

No. 13-4253

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

In re: Merck & Co.

(D.C. No. 2-08-cv-02177)

MOTION TO DISMISS APPEAL

On Appeal From the United States District Court
For the District of New Jersey

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Appellant DeJulius moves to voluntarily dismiss this appeal with prejudice pursuant to Federal Rule of Appellate Procedure 42(b). Each party shall bear its own costs.

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was filed with the Clerk of Court using CM/ECF on August 29, 2014 and as a result has been served on all counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF.

By: /s/ John J. Pentz
John J. Pentz