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**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

ANN LEWANDOWSKI AND  
ROBERT GREGORY, on their own  
behalf and on behalf of all others  
similarly situated,

Plaintiffs,

v.

JOHNSON AND JOHNSON, THE  
PENSION & BENEFITS  
COMMITTEE OF  
JOHNSON AND JOHNSON, PETER  
FASOLO, WARREN LUTHER, LISA  
BLAIR DAVIS, and DOES 1-20.

Defendants.

Case No. 3:24-cv-00671-ZNQ-RLS

**NOTICE OF VOLUNTARY  
DISMISSAL OF COUNT III OF  
SECOND AMENDED  
COMPLAINT AND REQUEST  
TO ENTER FINAL JUDGMENT**

Plaintiff Ann Lewandowski hereby provides notice that she voluntarily dismisses her claim in Count III of the Second Amended Complaint, with prejudice, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i).<sup>1</sup>

Plaintiffs Ann Lewandowski and Robert Gregory further provide notice that they do not intend to amend their Second Amended Complaint in response to the Court's Opinion and Order dismissing Counts I and II (ECF Nos. 84 & 85), and a final judgment may be entered accordingly. Plaintiffs reserve all rights to appeal from the final judgment and underlying Opinion and Order.

Dated: December 18, 2025

Respectfully Submitted,

/s/ Michael Eisenkraft

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<sup>1</sup> The claim in Count III was asserted solely by Ms. Lewandowski and was not asserted by co-Plaintiff Robert Gregory.

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*Attorneys for Plaintiffs and the Proposed Class*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 18th day of December 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

/s/ Michael Eisenkraft

Michael Eisenkraft