Pineda et al v. Gol	den Valley Health Centers et al	Doc. 15
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5		OCTATES DISTRICT COURT
6	IN THE UNITED STATES DISTRICT COURT	
7	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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9	TAMMY PINEDA, et al.,	CASE NO. CV F 10-0847 LJO GSA
10	Plaintiffs,	ORDER TO DISMISS DEFENDANTS WHO HAVE NOT FILED ANSWERS
11	vs.	(Doc. 13.)
12	GOLDEN VALLEY HEALTH CENTERS, et al.,	
13	Defendants.	
14	/	
15	On July 27, 2010, plaintiffs filed a form not sanctioned by this Court to attempt to dismiss	
16	voluntarily defendants M. Cody, P.A., Leslie Dorfman, M.D., Dr. Nguyen, Stephen I. Ryu, M.D.,	
17	Burnell Vassar, M.D., T. Wilson, M.D., and Michael Zeppa, M.D. Based on the record, this Court is	
18	unaware whether these defendants filed answers prior to removal to this Court. If these defendants filed	
19	answers, plaintiffs fail to comply with F.R.Civ.P. 41(a)(1)(A)(ii), which requires a stipulation signed by	
20	appearing parties. As such, this Court DISMISSES M. Cody, P.A., Leslie Dorfman, M.D., Dr. Nguyen,	
21	Stephen I. Ryu, M.D., Burnell Vassar, M.D., T. Wilson, M.D., and Michael Zeppa, M.D. to the extent	
22	permitted under F.R.Civ.P. 41(a)(1)(A)(i). If any of these defendants have filed an answer, this Court	
23	ORDERS the parties to comply with F.R.Civ.P. 41(a)(1)(A)(ii).	
24	This Court ADMONISHES all parties to comply with the Federal Rules of Civil Procedure and	
25	this Court's Local Rules and Standing Order.	
26	This Court DIRECTS the clerk NOT to close this action.	
27	IT IS SO ORDERED.	
28	Dated: <u>July 28, 2010</u>	/s/ Lawrence J. O'Neill
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		Dockete Justia com

UNITED STATES DISTRICT JUDGE

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