

1
2
3
4
5
6
7
8
9
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 NORTHERN DISTRICT OF CALIFORNIA

IN re CUTERA SECURITIES
LITIGATION

Master File No
C 07-2128 VRW

Class Action

This Document Relates to:
All Actions

ORDER

On September 30, 2008 the court issued an order (Doc #79) granting defendants' motion to dismiss without prejudice (Doc #46) the consolidated amended complaint (Doc #43) for failure to state a claim. The court gave lead plaintiff thirty days from the date of the order to file a second amended consolidated complaint. On October 28, 2008 lead plaintiff filed a notice of its intention not to file a second amended consolidated complaint. Because the lead plaintiff will not file a further complaint, the court ORDERS the clerk to close the file and terminate all motions.

IT IS SO ORDERED.



VAUGHN R WALKER
United States District Chief Judge

United States District Court
For the Northern District of California