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5 Attorneys for Defendant and Third Party  
 6 Plaintiff RAJENDRA JAMNADAS,  
 7 personal representative of the ESTATE  
 8 OF SHANTILAL JAMNADAS

9 IN THE UNITED STATES DISTRICT COURT  
 10 EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

12 UNITED STATES OF AMERICA, )

13 Plaintiff, )

14 vs. )

15 STEPHEN C. LYON; et al., )

16 Defendants. )

17 RAJENDRA JAMNADAS, personal  
 18 representative of the ESTATE OF  
 19 SHANTILAL JAMNADAS )

20 Third Party Plaintiff, )

21 vs. )

22 THE DOW CHEMICAL COMPANY, et al., )

23 Third Party Defendants. )

NO. 1:07-CV-00491-LJO-GSA

**ORDER RE REQUEST FOR  
 AND NOTICE OF DISMISSAL  
 WITHOUT PREJUDICE OF  
 RAJENDRA JAMNADAS, AS  
 PERSONAL REPRESENTATIVE  
 OF THE ESTATE OF  
 SHANTILAL JAMNADAS'  
 SECOND AMENDED THIRD  
 PARTY COMPLAINT AGAINST  
 CERTAIN THIRD PARTY  
 DEFENDANTS**

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 25 On January 9, 2008, Third Party Plaintiff RAJENDRA JAMNADAS, personal  
 26 representative of the ESTATE OF SHANTILAL JAMNADAS requested, pursuant to Federal  
 27 Rules of Civil Procedure 41(a) and 41(c), and Local Rule 5-137(b), to voluntarily dismiss  
 28 his Second Amended Third Party Complaint filed on or about March 26, 2008 , *without*

1 *prejudice*, as to Third Party Defendants ESTATE OF JACK HART, ESTATE OF ADAM  
2 HART, ESTATE OF HARRY HALFORD, ESTATE OF DAWNINE D. HALFORD,  
3 HILLARY AUTO SALES, SARK'S AUTO SALES, MODESTO MAZDA & ISUZU,  
4 RULE DALE MITSUBISHI & HYUNDAI, TRANSMATIC TRANSMISSION  
5 AUTOMOTIVE, JOE'S AUTOMOTIVE CENTER *only*, with each party to bear its own fees  
6 and costs.

7 As the above parties have not yet served a responsive pleading, the request is  
8 GRANTED.

9 IT IS SO ORDERED.

10 **Dated:** January 9, 2009

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

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