POWELL & POOL, LLP 7522 N. Colonial Avenue, Suite 100 Fresno, California 93711

IT IS HEREBY ORDERED AS FOLLOWS:

- 1. The above-referenced action is hereby dismissed in its entirety; and
- 2. All Parties shall bear its or their own costs.

IT IS SO ORDERED.

Dated: <u>January 10, 2014</u>

UNITED STATES MAGISTRATE JUDGE