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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ELIZABETH EIESS,
Plaintiff,
v.
USAA FEDERAL SAVINGS BANK,
Defendant.

Case No. [19-cv-00108-EMC](#)

**ORDER GRANTING PLAINTIFF'S
NOTICE OF DISMISSAL**

Docket No. 47

United States District Court
Northern District of California

On November 20, 2019, Plaintiff Elizabeth EieSS filed a Notice of Voluntarily Dismissal pursuant to Rule 41(a) of the Federal Rules of Civil Procedure. *See* Docket No. 47. That Notice included dismissal of all claims with prejudice. *Id.* The following day, the Court issued an Order Requesting Information from the Parties. *See* Docket No. 48. Specifically, the Court requested that the parties provide information “about the scope and nature of the publicity associated with this putative class action,” so that the Court might appropriately safeguard the interests of absent plaintiffs. *Id.*

The Court now reviews the information provided by the parties. *See* Docket No. 49. The response notes that “the case has been the subject of minimal publicity since it was filed.” *Id.* at 2. For example, a Google news search returns only a handful of stories when the search terms “EieSS and USAA” are used, and several of those stories are behind paywalls. *Id.* In addition, Plaintiff’s counsel “have not shared any information about this case with putative class members and have not responded to inquiries about the claims asserts in the Complaint from absent members.” *Id.* The Court also notes that “the present litigation has not even been pending for a full year,” *id.* at 2–3, so future actions by putative class members may still be brought within the relevant statute of

1 limitations period, *id.* at 2.

2 In light of this information, the Court **GRANTS** Plaintiff's Notice of Voluntary Dismissal.

3 This order disposes of Docket No. 47. The Clerk is instructed to enter Judgment and close
4 the file.

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6 **IT IS SO ORDERED.**

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8 Dated: December 10, 2019

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EDWARD M. CHEN
United States District Judge

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United States District Court
Northern District of California