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

MICHAEL JACQUES,

Plaintiff,

v.

J. LOPEZ, JR., et al.,

Defendants.

Case No. 1:16-cv-01289-DAD-SAB (PC)

ORDER REGARDING STIPULATION OF  
VOLUNTARY DISMISSAL WITH  
PREJUDICE PURSUANT TO FED. R. CIV. P.  
41(a)(1)(A)(ii)

(ECF No. 50)

11 On December 20, 2019, Plaintiff Michael Jacques and Defendants J. Lopez, Jr., T.  
12 Vasquez, P. Athie, J. Garza, and R. Razo filed a stipulation to dismiss this entire action, with  
13 prejudice, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). (ECF No. 50.) The  
14 stipulation further states that each party shall bear its own litigation costs and attorney's fees.

15 Rule 41(a)(1)(A)(ii) provides, in relevant part, that "the plaintiff may dismiss an action  
16 without a court order by filing ... a stipulation of dismissal signed by all parties who have  
17 appeared." In this case, since all parties signed and dated the stipulation of dismissal, the filing of  
18 the stipulation "automatically terminate[d] the action[.]" Wilson v. City of San Jose, 111 F.3d  
19 688, 692 (9th Cir. 1997) (citations omitted).

20 Accordingly, this action is terminated by operation of law without further order from the  
21 Court. Fed. R. Civ. P. 41(a)(1)(A)(ii). The Clerk of the Court is directed to terminate all pending  
22 deadlines and close this case.

23 IT IS SO ORDERED.

24 Dated: December 23, 2019

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26 UNITED STATES MAGISTRATE JUDGE

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