

1 KAMALA D. HARRIS, State Bar No. 146672
Attorney General of California
2 MONICA N. ANDERSON, State Bar No. 182970
Supervising Deputy Attorney General
3 JUSTIN W. WALKER, State Bar No. 276757
Deputy Attorney General
4 1300 I Street, Suite 125
P.O. Box 944255
5 Sacramento, CA 94244-2550
Telephone: (916) 322-2192
6 Facsimile: (916) 324-5205
Attorneys for Defendants
7 *Clark, Graves, and Smith-Robicheaux*

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

11
12 **MELVIN H. THOMAS,**
13 Plaintiff,
14 v.
15
16 **MARLENE SMITH, et al.,**
17 Defendants.

Case No. 1:14-cv-02002-LJO-EPG (PC)

**STIPULATION FOR VOLUNTARY
DISMISSAL WITH PREJUDICE
(Fed. R. Civ. P. 41(a)(1)(A)(ii)); ORDER**

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1 Plaintiff Melvin H. Thomas and Defendants N. Clark, A. Graves, and M. Smith-
2 Robicheaux have resolved this case in its entirety. Therefore, the parties stipulate to a dismissal
3 of this action with prejudice under Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

4 Each party shall bear its own litigation costs and attorney's fees.

5 It is so stipulated.

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7 Dated: _____

Melvin Thomas
Plaintiff

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10 Dated: _____

Justin W. Walker
Deputy Attorney General
California Attorney General's Office
*Attorney for Defendants Clark, Graves, and
Smith-Robicheaux*

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15 **ORDER**

16 Based on the parties' stipulation (a fully executed version of which is located at ECF No.
17 32), this action is DISMISSED WITH PREJUDICE pursuant to Rule 41(a)(1)(A)(ii). Defendants'
18 pending motion to dismiss (ECF No. 16) is DENIED as moot.

19 IT IS SO ORDERED.

20 Dated: September 30, 2016

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