

United States District Court
For the Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FRESH & BEST PRODUCE, INC. dba FRESH)
AND BEST, a California corporation,)

Case No.: 10-CV-05109-LHK

Plaintiff,)

ORDER DISMISSING CASE

v.)

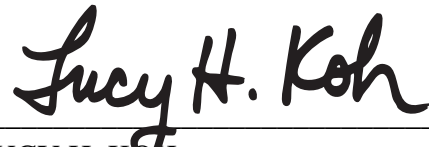
MICHAEL F. WALLAU ENTERPRISES, INC.,)
a California corporation, and MICHAEL F.)
WALLAU, an individual, and DOES 1 to 10,)

Defendants.)

On February 17, 2011, Plaintiff filed a notice voluntarily dismissing the instant action without prejudice. In accordance with Rule 41(a)(1)(A)(i), no party has served either an answer or a motion for summary judgment. The action is therefore DISMISSED without prejudice. The clerk shall close the file.

IT IS SO ORDERED.

Dated: February 22, 2011



LUCY H. KOH
United States District Judge