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

HICA EDUCATION LOAN CORPORATION,

Plaintiff,

vs.

TAD C. BEST,

Defendant.

CASE NO. CV F 11-1431 LJO DLB

ORDER TO DISMISS AND TO CLOSE ACTION
(Doc. 5.)

Based on plaintiff's notice of voluntary dismissal under F.R.Civ.P. 41(a)(1)(A)(i), this Court:

- 1. DISMISSES this action without prejudice;
- 2. VACATES all pending matters and dates, including the December 6, 2011 scheduling conference; and
- 3. DIRECTS the clerk to close this action.

IT IS SO ORDERED.

Dated: November 28, 2011

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