

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
TEXARKANA DIVISION**

**JOHN WARD, JR.**

**Plaintiff**

**V.**

**CISCO SYSTEMS, INC. and RICK  
FRENKEL**

**Defendants.**

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No. 08-4022

JURY TRIAL DEMANDED

**MOTION FOR DISMISSAL WITHOUT PREJUDICE  
AS TO DEFENDANT RICK FRENKEL**

Comes now John Ward, Jr., Plaintiff in the above styled and numbered cause, and for his Motion for Dismissal Without Prejudice of Rick Frenkel would show as follows:

1. Plaintiff desires to dismiss its claims against Defendant Frenkel without prejudice.
2. No other parties to this suit will be prejudiced by the dismissal.
4. All parties will bear their own costs.
5. Plaintiff seeks only the dismissal of Defendant Frenkel by this motion.

WHEREFORE, Plaintiff prays an Order be entered granting this Motion to Dismiss, and ordering dismissal without prejudice of the Complaint against Defendant Frenkel be granted.

Respectfully Submitted,

*/s/ Nicholas H. Patton*

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Nicholas H. Patton

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ATTORNEYS FOR PLAINTIFF

**CERTIFICATE OF SERVICE**

This is to certify that on this 24<sup>th</sup> day of April, 2008, a true and correct copy of the foregoing Motion for Dismissal Without Prejudice was served electronically and/or via U.S. First Class Mail upon:

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