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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MISSION TRADING COMPANY, INC.,

Plaintiff,

v.

VOLKER TRAUDT, et al.,

Defendants.

Case No. 15-cv-02755-HRL

ORDER OF DISMISSAL

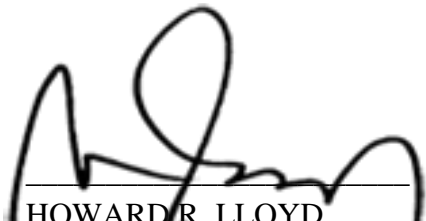
Re: Dkt. No. 21

The parties have expressly consented to magistrate jurisdiction. The parties signed and filed a notice of settlement. Dkt. No. 19. The court ordered the parties to either file a stipulated dismissal by October 16 or else to appear at 10:00 a.m. on October 27, 2015, to show cause why the case should not be dismissed. The parties failed to file a stipulated dismissal. Plaintiff filed a notice of voluntary dismissal, Dkt. No. 21, but that notice is ineffective because Defendants previously served Plaintiff with their answer. Fed. R. Civ. P. 41(a)(1)(A)(i); Dkt. No. 12.

Nevertheless, the parties failed to appear at the hearing today to show cause why this case should not be dismissed, and the court dismisses this matter with prejudice on that basis.

IT IS SO ORDERED.

Dated: 10/27/15



HOWARD R. LLOYD
United States Magistrate Judge

United States District Court
Northern District of California