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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF CALIFORNIA
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8 THE MUTUAL FUND STORE,
9 LLC.,

CASE NO. CV F 13-1771 LJO SAB

10 Plaintiff,

**ORDER TO DISMISS AND CLOSE
ACTION**
(Doc. 10.)

11 vs.
12

13 TMFS-FRESNO, LLC, et al.,

14 Defendants.
15 _____/

16 Based on plaintiff's notice of voluntary dismissal under F.R.Civ.P. 41(a)(1)(A)(i), this
17 Court:

- 18 1. DISMISSES without prejudice this entire action and all claims;
19 2. VACATES all pending matters and dates, including the December 9, 2013
20 hearing on plaintiff's preliminary injunction motion, the December 30, 2013 hearing on
21 defendants' motion to dismiss, and the February 18, 2014 scheduling conference. These
22 dates are deemed moot with plaintiff's voluntary dismissal; and
23 3. DIRECTS the clerk to close this action.

24 This Court will take no further action in this case.
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26 IT IS SO ORDERED.

27 Dated: November 25, 2013

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

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