

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MARCUS HERBRAND,) CASE No.: 1:17-cv-00921-DAD-SAB
Plaintiff,)
vs.)
DITECH FINANCIAL, LLC,) ORDER DIRECTING CLERK OF COURT
Defendant.) TO CLOSE CASE
)
) (ECF No. 17)
)
)
)

This action was removed from the Kings County Superior Court on July 12, 2017. (ECF No. 1.) On October 26, 2017, the parties filed a stipulation dismissing this action with prejudice with each party to bear its own costs and fees. In light of the stipulation of the parties, this action has been terminated, Fed. R. Civ. P. 41(a)(1)(A)(ii); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997), and has been dismissed with prejudice and without an award of costs or attorneys' fees.

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

IT IS SO ORDERED.

Dated: **October 26, 2017**



UNITED STATES MAGISTRATE JUDGE