UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

JAMES FERNANDEZ, Plaintiff, v. NORTH KERN STATE PRISON, et al., Defendants.	Case No.: 1:16-cv-01612 - AWI- JLT ORDER DIRECTING THE CLERK OF COURT TO CLOSE THIS ACTION IN LIGHT OF THE NOTICE OF VOLUNTARY DISMISSAL (Doc. 33)

On February 15, 2018, Plaintiff filed a "Notice of Voluntary Dismissal of Entire Case" pursuant to Rule 41 of the Federal Rules of Civil Procedure, under which "the plaintiff may dismiss claims "without a court order by filing…a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment." Fed. R. Civ. P. 41(a)(1)(A)(i).

Based upon the Notice of Voluntary Dismissal filed by Plaintiff, the Court **ORDERS**: The Clerk of Court is **DIRECTED** to close this action.

IT IS SO ORDERED.

Dated: **February 21, 2018**

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE