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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

REGINALD GIBSON,
Plaintiff,
v.
J. FIGUEROA; S. SILVA,
Defendants.

Case No. 1:19-cv-00533-DAD-JLT (PC)

**ORDER DIRECTING CLERK OF COURT
TO CLOSE THE CASE**

The parties have filed a stipulation of voluntary dismissal with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1). (Doc. 38.) The rule provides that a “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)(1)(A)(ii). Once a dismissal under Rule 41(a)(1) is properly filed, no order of the court is necessary to effectuate dismissal; the dismissal is effective automatically. *See Com. Space Mgmt. Co. v. Boeing Co.*, 193 F.3d 1074, 1078 (9th Cir. 1999). Accordingly, the Clerk of Court is DIRECTED to close the case.

IT IS SO ORDERED.

Dated: June 2, 2021

/s/ Jennifer L. Thurston
CHIEF UNITED STATES MAGISTRATE JUDGE