

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

INFINITY,

 Plaintiff,

 v.

CHEN HO, et al.,

 Defendants.

CASE No. 1:13-cv-01331-MJS

ORDER GRANTING PLAINTIFF'S
REQUEST TO DISMISS ACTION
WITHOUT PREJUDICE

(ECF No. 22)

CLERK SHALL CLOSE THE CASE

Plaintiff Infinity, a state prisoner proceeding in forma pauperis, filed this civil rights action pursuant to 42 U.S.C. § 1983 on August 16, 2013. (ECF No. 1.) On January 17, 2014, Plaintiff filed a notice asking that this action be dismissed. (ECF No. 22) Pursuant to Fed. R. Civ. P. 41(a)(2) a plaintiff may request dismissal by court order.

Accordingly, pursuant to Fed. R. Civ. P. 41, this action is hereby DISMISSED without prejudice.
IT IS SO ORDERED.

Dated: January 30, 2014

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE