

1  
2  
3  
4  
5  
6 **UNITED STATES DISTRICT COURT**  
7 **EASTERN DISTRICT OF CALIFORNIA**  
8

9 JOSE ACOSTA,  
10 Plaintiff,  
11 v.  
12 DAVID PEREZ, et al.,  
13 Defendants.

Case No. 1:16-cv-01738-LJO-SAB  
ORDER DIRECTING CLERK OF COURT  
TO CLOSE CASE  
(ECF No. 17)

14  
15 This action was filed on November 16, 2016. (ECF No. 1.) On January 31, 2017,  
16 Plaintiff filed a stipulation dismissing this action with prejudice in its entirety with each party to  
17 bear its own costs and fees. In light of the stipulation of the parties, this action has been  
18 terminated. Fed. R. Civ. P. 41(a)(1)(ii); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir.  
19 1997), and has been dismissed with prejudice and without an award of costs or attorneys' fees.

20 Accordingly, the Clerk of the Court is HEREBY ORDERED to CLOSE the file in this  
21 case and adjust the docket to reflect voluntary dismissal of this action pursuant to Rule 41(a).

22 IT IS SO ORDERED.

23  
24 Dated: February 1, 2017

  
UNITED STATES MAGISTRATE JUDGE