

FILED

UNITED STATES COURT OF APPEALS

FEB 09 2016

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

ERIC HOFMANN, an individual and on
behalf of all others similarly situated,

Plaintiff - Appellant,

v.

PEG PEREGO U.S.A., INC., an Indiana
corporation,

Defendant - Appellee.

No. 15-56626

D.C. No. 3:14-cv-02227-CAB-JLB
Southern District of California,
San Diego

ORDER

The court is in receipt of appellant's Motion for Voluntary Dismissal of Appeal with Prejudice Pursuant to Fed. R. App. P. 42(B). Appellant's motion to dismiss this appeal is granted. Fed. R. App. P. 42(b).

The parties agree to bear their own costs and attorneys' fees on appeal.

A copy of this order shall serve as and for the mandate of this court.

FOR THE COURT:

By: Lisa Jaye
Circuit Mediator