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

CRYSTAL DESAUTELS,)	Case No.: 1:16-CV-0483- JLT
)	
Plaintiff,)	ORDER DIRECTING THE CLERK TO CLOSE
)	THIS CASE
v.)	
)	
KMART,)	(Doc. 13)
)	
Defendant.)	
)	

On December 16, 2016, the parties parties filed a stipulation to dismiss the action. (Doc. 13) Federal Rules of Civil Procedure Rule 41 provides that “the plaintiff may dismiss an action without a court order by filing: “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 without prejudice filed and properly signed pursuant to Rule 41(a).

IT IS SO ORDERED.

Dated: December 19, 2016

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE