

 MASSACHUSETTS TRIAL COURT	NOTICE OF VOLUNTARY DISMISSAL (Mass. R. Civ. P. 41(a)(1)(i))	COURT USE ONLY
COURT DEPARTMENT LAND COURT	COUNTY	DOCKET NUMBER
CASE NAME		
<p><i>Note: Under Rule 41(a)(1)(i) of the Massachusetts Rules of Civil Procedure (https://www.mass.gov/rules-of-civil-procedure/civil-procedure-rule-41-dismissal-of-actions), a Notice of Voluntary Dismissal can only be filed before the adverse party (a Defendant or another party-in-interest) serves an answer or motion for summary judgment, whichever comes first.</i></p> <p>Under Rule 41(a)(1)(i), Plaintiff dismisses this action:</p> <p style="margin-left: 40px;"> <input type="checkbox"/> with prejudice (This means the case is dismissed permanently. The case cannot be brought back to court.). </p> <p style="margin-left: 40px;"><i>or</i></p> <p style="margin-left: 40px;"> <input type="checkbox"/> without prejudice (This means the case is dismissed for now, but you may be able to re-file it again later. <i>Note: If you have already dismissed a case with the same claims before, this dismissal will be considered permanent and with prejudice, even if you check this box.</i>) </p> <p>This Notice of Voluntary Dismissal applies:</p> <p style="margin-left: 40px;"> <input type="checkbox"/> to all Defendants. </p> <p style="margin-left: 40px;"><i>or</i></p> <p style="margin-left: 40px;"> <input type="checkbox"/> only to Defendant(s) _____ (specify). </p>		
NAME (ATTORNEY OR PARTY(S))		B.B.O. NUMBER (IF APPLICABLE)
FIRM OR AGENCY NAME (IF APPLICABLE)		OFFICE OR HOME PHONE NUMBER
STREET ADDRESS	APT/UNIT #	CELL PHONE NUMBER
CITY/TOWN	STATE	ZIP CODE
E-MAIL ADDRESS		
DATE	SIGNATURE	



**MASSACHUSETTS
TRIAL COURT**

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(Mass. R. Civ. P. 41(a)(1)(i))

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CERTIFICATE OF SERVICE

I certify that I have served a copy of the attached Notice of Voluntary Dismissal by

☐ first class mail, postage prepaid and/or ☐ e-mail, to the following person(s) and address(es):
(Enter name, address, and/or e-mail address for each person served.)

DATE

SIGNATURE