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11 **UNITED STATES DISTRICT COURT**
EASTERN DISTRICT OF CALIFORNIA

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13 COMMITTEE TO PROTECT OUR
AGRICULTURAL WATER; MIKE
14 HOPKINS, an individual; JOHN WEDEL,
an individual,

15 Plaintiffs,

16 v.

17 OCCIDENTAL OIL AND GAS
CORPORATION, a Texas corporation;
18 WESTERN STATES PETROLEUM
ASSOCIATION (WSPA), a non-profit trade
19 association; CALIFORNIA
INDEPENDENT PETROLEUM
20 ASSOCIATION (CIPA), a non-profit trade
association; CHEVRON U.S.A. INC., a
21 Pennsylvania corporation; CALIFORNIA
DIVISION OF OIL, GAS &
22 GEOTHERMAL RESOURCES (DOGGR);
EDMUND G. BROWN, an individual;
23 TIMOTHY R. KUSTIC, an individual;
MARK NECHODOM, an individual;
24 LORELEI H. OVIATT, an individual;
CALIFORNIA RESOURCES
25 CORPORATION (DOE 1), a Delaware
corporation; and DOES 2 through 100,

26 Defendants.
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Case No. 1:15-cv-01323-DAD-JLT

**[PROPOSED] ORDER
DIRECTING THE CLERK OF
THE COURT TO CLOSE THE
CASE BASED UPON THE
STIPULATION OF COUNSEL**

(Doc. 170)

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[PROPOSED] ORDER

On February 10, 2017, all parties submitted a Joint Stipulation to Dismiss this action. The parties agree the matter will be dismissed without prejudice as to Mike Hopkins and Jim Wedel but the matter will be dismissed with prejudice to the plaintiff, the Committee to Protect Our Agricultural Water.

Federal Rules of Civil Procedure Rule 41 provides that “the plaintiff may dismiss an action without a court order by filing: . . . a stipulation of dismissal signed by all parties who have appeared.” . . .” Fed. R. Civ. P. 41(a). Once such a notice has been filed, an order of the Court is not required to make the dismissal effective. Fed. R. Civ. P. 41(a)(1)(ii); *Wilson v. City of San Jose*, 111 F.3d 688, 692 (9th Cir. 1997). Accordingly, the Clerk of Court is **DIRECTED** to close this action in light of the notice of dismissal with prejudice filed and properly signed pursuant to Rule 41(a).

IT IS SO ORDERED.

Dated: February 14, 2017

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE

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ATTACHMENT TO CERTIFICATE OF SERVICE

COMMITTEE TO PROTECT OUR AGRICULTURAL WATER, et al. v.
OCCIDENTAL OIL AND GAS CORPORATION, et al. al.
UNITED STATES DISTRICT COURT: CASE NO.: 1:15-CV-01323-DAD-JLT

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