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7 *Attorneys for Defendant Callow*

8  
9 IN THE UNITED STATES DISTRICT COURT  
10 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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12  
13 **JOHN FRATUS,**

14 Plaintiff,

15 v.

16 **CALLOW,**

17 Defendant.  
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No. 1:12-cv-00906 DAD-SKO (PC)

**ORDER DISMISSING ACTION, WITH  
PREJUDICE, PURSUANT TO PARTIES'  
STIPULATION FOR VOLUNTARY  
DISMISSAL AND DENYING MOTIONS  
TO COMPEL AS MOOT**

(Docs. 80, 83, and 90)

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21 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff John Fratus  
22 (“Plaintiff”) and Defendant Callow stipulate to the voluntary dismissal of this action with  
23 prejudice.

24 Each party is to bear his own costs, fees, or expenses. There is no prevailing party in this  
25 action.

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IT IS SO STIPULATED.

Dated: December 18, 2015

Respectfully submitted,

*/s/ John Fratus*

John Fratus  
*Plaintiff Pro Se*

Dated: December 18, 2015

KAMALA D. HARRIS  
Attorney General of California  
CHRISTOPHER J. BECKER  
Supervising Deputy Attorney General

*/s/ Diana Esquivel*

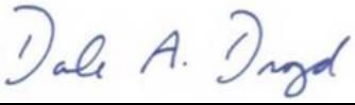
DIANA ESQUIVEL  
Deputy Attorney General  
*Attorneys for Defendant*

**ORDER**

Based on the parties' stipulation, this action is HEREBY DISMISSED with prejudice pursuant to Rule 41(a)(1)(A)(ii), and Plaintiff's pending motions to compel (Doc. Nos. 80 & 83) are DENIED as moot.

IT IS SO ORDERED.

Dated: January 5, 2016



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DALE A. DROZD  
UNITED STATES DISTRICT JUDGE