

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF FLORIDA  
GAINESVILLE DIVISION

ZUFFA LLC d/b/a  
THE ULTIMATE FIGHTING  
CHAMPIONSHIP (UFC),

Plaintiff,

v.

CASE NO.: 1:12cv244-SPM/GRJ

CHARLES STRANGE and  
CHIEFLAND BILLIARDS INC.,  
d/b/a CHIEFLAND BILLIARDS  
a/k/a CHIEFLAND BILLIARDS  
AND FUN CENTER,

Defendants.

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**ORDER OF DISMISSAL**

This cause comes before the Court upon Plaintiff's Notice of Voluntary Dismissal with prejudice (doc. 6). Defendant has not filed either an answer to the Plaintiff's Complaint or a motion for summary judgment. Therefore, Plaintiff is entitled to a voluntary dismissal with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(I) and 41(A)(1)(B). See *also*, Matthews v. Gaither, 902 F.2d 877, 880 (11th Cir.1990) ("It is well established that Rule 41(a)(1)(i) grants a plaintiff an unconditional right to dismiss his complaint by notice and without an

order of the court at any time prior to the defendant's service of an answer or a motion for summary judgment.”). Further, a plaintiff's Notice of Dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i) is effective immediately upon the filing. Id. Accordingly, it is

ORDERED AND ADJUDGED that this case is dismissed. The clerk shall close this case.

DONE AND ORDERED this 27th day of November, 2012.

*S/ Stephan P. Mickle*

Stephan P. Mickle  
Senior United States District Judge