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September 24, 2010

BY HAND DELIVERY

Securities and Exchange Commission
Attn: Filing Desk
100 F Street, N.E.
Washington, D.C. 20549

Re: Rutgers Enhanced Ins. Co. v. Esty, et al.,
Civ. No. 1:10-CV-11259 (D. Mass.);

Dear Sir or Madam:

Pursuant to Section 33 of the Investment Company Act of 1940, as amended, attached for filing on behalf of Eaton Vance Management and Eaton Vance Corp. is the Notice of Voluntary Dismissal filed with the United States District Court for the District of the Massachusetts in the above-referenced matter.

Very truly yours,

James R. Carroll M.D.
James R. Carroll

Enclosure

cc: Maureen Gemma
Kathryn McElroy



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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

Washington, DC
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RUTGERS ENHANCED INSURANCE
COMPANY, individually and on behalf of all
others similarly situated,

Plaintiff,

v.

BENJAMIN C. ESTY, Trustee of the Eaton
Vance Limited Duration Income Fund, THOMAS
E. FAUST, JR., Trustee of the Eaton Vance
Limited Duration Income Fund, ALLEN R.
FREEDMAN, Trustee of the Eaton Vance
Limited Duration Income Fund, WILLIAM H.
PARK, Trustee of the Eaton Vance Limited
Duration Income Fund, RONALD A.
PEARLMAN, Trustee of the Eaton Vance
Limited Duration Income Fund, HELEN FRAME
PETERS, Trustee of the Eaton Vance Limited
Duration Income Fund, HEIDI L. STEIGER,
Trustee of the Eaton Vance Limited Duration
Income Fund, LYNN A. STOUT, Trustee of the
Eaton Vance Limited Duration Income Fund,
RALPH F. VERNI, Trustee of the Eaton Vance
Limited Duration Income Fund, NORTON H.
REAMER, Trustee of the Eaton Vance Limited
Duration Income Fund, EATON VANCE
MANAGEMENT, an investment advisor and
Massachusetts business trust, EATON VANCE
CORPORATION, a Maryland corporation and
publicly-held holding company, EATON
VANCE LIMITED DURATION INCOME
FUND, a Massachusetts business trust, and
JOHN AND JANE DOES 1-100,

Defendants.

Civil Action No. 10-11259-WGY

**NOTICE OF VOLUNTARY
DISMISSAL WITHOUT
PREJUDICE AS TO
DEFENDANTS**

Plaintiff Rutgers Enhanced Insurance Company, by and through the undersigned counsel, hereby voluntarily dismisses its claims without prejudice against Defendants pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure. Defendants have not served an answer or motion for summary judgment to Plaintiff's complaint.

Dated this 14th day of September, 2010

Respectfully submitted,

BERMAN DEVALERIO

/s/ Daryl DeValerio Andrews
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Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that these documents filed through the ECF System will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants.

Dated: September 14, 2010

/s/ Daryl DeValerio Andrews
Daryl DeValerio Andrews