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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

JOSE ACOSTA,
Plaintiff,
v.
B. R. & S. ENTERPRISES INC., et al.,
Defendants.

Case No. 1:17-cv-00370-LJO-EPG
**ORDER DIRECTING THE CLERK OF
THE COURT TO CLOSE THE CASE**
(ECF No. 16)

On September 13, 2017, Plaintiff filed a notice dismissing this action with prejudice. (ECF No. 16.) Defendants have not filed an answer or motion for summary judgment. In light of the dismissal, 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. Accordingly, the Clerk of the Court is DIRECTED to close this case.

IT IS SO ORDERED.

Dated: September 14, 2017

/s/ Eric P. Gray
UNITED STATES MAGISTRATE JUDGE