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6 **UNITED STATES DISTRICT COURT**

7 **EASTERN DISTRICT OF CALIFORNIA**
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9 JAMIRES SHUNTRE SIMPKINS,

10 Plaintiff**,

11 v.

12 COMMISSIONER OF SOCIAL SECURITY,

13 Defendant.
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Case No. 1:17-cv-00158-SAB

ORDER REQUIRING PARTIES TO FILE
SIGNED STIPULATION OF DISMISSAL

(ECF No. 11)

15 On August 22, 2017, Plaintiff filed a joint stipulation of dismiss of this action pursuant to
16 Federal Rules of Civil Procedure 41(a)(1)(A)(ii). Rule 41(a) provides that the plaintiff may
17 dismiss an action without a court order by filing a stipulation of dismissal signed by all parties
18 who have appeared. Fed. R. Civ. P. 41(a)(1)(A)(ii). Defendant has filed an answer, the
19 administrative record, therefore the stipulation must be signed by all parties. While Plaintiff has
20 signed the stipulation, it is not signed by Defendant.

21 Accordingly, within five days of the date of entry of this order, Plaintiff shall file a signed
22 stipulation of dismissal.

23 IT IS SO ORDERED.

24 Dated: August 23, 2017

25 
26 UNITED STATES MAGISTRATE JUDGE
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