

# EXHIBIT “H”

**IN THE U.S. DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

**JANICE PARNELL, Individually  
And As Guardian of De Andre  
Webb, Minor, ON BEHALF OF  
HERSELF AND  
OTHERS SIMILARLY  
SITUATED**

Plaintiff,

v.

**FORBA HOLDINGS,  
LLC; FORBA SERVICES, INC.;  
SMALL SMILES HOLDING  
COMPANY, LLC; SMALL  
SMILES OF TOLEDO  
LLC; ARCAPITA INC.;  
JOHN/JANE DOES 1  
THROUGH 75 (Identities and  
addresses unknown)**

Defendants.

) CASE NO. 10-CV-00172

) JUDGE JAMES G. CARR

) NOTICE OF VOLUNTARY DISMISSAL OF CLAIMS  
) OF PLAINTIFF WITHOUT PREJUDICE PURSUANT  
) TO FEDERAL RULE OF CIVIL PROCEDURE  
) 41(a)(1)(A)(i)

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Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff hereby voluntarily dismisses the claims brought on behalf of herself, minor De Andre Webb and others similarly situated in the above-styled action without prejudice and with the right to re-file.

Dated: October 29, 2010

Motion granted.  
So Ordered.  
  
s/ James G. Carr  
United States District Judge

Respectfully Submitted,

/s/ Pamela A. Borgess  
Pamela A. Borgess (0072789)  
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**CERTIFICATE OF SERVICE**

I hereby certify that on October 29, 2010, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's electronic filing system.

/s/ Pamela A. Borgess  
Pamela A. Borgess

