

**Case No. 19-2053**

IN THE UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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KIMBERLY COLE, et al.,

*Plaintiffs-Appellees,*

v.

NIBCO, INC., et al.,

*Defendants-Appellees,*

APPEAL OF JEFFREY PALMER, Objector

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Appeal from the United States District Court  
for the District of New Jersey, No. 3-13-cv-07871  
Honorable Freda L. Wolfson

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**VOLUNTARY MOTION TO DISMISS  
PURSUANT FED. R. APP. P. 42(b)**

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In accordance with Fed. R. App. P. 42(b), Appellant Jeffrey Palmer (“Appellant”) hereby requests dismissal of this appeal with prejudice. The grounds for this motion are as follows: Appellant no longer desires to pursue this appeal.

No payment or other consideration was exchanged for dismissal of the appeal. Appellant requests, and the parties have agreed, that all parties to the appeal shall bear their own costs. For these reasons, Appellant respectfully moves the Court for an Order dismissing the above-captioned appeal.

Appellant’s counsel conferred with opposing counsel in this matter, and they do not oppose this motion.

Dated: May 15, 2018

Respectfully submitted,

By: /s/ Robert Clore

Robert Clore

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## CERTIFICATE OF COMPLIANCE

The undersigned certifies that the foregoing Motion complies with Fed. R. App. P. 27(a) and the type-volume limitation of Fed. R. App. P. 27(d)(2)(A) because it contains 97 words.

The undersigned further certifies that this Motion complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type style requirements of Fed. R. App. P. 32(a)(6) because this Motion has been prepared in a proportionally-spaced typeface using Microsoft Word Version 2016 in 14-point Century Schoolbook font.

DATED: May 15, 2019

*/s/Robert W. Clore*

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Robert W. Clore

## CERTIFICATE OF SERVICE

The undersigned certifies that today he filed the foregoing motion to dismiss on ECF, which will send electronic notification to all attorneys registered for ECF filing.

DATED: May 15, 2019

*/s/Robert W. Clore*

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Robert W. Clore