

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

Guevara v. Valley State Prison

Guevara · No. 1:24-cv-01290-EPG (PC) · Decided February 21, 2025

OPINION

(PC) Guevara v. Valley State Prison

PER CURIAM.

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8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA

10 11 MICHAEL GUEVARA, Case No. 1:24-cv-01290-EPG (PC) 12 Plaintiff,

13 v. ORDER RE: NOTICE OF VOLUNTARY

DISMISSAL

14 VALLEY STATE PRISON, et al., (ECF No. 9) 15 Defendants. 16 17 18 Plaintiff Michael
Guevara is a prisoner proceeding pro se and in forma pauperis in this 19 civil rights action filed
pursuant to 42 U.S.C. § 1983.1 On February 3, 2025, this Court issued a 20 screening order,
finding no cognizable claims, but giving Plaintiff thirty days to file an amended 21 complaint,
notify the Court that he wants to stand on his Complaint, or file a notice to of 22 voluntary
dismissal. (ECF No. 8). 23 On February 19, 2025, Plaintiff filed a request that his “previous case
(1:24-cv-01290- 24 EPG), be dismissed with out [sic] prejudice as requested (3) File A Notice of
Voluntary 25 Dismissal.” (ECF No. 9). 26 The Court construes Plaintiff's filing as a notice of
voluntary dismissal pursuant to Federal 27 Rule of Civil Procedure 41(a)(1)(A)(i). Therefore, this
action has been terminated. Fed. R. Civ. 28 1 The Defendants have not yet been served in this
action. 1 | P.41(a)(1)(A)G); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997).
Accordingly, the 2 | Clerk of Court is respectfully directed to assign a district judge to this case for
the purposes of 3 | closing the case and then to close the case. 4 ; IT IS SO ORDERED. Dated: _
February 21, 2025 [Jee ey □□

7 UNITED STATES MAGISTRATE JUDGE

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