

United States District Court
Southern District of Texas

ENTERED

April 26, 2017

David J. Bradley, Clerk

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

CHERYL PRIDGEN,

Plaintiff,

VS.

TRANSAMERICA PREMIER LIFE
INSURANCE COMPANY,

Defendant.

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CIVIL NO. 2:16-CV-363

ORDER

BE IT REMEMBERED that on April 26, 2017, the Court considered the Joint Motion for Entry of Stipulated Dismissal (Dkt. No. 7) in the above-captioned case. Plaintiff Cheryl Pridgen (“Pridgen”) and Defendant Transamerica Premier Life Insurance Company (“Transamerica”) stipulate that all claims and causes of action filed in this matter should be dismissed with prejudice, with each party to bear its own costs. Dkt. No. 7 at 1.

Federal Rule of Civil Procedure 41 states, in part, that “the plaintiff may dismiss an action without a court order by filing . . . a stipulation of dismissal signed by all parties who have appeared.” Fed. R. Civ. P. 41(a)(1)(A)(ii). “[A] voluntary order of dismissal requested by both parties is effective upon filing and does not require the approval of the court.” *SmallBizPros, Inc. v. MacDonald*, 618 F.3d 458, 461 (5th Cir. 2010) (quoting *Ramming v. Natural Gas Pipeline Co. of Am.*, 390 F.3d 366, 369 n.1 (5th Cir. 2004)).

This stipulation is signed by counsel for Pridgen and counsel for Transamerica. In accordance with the Joint Motion for Entry of Stipulated Dismissal and Rule 41(a)(1)(A)(ii), the Court **ORDERS** that the claims in the above-captioned case are **DISMISSED WITH PREJUDICE**.

The Court further **DIRECTS** the Clerk to close the case.

SIGNED this 26th day of April, 2017.

A handwritten signature in black ink, appearing to read "Hilda Tagle", written over a horizontal line.

Hilda Tagle
Senior United States District Judge