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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

AARON KLEIN,  
  
                        Plaintiff,  
  
                        v.  
  
KATHLEEN LONGWELL, et al.,  
  
                        Defendants.

CASE NO. 1:15-cv-00830-LJO-MJS (PC)  
**VOLUNTARY DISMISSAL OF ACTION**  
**(ECF No. 15)**  
**CLERK TO CLOSE CASE**

Plaintiff is a civil detainee proceeding pro se and in forma pauperis in this civil rights action brought pursuant to 42 U.S.C. § 1983. On August 3, 2015, Plaintiff filed a motion to dismiss this action without prejudice. (ECF No. 15.)

Under Federal Rule of Civil Procedure 41(a)(1)(A)(i), a plaintiff may dismiss an action without a court order by filing a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment. Plaintiff’s August 3, 2015 motion is sufficient under Rule 41.

Accordingly, IT IS HEREBY ORDERED that:

- 1. Plaintiff’s August 3, 2015 motion to dismiss is GRANTED;
  - 2. This action is DISMISSED without prejudice; and
  - 3. The Clerk shall CLOSE this case.
- IT IS SO ORDERED.

Dated: August 6, 2015

/s/ Michael J. Seng  
UNITED STATES MAGISTRATE JUDGE

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