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5 **UNITED STATES DISTRICT COURT**

6 EASTERN DISTRICT OF CALIFORNIA

8 DALE L. COTTRELL,

9 Plaintiff,

10 v.

11 FELIX IGBINOSA, et al.,

12 Defendants.

Case No. 1:13-cv-01530-LJO-SAB (PC)

ORDER DIRECTING CLERK OF COURT
TO CLOSE CASE PURSUANT TO
PARTIES' STIPULATION FOR
VOLUNTARY DISMISSAL

(ECF No. 109)

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14 Plaintiff Dale L. Cottrell is appearing pro se and in forma pauperis in this civil rights
15 action pursuant to 42 U.S.C. § 1983.

16 On January 12, 2017, the parties submitted a stipulation of voluntary dismissal, with
17 prejudice and with each party to bear its own costs and fees. In light of the stipulation of the
18 parties, this action has been terminated. Fed. R. Civ. P. 41(a)(1)(ii); Wilson v. City of San Jose,
19 111 F.3d 688, 692 (9th Cir. 1997), and has been dismissed with prejudice and without an award
20 of costs or attorneys' fees.

21 Accordingly, the Clerk of the Court is HEREBY ORDERED to CLOSE the file in this
22 case and adjust the docket to reflect voluntary dismissal of this action pursuant to Rule 41(a).

23 IT IS SO ORDERED.

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25 Dated: May 25, 2017


UNITED STATES MAGISTRATE JUDGE