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

MICHAEL PATE,

CASE NO. CV-F-09-2176 LJO SMS

Plaintiff,

ORDER TO DISMISS AND CLOSE

vs.

GC SERVICES LIMITED PARTNERSHIP,

Defendant.

_____/

On April 20, 2010, 2009, plaintiff and defendant filed a notice of voluntary dismissal in the above-titled action. Pursuant to Fed. R. Civ. P. 41(a), this action is DISMISSED. All dates are VACATED. The clerk is directed to CLOSE to action.

IT IS SO ORDERED.

Dated: April 21, 2010

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