

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
CALIFORNIA

George Zapien v. Allstate Northbrook Indemnity Company

Zapien · No. No. 1:25-cv-00823-SKO · Decided September 19, 2025

SUMMARY

The United States District Court for the Eastern District of California orders the Clerk of Court to close the case after the parties filed a joint stipulation dismissing the action. The court states that the action was dismissed with prejudice under Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

CASE DETAILS

COURT	United States District Court for the Eastern District of California
WRITING FOR THE COURT	Sheila K. Oberto
JURISDICTION	United States District Court for the Eastern District of California
DECIDED	September 19, 2025
DOCKET	No. 1:25-cv-00823-SKO
DISPOSITION	dismissed
PROCEDURAL POSTURE	The parties filed a joint stipulation dismissing the action, and the court directed the Clerk of Court to close the case.
PRECEDENTIAL VALUE	unpublished
PARTIES	George Zapien v. Allstate Northbrook Indemnity Company

TOPICS

civil procedure insurance

PRACTICE AREAS

civil procedure insurance

QUESTIONS PRESENTED

- Whether the action should be dismissed with prejudice pursuant to the parties' joint stipulation under Federal Rule of Civil Procedure 41(a)(1)(A)(ii).

HOLDINGS

1. The action was dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), and the Clerk of Court was directed to close the case.

KEY QUOTATIONS

“In light of the parties’ stipulation, this action has been terminated, see Fed. R. Civ. P. 41(a)(1)(A)(ii); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997), and has been dismissed with prejudice pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure.” (at 18-21)

FACTUAL BACKGROUND

The opinion provides no substantive factual background concerning the underlying insurance dispute. The parties jointly stipulated to dismissal of the action on September 19, 2025.

PROCEDURAL HISTORY

On September 19, 2025, the parties jointly stipulated to dismissal. The court determined that the action was terminated and dismissed with prejudice under Federal Rule of Civil Procedure 41(a)(1)(A)(ii), then directed the Clerk of Court to close the case.

DISPOSITION

dismissed

CASES CITED

- Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997)

OPINION

1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 11 GEORGE ZAPIEN, No. 1:25-cv-00823-SKO 12 Plaintiff, ORDER DIRECTING THE CLERK OF COURT TO CLOSE THE CASE 13 v. (Doc. 9) 14 ALLSTATE NORTHBROOK INDEMNITY COMPANY, 15 Defendant. 16 17 On September 19, 2025, the parties filed a joint stipulation dismissing the action. (Doc.

9.) 18 In light of the parties’ stipulation, this action has been terminated, see Fed. R. Civ. P. 19 41(a)(1)(A)(ii); Wilson v. City of San Jose, 111 F.3d 688, 692 (9th Cir. 1997), and has been 20 dismissed with prejudice pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure. 21 Accordingly, the Clerk of Court is directed to close this case.

22 23 IT IS SO ORDERED. 24 Dated: September 19, 2025 /s/ Sheila K. Oberto. 25 UNITED STATES MAGISTRATE JUDGE 26 27 28