

1 **UNITED STATES DISTRICT COURT FOR THE**
2 **EASTERN DISTRICT OF CALIFORNIA**
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4 **STANISLAUS PARTNERS,**

5 a California partnership, and

6 **STANISLAUS FOOD PRODUCTS**
7 **COMPANY,**

8 a California corporation

9 Plaintiffs,

10 vs.

11 **CONSERVE ITALIA, S.c.A,**

12 an Italian joint stock corporation, and

13 **MAXCO INTERNATIONAL,**

14 a legal entity, form presently unknown, and

15 **LETTIERI & CO. LTD,**

16 a California corporation,

17 Defendants.

Case No. 1:10-cv-02328-AWI-SKO

ORDER DISMISSING DEFENDANT
LETTIERI & CO. LTD.
IN LIGHT OF NOTICE OF DISMISSAL

18 On January 31, 2011, Plaintiffs Stanislaus Partners and Stanislaus Food Products Company
19 filed a notice pursuant to Local Rule 160 (a) that they have settled this matter with Defendant Lettieri
20 & Co. Ltd. and pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) that they were voluntarily
21 dismissing their claims with prejudice against Defendant Lettieri & Co. Ltd. only. Such a notice is
22 proper where, as here, the Defendant has neither answered nor filed a motion for summary judgment.

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1 Therefore, IT IS HEREBY ORDERED that Lettieri & Co. Ltd. is DISMISSED from this case
2 with prejudice in light of the Plaintiffs' Rule 41 (a)(1) notice of voluntary dismissal.

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5 IT IS SO ORDERED.

6 Dated: February 4, 2011



CHIEF UNITED STATES DISTRICT JUDGE