

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF CALIFORNIA
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4 GARY GRANGER, ELENA GRANGER,

5 Plaintiffs,

6 v.

7 BANK OF AMERICA, N.A., *et al.*,

8 Defendants.

Case No. 1:15-cv-01314-EPG

ORDER DIRECTING THE CLERK OF THE
COURT TO TERMINATE DEFENDANTS
CALIBER HOME LOANS, INC. AND
SUMMIT TRUSTEE SERVICES, LLC

(ECF No. 50)

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10 On October 12, 2017, Plaintiffs and Defendants Caliber Home Loans, Inc. and Summit
11 Trustee Services, LLC filed a stipulation voluntary dismissal. (ECF No. 50). Thus, the claims
12 against Defendants Caliber Home Loans, Inc. and Summit Trustee Services, LLC have been
13 terminated, *see* Fed. R. Civ. P. 41(a)(1)(A)(ii); *Wilson v. City of San Jose*, 111 F.3d 688, 692 (9th
14 Cir. 1997), and dismissed with prejudice. *Concha v. London*, 62 F.3d 1493, 1506 (9th Cir. 1995)
15 (“Even if the defendant has filed a motion to dismiss, the plaintiff may terminate his action
16 voluntarily by filing a notice of dismissal under Rule 41(a)(1).”).

17 Accordingly, the Clerk of the Court is DIRECTED to terminate Defendants Caliber Home
18 Loans, Inc. and Summit Trustee Services, LLC on the docket. This case now proceeds on
19 Plaintiffs’ claims against Defendant Bank of America, N.A.

20 IT IS SO ORDERED.

21 Dated: **October 16, 2017**

22 /s/ Eric P. Granger
23 UNITED STATES MAGISTRATE JUDGE
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