



1 41(a)(1)(ii); Eitel, 782 F.2d at 1473 n.4. “Caselaw concerning stipulated dismissals under Rule  
2 41(a) (1) (ii) is clear that the entry of such a stipulation of dismissal is effective automatically and  
3 does not require judicial approval.” In re Wolf, 842 F.2d 464, 466 (D.C. Cir. 1989); Gardiner v.  
4 A.H. Robins Co., 747 F.2d 1180, 1189 (8th Cir. 1984); see also Gambale v. Deutsche Bank AG,  
5 377 F.3d 133, 139 (2d Cir. 2004); Commercial Space Mgmt. Co. v. Boeing Co., 193 F.3d 1074,  
6 1077 (9th Cir. 1999) cf. Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997)  
7 (addressing Rule 41(a)(1) dismissals). “The plaintiff may dismiss some or all of the defendants,  
8 or some or all of his claims, through a Rule 41(a)(1) notice,” and the dismissal “automatically  
9 terminates the action as to the defendants who are the subjects of the notice.” Wilson, 111 F.3d  
10 at 692; Concha v. London, 62 F.3d 1493, 1506 (9th Cir. 1995).

11 Because the parties have filed a stipulation for dismissal of this case with prejudice under  
12 Rule 41(a)(1)(A)(ii) that is signed by all parties who have made an appearance, this case has  
13 terminated. See Fed. R. Civ. Pro. 41(a)(1)(A)(ii); In re Wolf, 842 F.2d at 466; Gardiner, 747  
14 F.2d at 1189; see also Gambale, 377 F.3d at 139; Commercial Space Mgmt, 193 F.3d at 1077; cf.  
15 Wilson, 111 F.3d at 692. Each party shall bear its own costs.

16 Therefore, IT IS HEREBY ORDERED that the Clerk is ordered to close this case in light  
17 of the filed and properly signed Rule 41(a)(1)(A)(ii) Stipulation Of Dismissal With Prejudice.

18  
19 IT IS SO ORDERED.

20 Dated: June 24, 2010

21   
22 CHIEF UNITED STATES DISTRICT JUDGE  
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