

1 UNITED STATES DISTRICT COURT
2 EASTERN DISTRICT OF CALIFORNIA
3

4 JORGE GUZMAN HERNANDEZ,

5 Plaintiff

6 v.

7 NATIONAL EXPRESS TRANSIT
8 CORPORATION, *et al.*,

9 Defendants.

Case No. 1:17-cv-00610-DAD-EPG

ORDER DIRECTING THE CLERK OF THE
COURT TO CLOSE CASE

(ECF No. 15)

10 On June 27, 2017, Plaintiff Jorge Hernandez filed a notice of voluntary dismissal
11 dismissing his claims against Defendant Daniel Klemple without prejudice. (ECF No. 7.)
12

13 On November 20, 2017, Plaintiff Jorge Hernandez filed a stipulation of dismissal of the
14 remainder of the claims in the case. (ECF No. 15). All parties have agreed to the dismissal. *Id.* In
15 light of the stipulation, the case has ended and is dismissed with prejudice. *See* Fed. R. Civ. P.
16 41(a)(1)(A)(ii); *Wilson v. City of San Jose*, 111 F.3d 688, 692 (9th Cir. 1997); *Concha v. London*,
17 62 F.3d 1493, 1506 (9th Cir. 1995) (“Even if the defendant has filed a motion to dismiss, the
18 plaintiff may terminate his action voluntarily by filing a notice of dismissal under Rule
19 41(a)(1).”). Accordingly, the Clerk of the Court is DIRECTED to close this case.

20 IT IS SO ORDERED.

21 Dated: **November 27, 2017**

22 /s/ Eric P. Guay
23 UNITED STATES MAGISTRATE JUDGE
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