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

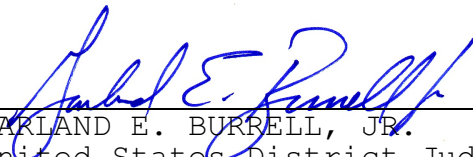
SCOTT N. JOHNSON,)
)
Plaintiff,)
)
v.)
)
CABINET CRAFTERS, INC.; RICHARD)
G. LIVINGSTON, individually and as)
Trustee of the Livingston Family)
Irrevocable Trust; MICHAEL J.)
LIVINGSTON, individually and as)
Trustee of the Livingston Family)
Irrevocable Trust; LARRY L.)
LIVINGSTON, individually and as)
Trustee of the Livingston Family)
Irrevocable Trust,)
)
Defendants.)
_____)

2:08-cv-02060-GEB-EFB
ORDER OF DISMISSAL

On November 24, 2008, an Order issued granting the parties until December 11, 2008 to file a dispositional document since Plaintiff represented in a Notice of Settlement filed November 21, 2008, that this action had settled. The November 24 Order further stated: "[f]ailure to respond by this deadline may be construed as consent to dismissal of this action without prejudice, and a

1 dismissal order could be filed." Since no dispositional or other
2 document has been filed, it is assumed reason does not exist for this
3 action to continue pending. Therefore, this action is dismissed
4 without prejudice.

5 Dated: January 13, 2009

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9 GARLAND E. BURRILL, JR.
10 United States District Judge
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