

1 SCOTT N. JOHNSON, ESQ., SBN 166952
 2 DISABLED ACCESS PREVENTS INJURY, INC.
 3 5150 FAIR OAKS BLVD., SUITE 101
 4 PMB #253
 5 CARMICHAEL, CA 95608-5758
 6 TELEPHONE (916) 485-3516
 7 FAX (916) 481-4224
 8 E-MAIL scottjohnson@comcast.net

9 Attorney for Plaintiff Scott N. Johnson

10
 11
 12
 13
 14
 15
 16
 17
 18
 19
 20
 21
 22
 23
 24
 25
 26
 27
 28

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

Case No.: CIV.S 08-cv-02330-WBS-KJM

SCOTT N. JOHNSON
 Plaintiff,
 vs.

**PLAINTIFF'S REQUEST FOR
 DISMISSAL OF MICHAEL A. CLIFFORD
 AND *Proposed* ORDER**

Glen Glines, et al,

 Defendants

Complaint Filed: OCTOBER 2, 2008

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

IT IS HEREBY REQUESTED by Plaintiff, Scott N. Johnson, that Defendant (Michael A. Clifford) be and is hereby dismissed **WITHOUT PREJUDICE** pursuant to FRCP 41 (a)(2). This case is to be remained open with remaining Defendants. Defendant (Michael A. Clifford) is dismissed because Plaintiff is unable to affect proper service.

Dated: January 9, 2009

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

1 **IT IS SO ORDERED.**

2
3 Dated: January 9, 2009

4 

5 WILLIAM B. SHUBB
6 UNITED STATES DISTRICT JUDGE
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28