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

THOMAS T. HAWKER, et al.,

CASE NO. CV F 12-1261 LJO DLB

Plaintiff,

**ORDER TO DISMISS DEFENDANT FDIC
(Doc. 9.)**

vs.

BANCINSURANCE, INC., et al.,

Defendants.

_____ /

Based on plaintiffs' notice of voluntary dismissal under F.R.Civ.P. 41(a)(1)(A)(i), this Court DISMISSES this action as to defendant Federal Deposit Insurance Corporation only. The clerk is directed NOT to close this action.

IT IS SO ORDERED.

Dated: December 7, 2012

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