

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE**

**DIVERSE MEDICAL )  
MANAGEMENT, INC., and AZZAM )  
MEDICAL SERVICES, LLC, )**

**Plaintiffs, )**

**v. )**

**PLATINUM GROUP USA, INC., )  
AMER RUSTOM, MICHAEL LEWITT, )  
AMERICORE HEALTH, LLC, )  
GRANT WHITE, and JAMES B. BIDEN, )**

**Defendants. )**

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**PLATINUM GROUP USA, INC., )**

**Counterclaim Plaintiff, )**

**v. )**

**DIVERSE MEDICAL MANAGEMENT, )  
INC., MICHAEL FREY, NATALIE )  
FREY, AND MOHANNAD AZZAM, )**

**Counterclaim Defendants. )**

\_\_\_\_\_ )  
**AMERICORE HEALTH, and GRANT )  
WHITE )**

**Counterclaim Plaintiffs, )**

**v. )**

**DIVERSE MEDICAL MANAGEMENT, )  
INC., and MICHAEL FREY )**

**Counterclaim Defendants. )**

**Case No: 19-CV-00046  
JURY DEMAND**

## **MOTION FOR VOLUNTARY DISMISSAL**

Pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure, Plaintiffs Diverse Medical Management, Inc. and Azzam Medical Services, LLC, request that this Court dismiss Defendant Grant White in his individual capacity with respect to all of Diverse Medical Management, Inc. and Azzam Medical Services, LLC's claims against Grant White contained in the First Amended Complaint. (Dkt. No. 8).

As grounds, Defendant White has provided to Plaintiffs voluminous electronic evidence exonerating him in this Action and demonstrating that he too was a victim of the fraudulent actions of Defendants James Biden, Amer Rustom, Michael Lewitt, and Platinum Group USA, Inc., including documents indicating that millions of dollars in funds may have been taken by these defendants outside of the ordinary course of business. In the coming weeks, Plaintiffs intend to file a motion to amend the First Amended Complaint to capture these new allegations.

In light of this evidence, Plaintiffs Diverse Medical Management, Inc. and Azzam Medical Services, LLC, and Defendant Grant White have entered into a confidential Mutual Settlement Agreement and Release. As part of that agreement, Defendant Grant White will be filing a separate voluntary dismissal pursuant to Rule 41(a)(2), either pro se or through newly retained counsel. All other claims remain unresolved. Each of the settling parties shall pay its own attorneys' fees, costs, and expenses.

Resultingly, Defendant Grant White should be dismissed from the lawsuit.

Respectfully submitted,

/s/ Robert A. Peal

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 18, 2020, a true and exact copy of the foregoing was served on the following via email and/or the Court's CM/ECF system:

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/s/ Robert A. Peal \_\_\_\_\_