

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION

**MARIA YOLANDA CHAVEZ**  
**Individually and on behalf of minor**  
**LC and Estate of JOSE ANGEL**  
**CHAVEZ, ANGEL CHAVEZ and**  
**JOHNNY CHAVEZ,**

**Plaintiffs,**

**v.**

**TYSON FOODS, INC.,**

**Defendant.**

§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§  
§

**CIVIL ACTION NO.**

**9:20-cv-00134-RC-KFG**

**PLAINTIFFS’ RULE 41 NOTICE OF DISMISSAL WITHOUT PREJUDICE**

Plaintiffs, Maria Yolanda Chavez, Individually and on behalf of minor LC and Estate of Jose Angel Chavez, Angel Chavez, and Johnny Chavez (collectively, "Plaintiffs"), file this Rule 41 Notice of Dismissal Without Prejudice of all claims against Defendant, Tyson Foods, Inc. This dismissal is without prejudice. Pursuant to Rule 41(a)(1)(A), this notice of dismissal is effective without a court order because Defendant has not filed an answer or motion for summary judgment.

Dated: August 7, 2020

*/s/ Patrick O’Hara*  
\_\_\_\_\_  
Patrick O’Hara  
Texas Bar No. 24060353  
**O’HARA LAW FIRM**  
14550 Torrey Chase Blvd., Suite 260  
Houston, Texas 77014

**ATTORNEY FOR PLAINTIFFS**

**CERTIFICATE OF SERVICE**

This is to certify that, on August 7, 2020, a true and correct copy of the foregoing document was served upon all counsel of record via the Court's CM/ECF system as follows:

/s/ Zachary T. Mayer

Zachary T. Mayer  
Texas Bar No. 24013118  
J. Edward Johnson  
Texas Bar No. 24070001  
**MAYER LLP**  
750 N. St. Paul Street #700  
Dallas, Texas 75201

Ann Marie Painter  
Texas Bar No. 00784715  
**PERKINS COIE LLP**  
500 N. Akard Street, Suite 3300  
Dallas, Texas 75201

Mary Z. Gaston  
**PERKINS COIE LLP**  
*Admitted Pro Hac Vice*  
1201 Third Avenue, Suite 4900  
Seattle, WA 98101

Christopher S. Coleman  
**PERKINS COIE LLP**  
*Admitted Pro Hac Vice*  
2901 North Central Avenue  
Suite 2000  
Phoenix, AZ 85012-2788

/s/ Patrick O'Hara

Patrick O'Hara