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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

SANDRA HUIZAR, Plaintiff, v. WELLS FARGO BANK, N.A., et al., Defendants.	**Case No. 1:17-cv-00322-LJO-EPG** **ORDER DIRECTING THE CLERK OF THE COURT TO TERMINATE DEFENDANT BANK OF AMERICA, N.A.** (ECF No. 56)

On September 26, 2017, Plaintiffs and Defendant Bank of America, N.A. filed a stipulation voluntary dismissal of their claims against Defendant Bank of America, N.A. (ECF No. 56). Thus, the claims against Defendant Bank of America, N.A. have been terminated, see Fed. R. Civ. P. 41(a)(1)(A)(ii); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997), and 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 terminate Defendant Bank of America, N.A. on the docket.

IT IS SO ORDERED.

Dated: **September 26, 2017**

/s/ Eric P. Grosjean
UNITED STATES MAGISTRATE JUDGE

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