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6 **UNITED STATES DISTRICT COURT**  
7 **EASTERN DISTRICT OF CALIFORNIA**  
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9 ROBERT J. TREE,

10 Plaintiff,

11 v.

12 CARMAX AUTO SUPERSTORES  
13 CALIFORNIA, LLC,

14 Defendant.

Case No. 1:16-cv-01849-AWI-SAB

ORDER DIRECTING CLERK OF COURT  
TO CLOSE CASE

(ECF No. 11)

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16 This action was filed on December 8, 2016. (ECF No. 1.) On March 6, 2017, the parties  
17 filed a stipulation dismissing this action with prejudice with each party to bear its own costs and  
18 fees. In light of the stipulation of the parties, this action has been terminated, Fed. R. Civ. P.  
19 41(a)(1)(A)(ii); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997), and has been  
20 dismissed with prejudice and without an award of costs or attorneys' fees.

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

25 Dated: March 6, 2017

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28 UNITED STATES MAGISTRATE JUDGE