

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

DISH NETWORK L.L.C.,
ECHOSTAR TECHNOLOGIES L.L.C.,
And NAGRASTAR LLC,

Plaintiffs,

v.

Case No: 2:14-cv-520-FtM-38DNF

JUAN SUAREZ,

Defendant.

_____ /

ORDER¹

This matter comes before the Court on Plaintiffs' Notice of Voluntary Dismissal ([Doc. #15](#)) filed on September 15, 2014. [Federal Rule of Civil Procedure 41\(a\)\(1\)\(A\)](#) allows a plaintiff to dismiss a case without a court order. The Rule reads in pertinent part:

Subject to Rules 23(e), 23.1, 23.2 and 66 and any applicable federal statute, the plaintiff may dismiss an action without a court order by filing:

- (i) A notice of dismissal before the opposing party serves either an answer or a motion for summary judgment; or
- (ii) A stipulation of dismissal signed by all parties who have appeared.

[Fed. R. Civ. P. 41\(a\)\(1\)\(A\)](#).

In this instance, Plaintiffs DISH Network L.L.C., EchoStar Technologies L.L.C., and NagraStar LLC voluntarily dismiss this action. Defendant Juan Suarez has not answered

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the Complaint nor filed a motion for summary judgment. Therefore, pursuant to [Rule 41\(a\)\(1\)\(A\)\(i\)](#), this matter is dismissed without prejudice.

Accordingly, it is now

ORDERED:

Plaintiffs DISH Network L.L.C., EchoStar Technologies L.L.C., and NagraStar LLC's Complaint ([Doc. #1](#)) against Defendant Juan Suarez is **DISMISSED without prejudice**. The Clerk is directed to close the file, terminate any pending motion, and enter judgment accordingly.

DONE and **ORDERED** in Fort Myers, Florida, this 2nd day of October, 2014.


SHERI POLSTER CHAPPELL
UNITED STATES DISTRICT JUDGE

Copies: All Parties of Record