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

STEVEN C. MARTINEZ,  
Plaintiff,  
vs.  
PAUL SENA,  
Defendant.

CASE NO. CV F 10-0507 LJO DLB  
**ORDER TO DISMISS AND TO CLOSE  
ACTION**  
(Doc. 21.)

Based on the parties' stipulation for dismissal under F.R.Civ.P. 41(a)(1)(A)(ii), this Court:

- 1. DISMISSES with prejudice this entire action;
- 2. VACATES all pending matters, including the December 27, 2010 summary judgment hearing, March 2, 2011 pretrial conference, and May 2, trial; and
- 3. DIRECTS the clerk to close this action.

IT IS SO ORDERED.

**Dated: November 24, 2010**

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