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

WILLIAM JURKOWITZ, etc.

CASE NUMBER

CV09-06501 RGK (PLAx)

Plaintiff(s),

v.

PACIFIC CAPITAL BANCORP, et al.

**NOTICE OF DISMISSAL PURSUANT
 RULE 41(a) or (c) F.R.Civ.P.**

Defendant(s).

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) SANDLER O'NEILL ASSET MANAGEMENT LLC

is/are dismissed from (*check one*) Complaint, Counterclaim, Cross-claim, Third-Party Claim brought by William Jurkowitz.

The dismissal is made pursuant to Rule 41(a) or (c) of the Federal Rules of Civil Procedure.
 This dismissal is made without prejudice.

September 29, 2009
 Date

/s/ Patrice L. Bishop
 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.

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