

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

RACHEL BRYANT,

Plaintiff

V.

TANYA TOVAR; ANTHONY  
LAMBETECCHIO,

## Defendants.

**Case No. 1:17-cv-00315-LJO-EPG**

**ORDER DIRECTING THE CLERK OF  
THE COURT TO CLOSE THE CASE**

(ECF No. 13)

On July 21, 2017, Plaintiff Rachel Bryant filed a notice of dismissal dismissing his case with prejudice. (ECF No. 13.) No defendant has filed an answer or motion for summary judgment. In light of Plaintiff's notice, this action has been terminated, see Fed. R. Civ. P. 41(a)(1)(A)(i); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997), and has been dismissed with prejudice. Concha v. London, 62 F.3d 1493, 1506 (9th Cir. 1995) ("Even if the defendant has filed a motion to dismiss, the plaintiff may terminate his action voluntarily by filing a notice of dismissal under Rule 41(a)(1).").

Accordingly, the Clerk of the Court is DIRECTED to close this case.

IT IS SO ORDERED.

Dated: July 26, 2017

/s/ *Eric P. Groj*  
UNITED STATES MAGISTRATE JUDGE