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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

RANDY NUNEZ, on behalf of himself
and all others similarly situated,

Plaintiff,

v.

NBTY, INC., a Delaware Corporation;
ARTHRITIS RESEARCH CORP., a
Delaware Corporation; and NATURE'S
BOUNTY, INC., a Delaware Corporation,

Defendants.

Case No.: 13cv495-MMA (BGS)

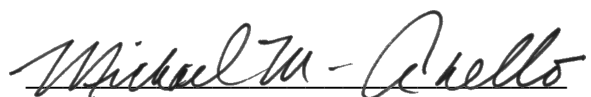
**ORDER GRANTING STIPULATION
OF VOLUNTARY DISMISSAL
WITH PREJUDICE PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 41(A)(1)(A)(II)**

[Doc. No. 40]

On December 2, 2016, the parties filed a stipulation of voluntary dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). *See* Doc. No. 40. Upon due consideration, good cause appearing, the Court **GRANTS** the parties' stipulation and **DISMISSES** this action with prejudice. The Clerk of Court is instructed to close the case.

IT IS SO ORDERED.

Dated: December 2, 2016



HON. MICHAEL M. ANELLO
United States District Judge