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

LAURENCE CLAYTON,) Case No. 1:17-cv-00473-DAD-JLT
)
) Plaintiff,) **(PROPOSED) ORDER CLOSING CASE**
) **(Doc. 9)**
) v.)
)
 EGS FINANCIAL CARE, INC., et al.,)
)
) Defendants.)

The parties have filed as stipulation to dismiss this action with prejudice to the named plaintiff and without prejudice to the putative class, and with each party to bear their own attorney fees and costs. (Doc. 9) The stipulation relies on Fed. R. Civ.P. 41(a)(1) which provides, “the plaintiff may dismiss an action without a court order by filing: . . . a stipulation of dismissal signed by all parties who have appeared.” . . .” Fed. R. Civ. P. 41(a). Once such a notice has been filed, an order of the Court is not required to make the dismissal effective. Fed. R. Civ. P. 41(a)(1)(ii); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997). Thus, the Clerk of Court is **DIRECTED** to close this action in light of the stipulation signed pursuant to Rule 41(a).

IT IS SO ORDERED.

Dated: June 19, 2017

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE