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

E.F. BY AND THROUGH HER Guardian ad Litem, JOSEPH F. ETIENNE,)	Case No.: 1:16-cv-01166 LJO JLT
)	
Plaintiff,)	ORDER DIRECTING THE CLERK TO CLOSE THE ACTION
)	
v.)	
)	
DELANO JOINT UNION HIGH SCHOOL DISTRICT, et al.,)	
)	
Defendants)	
)	

On December 15, 2016, the parties filed a stipulation to dismiss the action. (Doc. 43) 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