

1 SCOTT N. JOHNSON, ESQ., SBN 166952  
 2 DISABLED ACCESS PREVENTS INJURY, INC.  
 3 5150 FAIR OAKS BLVD., SUITE 101  
 4 PMB #253  
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9 Attorney for Plaintiff Scott N. Johnson

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

10 SCOTT N. JOHNSON  
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Plaintiff,  
 vs.

Case No.: CIV.S.08-02968-FCD-EFB

**ORDER FOR DISMISSAL OF MICHAEL MITCHELL AND KATIE MITCHELL ONLY**

14 ROSEVILLE AUTO UPHOLSTERY, INC.,  
 15 et. al.,  
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Defendants.

Complaint Filed: DECEMBER 5, 2008

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

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18 **IT IS HEREBY REQUESTED** by Plaintiff, Scott N. Johnson, that Defendants (Michael  
 19 Mitchell; Katie Mitchell) be and is hereby dismissed **WITHOUT PREJUDICE** pursuant to  
 20 FRCP 41 (a)(2). This case is to be remained open with remaining Defendants. Defendants  
 21 (Michael Mitchell; Katie Mitchell) are dismissed because these Defendants no longer own the  
 22 subject property.

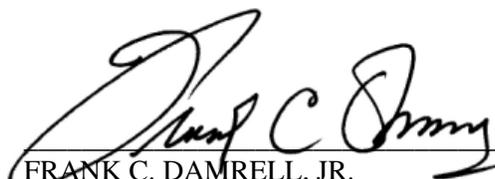
24 Dated: April 8, 2009

24 /s/Scott N. Johnson  
 25 SCOTT N. JOHNSON  
 26 Attorney for Plaintiff

26 **IT IS SO ORDERED.**

27 Dated: April 8, 2009

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 FRANK C. DAMRELL, JR.  
 UNITED STATES DISTRICT JUDGE