

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 MISTER COLEMAN,

4 Plaintiff,

Case No. 3:24-cv-00311-MMD-CSD

ORDER

5 v.

6 JAMES DZURENDA, *et al.*,

7 Defendants.
8

9 Plaintiff previously filed an application to proceed *in forma pauperis* and submitted
10 a civil rights complaint under 42 U.S.C. § 1983. (ECF Nos. 1, 1-1.) The Court has not yet
11 screened the Complaint.

12 Plaintiff now files two motions for voluntary dismissal. (ECF Nos. 9, 10.) Under
13 Federal Rule of Civil Procedure 41(a)(1), a plaintiff may dismiss an action without a court
14 order by filing “a notice of dismissal before the opposing party serves either an answer or
15 a motion for summary judgment.” Fed. R. Civ. P. 41(a)(1)(A)(i). The Court grants Plaintiff’s
16 motions to voluntarily dismiss this action because no responsive pleading has been filed
17 in this case. As such, the Court dismisses this action without prejudice.

18 It is therefore ordered that the motions for voluntary dismissal (ECF Nos. 9, 10)
19 are granted.

20 It is further ordered that this action is dismissed in its entirety without prejudice.

21 It is further ordered that all outstanding motions (ECF Nos. 1, 3) are denied as
22 moot.

23 The Clerk of Court is directed to close the case.

24 DATED THIS 24th Day of October 2024.

25 

26

MIRANDA M. DU
27 UNITED STATES DISTRICT JUDGE
28