

**THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

<p>MARISA SPAGNOLETTI, LUCY SPAGNOLETTI, AND THE ESTATE OF MAURICE SPAGNOLETTI,</p> <p>Plaintiffs,</p> <p>v.</p> <p>DORAL FINANCIAL CORPORATION, DORAL BANK PUERTO RICO, GLEN WAKEMAN, ENRIQUE UBARRI-BARAGAÑO, JOSE ROBLES, ANNE LISE FIGUEROA, JOHN DOES 1-10, JANE DOES 1- 10 and ABC CORPS. 1-10,</p> <p>Defendants.</p>	<p>CIVIL ACTION NO. 13-CV-1470 HONORABLE JOSÉ A. FUSTÉ</p>
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**MOTION FOR VOLUNTARY DISMISSAL
WITHOUT PREJUDICE**

TO THE HONORABLE COURT:

COME NOW plaintiffs Marisa Spagnoletti, Lucy Spagnoletti, and the Estate of Maurice Spagnoletti through their undersigned attorneys, and very respectfully state and pray as follows:

1. After consultation with the undersigned counsel, and taking into consideration the existence of an ongoing criminal investigation related to the murder of Maurice Spagnoletti, the plaintiffs have decided that the most prudent course of action at this juncture is to voluntarily dismiss the captioned case, without prejudice.
2. Under Fed.R.Civ.P. 41(a)(1)(A)(i), the plaintiffs may voluntarily dismiss their complaint without a court order where, as here, none of the defendants has filed an Answer or a Motion for Summary Judgment. Nevertheless, because one of the plaintiffs,

Lucy Spagnoletti, is a minor, it is requested that this Honorable Court approve the requested dismissal. There are no counterclaims filed in this case.

WHEREFORE, it is very respectfully requested that this Honorable Court take note of the above and consequently enter an order dismissing the captioned case, without prejudice.

RESPECTFULLY SUBMITTED.

In San Juan Puerto Rico, this 13th day of January, 2014.

WE HEREBY CERTIFY that on this same date, we electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsels of record.

s/Manuel San Juan
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