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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

KERN COUNTY HOSPITAL
AUTHORITY, a California special
health authority, which owns and
operates KERN MEDICAL CENTER

Plaintiff

vs.

CIGNA HEALTHCARE OF
CALIFORNIA, INC., a California for
profit corporation; CIGNA HEALTH &
LIFE INSURANCE COMPANY, a
Connecticut for profit corporation;
GILSBAR LLC, a Louisiana limited
liability company; and DOES 3
THROUGH 25, INCLUSIVE

Defendants.

Case No.: 1:16-CV-00432-DAD-JLT

~~[PROPOSED]~~ ORDER CLOSING THE
CASE AS TO DISMISS DEFENDANT
GILSBAR LLC ONLY

On January 20, 2017, the parties filed a stipulation to dismiss the action as to defendant
Gilsbar only. The parties agree that the matter will be dismissed with prejudice and that each
side will bear their own costs.

Federal Rules of Civil Procedure Rule 41 provides that “the plaintiff may dismiss an

1 action without a court order by filing: . . . a stipulation of dismissal signed by all parties who
2 have appeared.” . . .” Fed. R. Civ. P. 41(a). Once such a notice has been filed, an order of the
3 Court is not required to make the dismissal effective. Fed. R. Civ. P. 41(a)(1)(ii); Wilson v. City
4 of San Jose, 111 F.3d 688, 692 (9th Cir. 1997). Accordingly, the Clerk of Court is DIRECTED
5 to close this action as to defendant Gilsbar only in light of the stipulation of counsel filed and
6 properly signed pursuant to Rule 41(a).

7
8 IT IS SO ORDERED.

9 Dated: January 22, 2017

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE