

Pursuant to N. C. Gen. Stat. 1A-1, Rule 41(a), petitioner dismisses this action without prejudice.

This the 20th day of February, 2013.

Katherine E. Jean, Counsel N.C. State Bar Number 12997 P.O. Box 25908 Raleigh, NC 27611 (919) 828-4620 (919) 716-9356 (facsimile)

Attorney for Petitioner

CERTIFICATE OF SERVICE

This is to certify that the foregoing Notice of Voluntary Dismissal without Prejudice was served on respondent by depositing it in the United States Mail, postage prepaid to respondent at the following address:

Nicholas A. Stratas, Jr. 3531 Wake Forest Road, Suite 226 Raleigh, North Carolina 27609

This the 20th day of February, 2013.

Katherine E. Jean