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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

HOMELAND INSURANCE  
COMPANY OF NEW YORK,

Plaintiff,

v.

ABC FIRE CONTROL, INC. and  
KEVIN HAMILTON d/b/a  
RESTAURANT EQUIPMENT  
SERVICES a/k/a RESTAURANT  
EQUIPMENT SOLUTIONS,

Defendants.

NO: 2:17-CV-0051-TOR  
  
ORDER OF DISMISSAL

BEFORE THE COURT is Plaintiff’s Motion for Voluntary Dismissal (ECF No. 10). Plaintiff represents that this matter may be dismissed without prejudice because a Defendant has raised a valid defense to federal diversity jurisdiction and the matter has been filed in the Chelan County Superior Court.

1 **ACCORDINGLY, IT IS HEREBY ORDERED:**

2 1. Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i) and the Plaintiff's motion, this  
3 matter is **DISMISSED** without prejudice.

4 2. All pending motions are **DENIED** as moot and all hearing dates stricken  
5 from the Court's calendar.

6 The District Court Executive is hereby directed to enter this Order, furnish  
7 copies to counsel, and **CLOSE** the file.

8 **DATED** April 6, 2017.



*Thomas O. Rice*  
THOMAS O. RICE  
Chief United States District Judge