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

JOSEPHINE HOUSE, by her
guardian ad litem, PUBLIC
GUARDIAN OF STANISLAUS
COUNTY,

CASE NO. 1:08-cv-1880 - - - GSA

Plaintiff,

vs.

ORDER DIRECTING THE CLERK OF THE
COURT TO CLOSE THIS ACTION.

CAL STATE MORTGAGE CO.,
INC., a California corporation, et al.,

Defendants.

On September 23, 2011, Plaintiff filed a notice of voluntary dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) dismissing Larry Menton as a defendant. (Doc. 159). Menton has not answered or appeared in this matter. Further, all other defendants have been dismissed in this action. The notice of voluntary dismissal of Menton is effective without court order. Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997). With the dismissal of Menton, there are no other claims or defendants in this case. As such, the Clerk of the Court will be directed to close this case.

Accordingly, IT IS HEREBY ORDERED that:

1. Defendant Larry Menton is DISMISSED pursuant to Plaintiff's Rule 41(a)(1)(A)(i) notice of dismissal; and
2. The Clerk shall CLOSE this case.

IT IS SO ORDERED.

Dated: October 5, 2011



CHIEF UNITED STATES DISTRICT JUDGE

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