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11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION

13 BISMARCK F. DINIUS,

Case No. 3:10-CV-3498 MEJ

14 Plaintiff,

**VOLUNTARY DISMISSAL PURSUANT TO
 F.R.C.P. §41(a)(2) AND ORDER**

15 vs.

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,

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

23 Defendants.

25 Plaintiff BISMARCK F. DINIUS, by and through his undersigned counsel, hereby voluntarily
 26 dismisses with prejudice any and all claims against Defendants JAMES SAMPLES, RODNEY K.
 27 MITCHELL, JON E. HOPKINS, DENNIS OSTINI, JAMES BAUMAN, LLOYD WELLS and
 28 DEAN A. PICK pursuant to Rule 41(a)(2) of the Federal Rules of Civil Procedure. Each party to

1 bear its own costs and attorney fees.

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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 MARIA-ELENA JAMES