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

DEPARTMENT OF TOXIC
SUBSTANCES CONTROL,

Plaintiff,

vs.

BROWN & BRYANT, INC., et al.,

Defendants.

CASE NO. CV F 96-5879 LJO DLB

**ORDER TO DISMISS DEFENDANT ED
BROWN**

(Doc. 515.)

For the reasons stated in plaintiff's motion to dismiss (doc. 515), this Court:

1. DISMISSES without prejudice plaintiff's action against defendant Ed Brown; and
2. DIRECTS the clerk not to close this action.

IT IS SO ORDERED.

Dated: February 29, 2012

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE