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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
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11 JOSE TRUJILLO,

12 Plaintiff,

13 v.

14 RUBEN CERVANTES, TRUSTEE OF THE
15 CERVANTES FAMILY TRUST, DATED
NOVEMBER 12, 2013, et al.,

16 Defendants.

Case No. 1:17-cv-00066-LJO-SAB

ORDER DIRECTING THE CLERK OF THE
COURT TO TERMINATE DEFENDANTS
RUBEN CERVANTES, TRUSTEE OF THE
CERVANTES FAMILY TRUST, DATED
NOVEMBER 12, 2013, AND LEONARDA
CERVANTES, TRUSTEE OF THE
CERVANTES FAMILY TRUST, DATED
NOVEMBER 12, 2013

(ECF No. 10)

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18 On March 8, 2017, Plaintiff filed a notice of voluntary dismissal with prejudice as to
19 Defendants Ruben Cervantes, Trustee of The Cervantes Family Trust, dated November 12, 2013,
20 and Leonarda Cervantes, Trustee of The Cervantes Family Trust, dated November 12, 2013,
21 pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i). (ECF No. 10.) Defendants Ruben
22 Cervantes, Trustee of The Cervantes Family Trust, dated November 12, 2013, and Leonarda
23 Cervantes, Trustee of The Cervantes Family Trust, dated November 12, 2013, have not filed a
24 responsive pleading in this action. In light of this, Defendants Ruben Cervantes, Trustee of The
25 Cervantes Family Trust, dated November 12, 2013, and Leonarda Cervantes, Trustee of The
26 Cervantes Family Trust, dated November 12, 2013, have been terminated, see Federal Rule of
27 Civil Procedure 41(a)(1)(A)(i); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997),
28 and have been dismissed with prejudice. Accordingly, the Court directs the Clerk of Court to

1 terminate Defendants Ruben Cervantes, Trustee of The Cervantes Family Trust, dated November
2 12, 2013, and Leonarda Cervantes, Trustee of The Cervantes Family Trust, dated November 12,
3 2013, from this action.

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5 IT IS SO ORDERED.

6 Dated: **March 9, 2017**


UNITED STATES MAGISTRATE JUDGE