

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**CIVIL MINUTES - GENERAL**

<b>Case No.</b>	CV 14-686 UA (Duty)	<b>Date</b>	September 30, 2014
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<b>Title</b>	Franklin v. DEA
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**Present: The Honorable** Michael R. Wilner

Veronica McKamie

n/a

Deputy Clerk

Court Reporter / Recorder

Attorneys Present for Petitioner:

Attorneys Present for Respondent:

None present

None present

**Proceedings:** (IN CHAMBERS) ORDER DISMISSING ACTION

Plaintiff filed a response to the Court’s order regarding the reopening of this action. (Docket # 6.) In his response, Plaintiff helpfully acknowledged that, after he was denied IFP status in this action, he commenced a new action in this Court under a new case number seeking relief from the named defendants. Franklin v. DEA, No. CV 14-3701 CMB (RNB) (C.D. Cal.). Plaintiff further explained that the new case “is of the same action” – that is, it seeks the same type of injunctive relief against the federal agency – “and is already proceeding with the IFP being granted.” (Docket # 6 at 2.) As a result, Plaintiff explained that he believed that did “not need to submit IFP paperwork to the Court” in the CV 14-686 action.

That makes sense. To facilitate Plaintiff’s wishes, the Court interprets Plaintiff’s explanation as a request to voluntarily dismiss the CV 14-686 action pursuant to Federal Rule of Civil Procedure 41, and to continue to pursue the ongoing CV 14-3701 case. The request to dismiss the CV 14-686 case is GRANTED without prejudice. The Clerk is directed to close the present matter.

cc: Magistrate Judge Block