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13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
 15 SAN FRANCISCO DIVISION

13 BISMARCK F. DINIUS,  
 14 Plaintiff,  
 15 vs.

Case No. 3:10-CV-3498 MEJ  
**VOLUNTARY DISMISSAL PURSUANT TO  
 F.R.C.P. §41(a)(2) AND ORDER**

16 RUSSELL L. PERDOCK, in his Individual  
 17 Capacity; RODNEY K. MITCHELL, in his  
 18 Individual/Official Capacities; JON E.  
 19 HOPKINS, in his Individual Capacity; DENNIS  
 20 W. OSTINI, in his Individual Capacity; JAMES  
 21 BAUMAN, in his Individual Capacity; LLOYD  
 22 WELLS, in his Individual Capacity; JAMES  
 23 SAMPLES, in his Individual Capacity; DEAN  
 24 A. PICK, in his Individual Capacity; CHARLES  
 25 F. SLABAUGH, in his Individual Capacity;  
 26 COUNTY OF LAKE, a public entity, and  
 27 DOES ONE through TWENTY-FIVE,  
 28 inclusive,  
 Defendants.

Complaint Filed: 8/10/10  
 Second Amended Complaint Filed: 9/12/11

25 Plaintiff BISMARCK F. DINIUS, by and through his undersigned counsel, hereby voluntarily  
 26 dismisses with prejudice any and all claims against Defendant COUNTY OF LAKE pursuant to

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Rule 41(a)(2) of the Federal Rules of Civil Procedure. Each party to bear its own costs and attorney fees.

DATED: 12-3-12

Respectfully submitted,  
LAW OFFICE OF LAURENCE O. MASSON

By   
Laurence O. Masson  
Counsel for Plaintiff BISMARCK F. DINIUS

IT IS SO ORDERED.

DATED:

MAGISTRATE JUDGE MARIE-ELENA JAMES