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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

SCOTT N. JOHNSON

Plaintiff,

vs.

MOHAMMAD ASHRAF, et. al.,

Defendants

Case No.: CIV.S 08-cv-01829-FCD-KJM

**PLAINTIFF'S REQUEST FOR
DISMISSAL OF MOHAMMAD ASHRAF
AND ORDER**

Complaint Filed: AUGUST 7, 2008

**CASE TO BE REMAINED OPEN WITH
REMAINING DEFENDANTS**

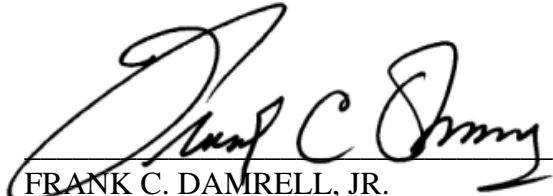
IT IS HEREBY REQUESTED by Plaintiff, Scott N. Johnson, that Defendant (Mohammad Ashraf) be and is hereby dismissed **WITHOUT PREJUDICE** pursuant to FRCP 41 (a)(2). This case is to be remained open with remaining Defendants. Defendant (Mohammad Ashraf) is dismissed because this Defendants business is no longer located at the subject premises.

Dated: February 2, 2009

/s/Scott N. Johnson
SCOTT N. JOHNSON
Attorney for Plaintiff

1 **IT IS SO ORDERED.**

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3 Dated: February 2, 2009

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FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE