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

KEVIN SIMMONS,

Plaintiff,

vs.

RITE OF PASSAGE ATHLETIC  
TRAINING CENTERS AND SCHOOLS,  
et al.,

Defendants.

CASE NO. CV F 10-1331 LJO GSA

**ORDER TO DISMISS AND TO CLOSE  
ACTION**  
(Doc. 62.)

\_\_\_\_\_ /

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; and
- 3. DIRECTS the clerk to close this action.

IT IS SO ORDERED.

**Dated: June 11, 2012**

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