## 1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 EASTERN DISTRICT OF CALIFORNIA 9 10 11 JAMES CRAMBLIT, Case No. 1:17-cv-00058-LJO-SAB (PC) 12 Plaintiff, ORDER DIRECTING CLERK OF COURT TO 13 CLOSE CASE PURSUANT TO PARTIES' v. STIPULATION FOR VOLUNTARY DISMISSAL CALIFORNIA DEPARTMENT OF 14 CORRECTION AND REHABILITATION, [ECF No. 37] 15 et al.. Defendants. 16 17 18 Plaintiff James Cramblit is a state prisoner proceeding pro se in this civil rights action pursuant 19 to 42 U.S.C. § 1983. 20 On March 26, 2018, the parties filed a stipulation to dismiss this action with prejudice pursuant 21 to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, as the case has been resolved in its 22 entirety. (ECF No. 37.) 23 Rule 41(a)(1)(A)(ii) provides in pertinent part that, "the plaintiff may dismiss an action without 24 a court order by filing . . . a stipulation of dismissal signed by all parties who have appeared. A 25 voluntary stipulation to dismiss an action pursuant to Rule 41(a)(1)(A)(ii) automatically terminates the 26 action without operation of a court order. Black Rock City, LLC v. Pershing Cty. Bd. of Comm'rs, 27

637 F. App'x 488 (9th Cir. 2016) (citing Commercial Space Mgmt. Co. v. Boeing Co., 193 F.3d 1074,

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1077 (9th Cir. 1999)). Here, Plaintiff and counsel for Defendants R. Fisher, Jr. and the California Department of Corrections and Rehabilitation have signed and dated a stipulation to dismiss this action, and filed it with the Court.

In light of parties' stipulation for voluntary dismissal, this action is terminated by operation of law without further order from the Court. Fed. R. Civ. P. 41(a)(1)(A)(ii). Each party is to bear its own litigation costs and attorney's fees.

IT IS SO ORDERED.

Dated: March 28, 2018

UNITED STATES MAGISTRATE JUDGE