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7 **UNITED STATES DISTRICT COURT**  
8 **EASTERN DISTRICT OF CALIFORNIA**  
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10 KEITH A. McNEIL,

11 Plaintiff,

12 v.

13 DEPUTY JAMES FUNK and DEPUTY  
14 FLORES,

15 Defendants.

Case No. 1:17-cv-00799-SAB

ORDER DIRECTING CLERK OF COURT  
TO CLOSE CASE

(ECF No. 33)

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17 On February 18, 2019, a stipulation was filed dismissing this action with prejudice with  
18 each party to bear its own costs and fees. In light of the stipulation of the parties, this action has  
19 been terminated, Fed. R. Civ. P. 41(a)(1)(A)(ii); Wilson v. City of San Jose, 111 F.3d 688, 692  
20 (9th Cir. 1997), and has been dismissed with prejudice and without an award of costs or  
21 attorneys' fees.

22 Accordingly, the Clerk of the Court is HEREBY ORDERED to CLOSE the file in this  
23 case and adjust the docket to reflect voluntary dismissal of this action pursuant to Rule 41(a).

24 IT IS SO ORDERED.

25 Dated: February 19, 2019

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28 UNITED STATES MAGISTRATE JUDGE