

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

<p>DISTRICT OF COLUMBIA, <i>et al.</i>,</p> <p style="text-align: center;">Plaintiffs,</p> <p style="text-align: center;">v.</p> <p>THE KROGER CO., <i>et al.</i>,</p> <p style="text-align: center;">Defendants.</p>
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Case No. 1:22-cv-3357 (CJN)

PLAINTIFFS’ NOTICE OF VOLUNTARY DISMISSAL OF COMPLAINT

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiffs the District of Columbia, the State of California, and the State of Illinois (“Plaintiffs”) hereby give notice of their dismissal of all causes of action in the Complaint against defendants Albertsons Companies, Inc. (“Albertsons”) and The Kroger Co. (“Kroger”).

Kroger and Albertsons have not filed an answer to the Complaint, have not moved to dismiss it, and have not moved for summary judgment. Dismissal under Rule 41(a)(1)(A)(i) is therefore appropriate.

Dated: February 24, 2023

Respectfully submitted,

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Senior Advisor to the Attorney General
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CERTIFICATE OF SERVICE

This will certify that on today's date, I filed the foregoing papers using the Court's CM/ECF system, which served the foregoing on all counsel of record.

February 24, 2023

/s/ Adam Gitlin
ADAM GITLIN