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8                    **UNITED STATES DISTRICT COURT**

9                  **SOUTHERN DISTRICT OF CALIFORNIA**

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11    RYAN PRUNTY, et al.,                          Case No. 20-cv-572-MMA (AGS)

12                                Plaintiffs,
                                                     **ORDER RE: JOINT STIPULATION**
13    v.                                             **AND REQUEST FOR DISMISSAL**
                                                     **ORDER**
14    CAMP PENDLETON & QUANTICO
      HOUSING LLC, and LPC PENDLETON                 [Doc. No. 34]
15    QUANTICO PM LP,

16                                Defendants.

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19          The parties have filed a joint stipulation and request for a dismissal order of the

20    action with prejudice and with each party bearing its own attorneys' fees and costs. *See*

21    Doc. No. 34.  Given the joint stipulation and its basis under Rule 41, this case has been

22    **DISMISSED with prejudice** in its entirety and the action has been terminated with each

23    party bearing its own attorneys' fees and costs. *See Commercial Space Mgmt. Co. v.*

24    *Boeing Co.*, 193 F.3d 1074, 1078 (9th Cir. 1999) ("[O]nce a notice of voluntary dismissal

25    is filed, the district court in which the action is pending loses jurisdiction and cannot

26    exercise discretion with respect to the terms and conditions of the dismissal."); *see also*

27    *Duke Energy Trading & Mktg., L.L.C. v. Davis*, 267 F.3d 1042, 1049 (9th Cir. 2001)

28    ("The [filing of a Rule 41(a)(1)(i) notice] itself closes the file."); *Acosta v. Lopez*, No.

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1   1:18-cv-00625-AWI-SKO, 2019 WL 5536321, at *1 (E.D. Cal. Oct. 25, 2019) ("Once

2   the stipulation between the parties who have appeared is properly filed or made in open

3   court, no order of the court is necessary to effectuate dismissal.  Case law concerning

4   stipulated dismissals under Rule 41(a)(1)(A)(ii) is clear that the entry of such a

5   stipulation of dismissal is effective automatically and does not require judicial

6   approval."); *Milton v. Lawton*, No. 1:04-cv-05556-AWI-WMW, 2009 WL 530909, at *1

7   (E.D. Cal. Mar. 3, 2009) (same).  The Court **DIRECTS** the Clerk of Court to close the

8   case.

9   　　　**IT IS SO ORDERED**.

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11   Dated: November 13, 2020

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HON. MICHAEL M. ANELLO

14   United States District Judge

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