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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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DAIANA AZPILCUETA, individually and on  
behalf of CAL-NEVA TRANSPORT & TOW,  
INC., a Nevada corporation,

3:09-CV-00593-LRH-VPC

Plaintiffs,

ORDER

v.

JERALD L. HAFEN, individually and as  
Director of the Nevada Division of Public  
Safety; TONY ALMAREZ, individually and as  
Chief of the Nevada Highway Patrol;  
CATHERINE CORTEZ MASTO, individually  
and as the Nevada Attorney General;  
CHARLES TOLOTTI, in both his professional  
and individual capacity; DEAN BUELL, in  
both his professional and individual capacity;  
JOHN MCGLAMERY, in both his  
professional and individual capacity;  
WILLIAM PROWSE, in both his professional  
and individual capacity; CITY OF CARSON  
CITY, a municipality of the State of Nevada;  
KEN FURLONG, individually and as Sheriff  
of Carson City; STEVEN SCHUETTE, in both  
his professional and individual capacity;  
STEVE ALBERTSEN, in both his  
professional and individual capacity; KEVIN  
MCCOY, in both his professional and  
individual capacity; MARCOS BRITO, an  
individual; and DOE DEFENDANTS 1-50,

Defendants.

1 Before the court is Plaintiffs' motion to voluntarily dismiss all claims against Defendant  
2 Marcos Brito, pursuant to Federal Rule of Civil Procedure 41(a)(2). (Doc #153.) Brito has not  
3 appeared in this action, no action has been taken against Brito since entry of Clerk's Default on  
4 January 29, 2010 (#64), and Plaintiffs represent they have chosen not to pursue a default judgment.  
5 Furthermore, all claims in this action have been adjudicated as to all defendants except Brito. On  
6 November 4, 2011, this court issued an Order (#148) granting in full State Defendants' Motion to  
7 Dismiss. Furthermore, on November 8, 2011, this court issued an Order (#149) granting in full  
8 Carson City Defendants' Motion for Summary Judgment.

9 IT IS THEREFORE ORDERED that Plaintiffs' motion for voluntary dismissal of all claims  
10 against Defendant Marcos Brito (#153) is GRANTED. The Clerk of Court shall enter judgment in  
11 accordance with this Order and the court's prior Orders (#148 and #149).

12 IT IS SO ORDERED.

13 DATED this 4th day of January, 2012.



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16 LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE  
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