
No. 20-6184

**UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT**

**UPTON’S NATURALS CO. and THE PLANT BASED FOODS
ASSOCIATION,**

Plaintiff-Appellants

v.

**KEVIN STITT, in his official capacity as Oklahoma Governor, and BLAYNE
ARTHUR, in her official capacity as Oklahoma Commissioner of Agriculture,**

Defendant-Appellees.

**ON APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA
The Honorable Stephen P. Friot, District Judge
District Court No. 5:20-cv-00938-F**

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Fed. R. App. P. 42(b), Plaintiff-Appellees Upton’s Naturals Co. and the Plant Based Foods Association voluntarily dismiss their pending appeal of the district court’s November 19, 2020 decision denying their motion for preliminary injunction. Under agreement of the parties, each party will bear their own costs and fees, if any were incurred on appeal.

DATED: June 3, 2021

For Plaintiff-Appellants

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CERTIFICATE OF SERVICE

I hereby certify that on the 3rd day of June, 2021, I caused the foregoing document to be filed with the Clerk of Court via the CM/ECF System, which will send notice of such filing to all registered CM/ECF users, including the following counsel of record:

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