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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

MATTHEW JOHN CAPANIS,  
Plaintiff,  
v.  
ANTHONY BIANUCCI, et al.,  
Defendants.

Case No. [15-cv-01457-SI](#)

**JUDGMENT**

This action is dismissed without prejudice to plaintiff filing a new action for damages if his state court conviction is overturned or set aside.

**IT IS SO ORDERED.**

Dated: May 18, 2017



SUSAN ILLSTON  
United States District Judge

United States District Court  
Northern District of California