1 2 3 4 5 6 UNITED STATES DISTRICT COURT 7 EASTERN DISTRICT OF CALIFORNIA 8 9 ANTHONY CASSELLS. CASE NO. 1:14-cv-01774-LJO-MJS (PC) 10 Plaintiff, **VOLUNTARY DISMISSAL OF ACTION** 11 ٧. (ECF NO. 11) 12 AUDREY KING, et al., CLERK TO TERMINATE ALL PENDING **MOTIONS AND CLOSE CASE** 13 Defendants. 14 Plaintiff is a civil detainee proceeding pro se and in forma pauperis in this civil 15 rights action brought pursuant to 42 U.S.C. § 1983. On March 4, 2015, Plaintiff filed a 16 Notice of Withdrawal of Civil Rights Complaint. (ECF No. 11.) 17 Under Federal Rule of Civil Procedure 41(a)(1)(A)(i), a plaintiff may dismiss an 18 action without a court order by filing a notice of dismissal before the opposing party 19 serves either an answer or a motion for summary judgment. Plaintiff's March 4, 2015 20 notice is sufficient under Rule 41. 21 Accordingly, this action is hereby DISMISSED without prejudice. The Clerk shall 22 terminate all pending motions and CLOSE this case. 23 24 SO ORDERED 25 Dated: March 6, 2015 /s/ Lawrence J. O'Neill 26 **United States District Judge** 27 28