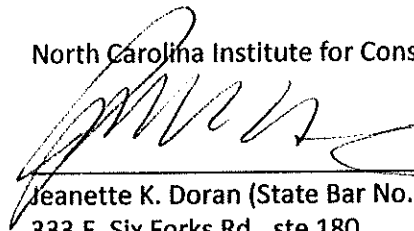
CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing NOTICE OF VOLUNTARY DISMISSAL by depositing a copy thereof in an envelope bearing sufficient postage in the United States mail, addressed to the following persons at the following address which is the last address known to me:

Scott A. Scurfield McAngus, Goudelock & Courie, LLC P.O. Box 30516 Raleigh, NC 27622	John L. Sarratt Harris, Winfield, Sarratt & Hodges, LLP 1620 Hillsborough St., Ste. 200 Raleigh, NC 27605
J. Nicholas Ellis Poyner & Spruill, LLP Post Office Box 353 Rocky Mount, NC 27802	Cathleen M. Plaut Bailey & Dixon P.O. Box 1351 Raleigh, NC 27602
Gary J. Rickner Ward and Smith P.A. Post Office Box 2091 Raleigh, NC 27602	

This the 26th day of September, 2008.

North Carolina Institute for Constitutional Law



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