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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 BRADLEY MEDINA, et al.,

12 Plaintiffs,

13 v.

14 COURTNEY L. MAPES, M.D.,

15 Defendant.
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Case No. 1:21-cv-00844-NONE-EPG

ORDER RE: NOTICE OF DISMISSAL OF
DEFENDANT UNITED STATES OF
AMERICA WITHOUT PREJUDICE AND
AMENDING CAPTION

(ECF No. 13)

17 On November 17, 2021, the parties filed a stipulation to dismiss Defendant United States
18 of America.¹ (ECF No. 13.) Therefore, pursuant to Plaintiff's notice, this case is dismissed only
19 as to Defendant United States of America. *See* Fed. R. Civ. P. 41(a)(1)(A); *Wilson v. City of San*
20 *Jose*, 111 F.3d 688, 692 (9th Cir. 1997). In light of the dismissal, the caption is amended as set
21 forth above.

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27 ¹ The stipulation does not state whether the dismissal was with or without prejudice. (*See* ECF no. 13.) "Unless the
28 notice or stipulation states otherwise, the dismissal is without prejudice. But if the plaintiff previously dismissed any
federal- or state-court action based on or including the same claim, a notice of dismissal operates as an adjudication
on the merits." Fed. R. Civ. P. 41(a)(1)(B).

Accordingly, the Clerk of the Court is respectfully directed to terminate only Defendant United States of America on the docket.

IT IS SO ORDERED.

Dated: **November 18, 2021**

/s/ Eric P. Grosz
UNITED STATES MAGISTRATE JUDGE