

FILED

NOT FOR PUBLICATION

DEC 10 2018

UNITED STATES COURT OF APPEALS

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

FOR THE NINTH CIRCUIT

PAUL WRIGHT, individually and on behalf of all others similarly situated, <p style="text-align: center;">Plaintiff-Appellant,</p> v. SIRIUS XM RADIO INC., <p style="text-align: center;">Defendant-Appellee.</p>
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No. 17-55928

D.C. No.
8:16-cv-01688-JVS-JCG
Central District of California,
Santa Ana

ORDER

Before: RAWLINSON and BEA, Circuit Judges, and RICE,* Chief District Judge.

Pursuant to Federal Rule of Appellate Procedure 42(b), Plaintiff-Appellant Paul Wright moved to dismiss the appeal at oral argument, and Defendant-Appellee Sirius XM Radio Inc. concurred in the motion. The motion is GRANTED, and this appeal is DISMISSED.

A copy of this order shall serve as the mandate of the court.

* The Honorable Thomas O. Rice, Chief United States District Judge for the Eastern District of Washington, sitting by designation.