

1  
2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT  
7 NORTHERN DISTRICT OF CALIFORNIA

8 DANNY F. ATTERBURY,  
9 Plaintiff,

No. C 07-1677 MHP (pr)

**ORDER OF DISMISSAL**

10 v.

11 MOHAMMED EL-SABAAWI, M.D.;  
12 et al.,

13 Defendants.  
14 \_\_\_\_\_/

15 Plaintiff sent to the court a letter requesting dismissal of this action in which no  
16 defendant has yet made an appearance. The court construes the document to be a request for  
17 a voluntary dismissal and GRANTS it. See Fed. R. Civ. P. 41(a). (Docket # 3.) This action  
18 is DISMISSED without prejudice to plaintiff filing a new action. The clerk shall close the  
19 file.

20 IT IS SO ORDERED.

21 Dated: April 4, 2007

22   
23 \_\_\_\_\_  
Marilyn Hall Patel  
United States District Judge

United States District Court  
For the Northern District of California

24  
25  
26  
27  
28