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

GREGORY MONTEGNA,
Individually and On Behalf of All
Others Similarly Situated,

Plaintiff,

vs.

VEMMA NUTRITION
COMPANY,

Defendants.

CASE NO. 13CV2731 MMARBB

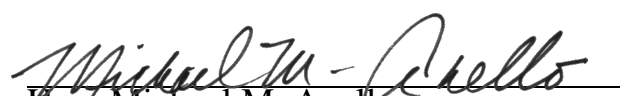
**ORDER GRANTING JOINT
MOTION TO DISMISS ACTION IN
ITS ENTIRETY PURSUANT TO
FRCP 41(a)(1)(A)(ii)**

[Doc. No. 13]

The parties have filed a joint motion to dismiss this action in its entirety pursuant to FRCP 41(a)(1)(A)(ii). Upon due consideration, the Court **GRANTS** the joint motion and **DISMISSES** Plaintiff Gregory Montegna’s individual claims against Defendant Vemma Nutrition Company in their entirety **with prejudice**. The Court **DISMISSES** the putative class claims asserted against Defendant in their entirety **without prejudice**.

IT IS SO ORDERED.

DATED: May 20, 2014


Hon. Michael M. Anello
United States District Judge