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12 **UNITED STATES DISTRICT COURT**

13 **EASTERN DISTRICT OF CALIFORNIA**

14 THE UNITED STATES OF AMERICA,

15
16 Plaintiff,

17 v.

18 THE STATE OF CALIFORNIA;
19 GAVIN C. NEWSOM, Governor of
California, in his Official Capacity, and
20 XAVIER BECERRA, Attorney General
of California, in his Official Capacity,

21
22 Defendants.

Case No. 2:18-cv-2660-JAM-DB

PLAINTIFF'S NOTICE OF DISMISSAL

Judge: The Hon. John A. Mendez
Hearing Scheduled: Feb. 23, 2021, 1:30 p.m.

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff the United States of
2 America, by and through its counsel, hereby gives notice of its voluntary dismissal of this case.¹

3 Dated: February 8, 2021

Respectfully submitted,

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12 /s/ Kevin Snell

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25 ¹ This Court ordered the parties to file a status conference statement by February 9, 2021,
26 “informing the Court whether the United States of America intends to pursue this case further, or
27 whether, upon review by the Biden Administration, it will file a stipulation or motion to dismiss
28 this lawsuit.” See Jan. 15, 2021 Minute Order. The United States understands that deadline to be
moot given its voluntary dismissal of this action. See Fed. R. Civ. P. 41(a)(1)(A)(i) (allowing for
voluntary dismissal by plaintiff where opposing party has not served either an answer or a motion
for summary judgment).