

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

HIGHFIELDS CAPITAL MANAGEMENT
L.P.,

Plaintiff,

v.

JOHN DOE,

Defendant.

Civil Action No. 04-cv-11684-GAO

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(1)(i), Plaintiff Highfields Capital Management L.P. hereby dismisses the above-captioned action without prejudice, the Complaint having never been served.

Dated: January 26, 2006

Respectfully submitted,

HIGHFIELDS CAPITAL MANAGEMENT
L.P.

By its attorneys,

/s/ Sheryl A. Koval

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