

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

**CIVIL MINUTES – GENERAL**

Case No. SACV 17-0952 DSF (SS)

Date: July 26, 2017

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Title: Guanghan Li v. John F. Kelly, et al.

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DOCKET ENTRY: **ORDER GRANTING PETITIONER’S REQUEST FOR  
VOLUNTARY DISMISSAL (Dkt. No. 7)**

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PRESENT:

**HONORABLE SUZANNE H. SEGAL, UNITED STATES MAGISTRATE JUDGE**

Marlene Ramirez  
Deputy Clerk

None  
Court Reporter/Recorder

None  
Tape No.

ATTORNEYS PRESENT FOR PLAINTIFF:

ATTORNEYS PRESENT FOR DEFENDANTS:

None Present

None Present

**PROCEEDINGS: (IN CHAMBERS)**

On July 25, 2017, Petitioner in the above-referenced federal detainee habeas action filed a Notice of Voluntary Dismissal pursuant to Federal Rule of Civil Procedure 41(a) . (Dkt. No. 7). Petitioner asks the Court to dismiss this action because Petitioner’s release from custody has rendered the Petition moot. (Id. at 1). Pursuant to Bastidas v. Chappell, 791 F.3d 1155 (9th Cir. 2015), the Magistrate Judge has authority to grant the Request. See id. at 1165 (“A magistrate judge’s order doing what a habeas petitioner has asked [*i.e.*, granting a request for voluntary dismissal of two claims], against the backdrop of a proposed motion to dismiss, does not equate to a dispositive order.”). Accordingly, Petitioner’s Request is GRANTED and the action is dismissed without prejudice.

IT IS SO ORDERED.

MINUTES FORM  
CIVIL-GEN

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Initials of Deputy Clerk mr