

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA**

Armando Hernandez v. Gonzales

Hernandez v. Gonzales · No. 1:20-cv-01019-SAB (PC) · Decided August 7, 2025

OPINION

(PC) Hernandez v. Ogboehi

PER CURIAM.

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UNITED STATES DISTRICT COURT

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EASTERN DISTRICT OF CALIFORNIA

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10 ARMANDO HERNANDEZ, No. 1:20-cv-01019-SAB (PC)

11 Plaintiff, ORDER TERMINATING ACTION

PURSUANT TO PARTIES STIPULATION

12 v. FOR VOLUNTARY DISMISSAL

13 GONZALES, (ECF No. 94)

14 Defendant. 15

16 17 Plaintiff Armando Hernandez is proceeding pro se and in forma pauperis in this civil 18
rights action filed pursuant to 42 U.S.C. § 1983. 19 On August 5, 2025, the parties filed a
stipulation to dismiss this action with prejudice 20 pursuant to Rule 41(a)(1)(A)(ii) of the Federal
Rules of Civil Procedure, as the case has been 21 resolved in its entirety. (ECF No. 94.)

22 Rule 41(a)(1)(A)(ii) provides in pertinent part that, “the plaintiff may dismiss an action
23 without a court order by filing . . . a stipulation of dismissal signed by all parties who have 24
appeared. A voluntary stipulation to dismiss an action pursuant to Rule 41(a)(1)(A)(ii) 25
automatically terminates the action without operation of a court order.” Black Rock City, LLC v.
26 Pershing Cty. Bd. of Comm’rs, 637 F. App’x 488 (9th Cir. 2016) (citing Commercial Space 27
Mgmt. Co. v. Boeing Co., 193 F.3d 1074, 1077 (9th Cir. 1999)). Here, Plaintiff and counsel for
Defendant have signed and dated a stipulation to dismiss this action, and filed it with the Court. 1
In light of parties’ stipulation for voluntary dismissal, this action is terminated by 2 | operation of
law without further order from the Court. Fed. R. Civ. P. 41(a)(1)(A)(Gi). Each party 3 | is to bear
its own litigation costs and attorney’s fees. The Clerk of the Court is directed to 4 | terminate all
pending motions and deadlines and close this action. 5

6 IT IS SO ORDERED. FA. ee

7 | Dated: _ August 7, 2025 ;

STANLEY A. BOONE

8 United States Magistrate Judge 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28

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