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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

SAMUEL ST. JAMES and MA. CHARITO
L. ST. JAMES, doing business as St. James
Family Child Care,

Plaintiff,

vs.

STATE OF CALIFORNIA; CALIFORNIA
DEPARTMENT OF SOCIAL SERVICES
COMMUNITY CARE LICENSING
DIVISION; SHELLY HIGH; GLORIA
MERK; JO FREDERICK; and DOE'S 1
THRU 30, inclusive,

Defendant.

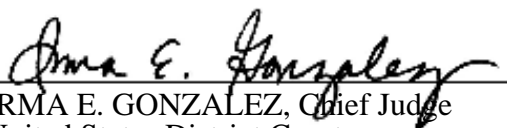
CASE NO. 08cv2043 - IEG - CAB

ORDER GRANTING PLAINTIFF'S
MOTION TO DISMISS PURSUANT
TO FED. R. CIV. P. 41 (Doc. No. 14)

Before the Court is Plaintiff's request to dismiss the action without prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i). Defendants have not filed an answer or a motion for summary judgment; therefore, the case is DISMISSED WITHOUT PREJUDICE. The Clerk of Court is directed to close the case.

IT IS SO ORDERED.

DATED: January 16, 2009


IRMA E. GONZALEZ, Chief Judge
United States District Court