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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

DAVON E. McCOY,  
Plaintiff,  
v.  
J. STRATTON, et al.,  
Defendants.

No. 2:12-cv-1137 WBS DB

ORDER

Plaintiff is a state prisoner proceeding pro se with a civil rights action pursuant to 42 U.S.C. § 1983. A telephonic settlement conference was held on October 31, 2017. After negotiations the parties resolved this case in its entirety. Pursuant to the settlement agreement the plaintiff and remaining defendants,<sup>1</sup> Barnes, Dingfelder, Epp, Hughes, Sweeney, and Stratton, stipulated that this action be dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

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<sup>1</sup> Defendant Grinde was previously dismissed from this action. Grinde was only named as a defendant in plaintiff’s deliberate indifference claim, which was dismissed by the court. See ECF No. 43 at 13 (recommending defendant’s summary judgment motion be granted on plaintiff’s deliberate indifference claim) and ECF No. 44 (adopting the findings and recommendations in full).

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Accordingly, IT IS HEREBY ORDERED that this action is dismissed with prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii).

Dated: February 7, 2018



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DEBORAH BARNES  
UNITED STATES MAGISTRATE JUDGE

DLB:12  
DLB:1/Orders/Prisoner-Civil Rights/mcco1137.59c