

1 Should defendants decline to stipulate, the court may dismiss this action based upon plaintiff's
2 request, "on terms that the court considers proper." Fed. R. Civ. P. 41(a)(2).

3 Accordingly, it is ORDERED that defendants shall have seven days to file and serve a
4 stipulation to the dismissal of this action pursuant to Rule 41(a)(1)(A)(ii),¹ or to otherwise
5 respond to plaintiff's motion to dismiss.

6 DATED: February 28, 2018.



7 EDMUND F. BRENNAN
8 UNITED STATES MAGISTRATE JUDGE

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¹ In the event defendants so stipulate, the court will construe the parties' filings as a stipulation for voluntary dismissal pursuant to Rule 41(a)(1)(A)(ii).