

Robert H. Platt (Bar No. CA 108533)  
 rplatt@manatt.com  
 Alexandra N. Hill (Bar No. CA 313249)  
 ahill@manatt.com  
 MANATT, PHELPS & PHILLIPS, LLP  
 2049 Century Park East, Suite 1700,  
 Los Angeles, CA 90067

**UNITED STATES DISTRICT COURT  
 CENTRAL DISTRICT OF CALIFORNIA**

HERBALIFE INTERNATIONAL OF AMERICA, INC., a  
 Nevada corporation,  
  
 Plaintiff(s),

CASE NUMBER  
 2:22-cv-00347-ODW (AGRx)

EASTERN COMPUTER EXCHANGE, INC., a Connecticut  
 corporation, and GERRY BERG, an individual, residing in  
 the State of Pennsylvania,  
  
 Defendant(s).

**NOTICE OF DISMISSAL PURSUANT  
 TO FEDERAL RULES OF CIVIL  
 PROCEDURE 41(a) or (c)**

PLEASE TAKE NOTICE: *(Check one)*

- This action is dismissed by the Plaintiff(s) in its entirety.
- The Counterclaim brought by Claimant(s) \_\_\_\_\_ is dismissed by Claimant(s) in its entirety.
- The Cross-Claim brought by Claimants(s) \_\_\_\_\_ is dismissed by the Claimant(s) in its entirety.
- The Third-party Claim brought by Claimant(s) \_\_\_\_\_ is dismissed by the Claimant(s) in its entirety.
- ONLY** Defendant(s) Gerry Berg

is/are dismissed from *(check one)*  Complaint,  Counterclaim,  Cross-claim,  Third-Party Claim brought by Herbalife International of America, Inc.

The dismissal is made pursuant to F.R.Civ.P. 41(a) or (c).

4/1/22  
 \_\_\_\_\_  
 Date

/s/ Robert H. Platt  
 \_\_\_\_\_  
 Signature of Attorney/Party

**NOTE: F.R.Civ.P. 41(a):** This notice may be filed at any time before service by the adverse party of an answer or of a motion for summary judgment, whichever first occurs.

**F.R.Civ.P. 41(c):** Counterclaims, cross-claims & third-party claims may be dismissed before service of a responsive pleading or prior to the beginning of trial.