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8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA**  
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11 RUPERT FLOWERS,

12 Plaintiff,

13 v.

14 BEARD, et al.,

15 Defendants.  
16

Case No. 1:15-cv-00919-LJO-DLB PC

ORDER GRANTING PLAINTIFF'S NOTICE  
OF VOLUNTARY DISMISSAL

(Document 6)

17 Plaintiff Rupert Flowers ("Plaintiff") is a California state prisoner proceeding pro se in this  
18 civil action pursuant to 42 U.S.C. § 1983. Plaintiff filed this action on June 16, 2015.

19 On June 25, 2015, Plaintiff filed a notice of voluntary dismissal pursuant to Federal Rule of  
20 Civil Procedure 41(a)(1)(i). At this stage in the proceedings, Plaintiff has the absolute right to  
21 dismiss his claims, without prejudice. Duke Energy Trading and Marketing, L.L.C. v. Davis, 267  
22 F.3d 1042, 1049 (9th Cir. 2001). The filing of the notice itself has the effect of closing the action,  
23 and the Court no longer has jurisdiction over the claims. Id.

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1           Accordingly, the Clerk of the Court is HEREBY DIRECTED to close this file pursuant to  
2 Plaintiff's notice of voluntary dismissal filed on June 25, 2015.  
3 IT IS SO ORDERED.

4           Dated: June 29, 2015

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