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8	UNITED STATES DISTRICT COURT	
9	EASTERN DISTRICT OF CALIFORNIA	
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11	JOSE ROBERTO ZAIZA,	CASE No. 1:16-cv-01862-LJO-JLT (PC)
12	Plaintiff,	ORDER VACATING WRIT OF HABEAS CORPUS AD TESTIFICANDUM
13 14	v.	(Doc. 33)
14	C. GUTHRIE, et al.,	CLERK OF COURT TO CLOSE CASE
16	Defendants.	
17	The parties settled this action on September 5, 2018, during a settlement. (Doc. 40.) All dates,	
18	hearings, and conferences have been vacated, and the parties have now filed a stipulation for voluntary	
19	dismissal with prejudice. (Doc. 42.) The Federal Rules of Civil Procedure Rule 41 makes such	
20	stipulations effective immediately with further order of the Court. Because all parties who have appeared	
21	in the action signed the stipulation (Doc. 42), it "automatically terminate[d] the action." Wilson v. City	
22	of San Jose, 111 F.3d 688, 692 (9th Cir. 1997). Accordingly, The Court thus ORDERS:	
23	1. The September 11, 2018, writ of habeas corpus ad testificandum for plaintiff's appearance	
24	at the telephonic trial confirmation hearing (Doc. 33) is VACATED;	
25	2. The Clerk of Court is DIRECTED to close this action;	
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1	3. The Clerk of Court shall provide via fax or email a copy of this order to the Litigation	
2	Coordinator at California State Prison in Corcoran, California.	
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4	IT IS SO ORDERED.	
5	Dated: October 9, 2018	/s/ Jennifer L. Thurston
6		UNITED STATES MAGISTRATE JUDGE
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