UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF INDIANA INDIANAPOLIS DIVISION

HEARTLAND CONSUMER		
PRODUCTS, LLC)	
)	
Plaintiff,)	
)	
v.)	Cause No. 1:16-cv-03045-SEB-MJD
)	
DUNKIN' BRANDS, INC., and)	
DUNKIN' DONUTS FRANCHISED)	
RESTAURANTS LLC,)	
)	
Defendant.)	

NOTICE OF DISMISSAL WITH PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Heartland Consumer Products, LLC hereby dismisses the above-styled and captioned action with prejudice. Neither Defendant to this action, although served, has appeared by counsel or otherwise served an answer or a motion for summary judgment.

Respectfully submitted,

/s/ Jonathan G. Polak

Jonathan G. Polak, No. 21954-49
Cristina A. Costa, No. 31271-29
TAFT STETTINIUS & HOLLISTER LLP
One Indiana Square, Suite 3500
Indianapolis, Indiana 46204-2023
(317) 713-3500 (Telephone)
(317) 713-3699 (Facsimile)
JPolak@taftlaw.com
CCosta@taftlaw.com
Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on February 15, 2017, I mailed a copy via U.S. mail to the following counsel who have not yet appeared but have identified themselves as counsel to the defendants:

Edward H. Rosenthal Frankfurt Kurnit Klein & Selz PC 488 Madison Avenue New York, NY 10022

George Gasper Ice Miller One American Square Suite 2900 Indianapolis, IN 46282-0200

/s/ Jonathan G. Polak

Jonathan G. Polak