

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NEW YORK

**CHRISTY MULLIGAN and ANDREW  
LIVANIS**, individually and on behalf of a class  
of participants in the Long Island University  
Retirement Plan,

Plaintiffs,

v.

**LONG ISLAND UNIVERSITY, LONG  
ISLAND UNIVERSITY RETIREMENT  
PLAN COMMITTEE, and JOHN DOES 1-  
30,**

Defendants.

Civil Action No. 1:18-cv-02885-ERK-SJB

**NOTICE OF VOLUNTARY DISMISSAL**

Pursuant to the provisions of Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiffs Christy Mulligan and Andrew Livanis, by and through their undersigned counsel, voluntarily dismiss with prejudice the above entitled action, with each party to bear its own fees and costs.

No opposing party has served either an answer or a motion for summary judgment in the present case. No opposing party has filed a counterclaim, nor has any opposing party filed any motion adverse to the interests of Plaintiffs herein.

Dated: February 8, 2019

Respectfully submitted,

/s/ Edward W. Ciolko

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Notice of Voluntary Dismissal was electronically filed with the Clerk of the Court using the CM/ECF system on February 8, 2019, which will send notification of the filing to all counsel of record.

/s/ Edward W. Ciolko  
Edward W. Ciolko