

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BRADLEY MEDINA, et al..

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

Plaintiffs.

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COURTNEY L. MAPES, M.D.,

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

(ECF No. 13)

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

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¹ The stipulation does not state whether the dismissal was with or without prejudice. (See ECF no. 13.) “Unless the 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).

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

3 IT IS SO ORDERED.

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5 Dated: November 18, 2021

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7 /s/ *Eric P. Groj*
8 UNITED STATES MAGISTRATE JUDGE

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