

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

---

PROMETHEUS LABORATORIES INC.,	)
	)
Plaintiff,	)
	)
v.	) Civil Action 1:15-cv-00742-JEB
	)
SYLVIA MATHEWS BURWELL, in her	)
official capacity as SECRETARY, UNITED	)
STATES DEPARTMENT OF HEALTH AND	)
HUMAN SERVICES,	)
	)
and	)
	)
STEPHEN OSTROFF, M.D., in his official capacity	)
as ACTING COMMISSIONER OF FOOD AND	)
DRUGS, FOOD AND DRUG ADMINISTRATION,	)
	)
Defendants.	)
	)
and	)
	)
ROXANE LABORATORIES INC.	)
	)
Intervenor-Defendants.	)

---

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

PLEASE TAKE NOTICE that, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiff Prometheus Laboratories Inc. hereby voluntarily dismisses all claims in this action without prejudice. Defendants have not answered or moved for summary judgment, so leave of the Court is not required. Fed. R. Civ. P. 41(a)(1)(A)(i).

Dated: June 11, 2015

Respectfully submitted,

/s/ Susan M. Cook

Susan M. Cook (D.C. Bar No. 462978)

Jessica L. Ellsworth (D.C. Bar. No. 484170)

HOGAN LOVELLS US LLP

555 Thirteenth Street, N.W.

Washington, D.C. 20004-1109

Telephone: (202) 637-5600

susan.cook@hoganlovells.com

jessica.ellsworth@hoganlovells.com

*Attorneys for Plaintiff Prometheus  
Laboratories Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 11th day of June, 2015, the foregoing Notice of Voluntarily Dismissal Without Prejudice was filed via the Court's CM/ECF system and served upon ECF-registered counsel for all parties to this proceeding.

/s/ Susan M. Cook  
Susan M. Cook  
HOGAN LOVELLS US LLP  
555 Thirteenth Street, N.W.  
Washington, D.C. 20004-1109  
Telephone: (202) 637-5600  
susan.cook@hoganlovells.com