

The Honorable Barbara J. Rothstein

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARTHA RUSHTON, Individually and as
Personal Representative of the Estate of GLEN
O. RUSHTON, JR., Deceased,

Plaintiff,

v.

A.W. CHESTERTON COMPANY, et al.,

Defendants.

Case No. 2:22-cv-00500-BJR

**STIPULATION AND ORDER OF
DISMISSAL FOR DEFENDANT
CLEAVER-BROOKS INC. ONLY**

STIPULATION

Plaintiff Martha Rushton and Defendant Cleaver-Brooks Inc. (identified in the Complaint as “Clever Brooks, Inc., a Delaware Corporation with its principal place of business in the State of Georgia”), by and through their counsel of record, jointly stipulate that all claims against Defendant CLEAVER-BROOKS INC., only, may be dismissed without prejudice and without costs and/or attorney fees as to either party, reserving to Plaintiff her claims against the other parties.

STIPULATED AND AGREED TO this 17th day of November, 2023.

1 Dated 17th of November, 2023

2 WATERS, KRAUS & PAUL

3 By: /s/ Susan Ulrich
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11 *Attorneys for Plaintiff Martha Rushton,*
12 *Individually and as Personal Representative*
13 *of the Estate of Glen O. Rushton, Jr.,*
14 *Deceased*

Dated 17th of November, 2023

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Marisa L. Berlinger
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Attorneys for Cleaver-Brooks Inc.

1 **ORDER OF DISMISSAL**

2 THIS MATTER having come before the Court on the stipulation of the undersigned parties,
3 now, therefore, it is hereby ORDERED:

4 All claims against Defendant CLEAVER-BROOKS INC., only, are hereby dismissed without
5 prejudice and without costs or attorney fees as to any party.

6 DATED this 20th day of November, 2023.

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9 HONORABLE BARBARA J. ROTHSTEIN
10 UNITED STATES DISTRICT JUDGE

11 *Presented by:*

12 WATERS, KRAUS & PAUL

13 By: /s/ Susan Ulrich

14 Susan Ulrich

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STIPULATION AND ORDER
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CLEAVER-BROOKS INC. ONLY - 3

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1 *Attorneys for Cleaver-Brooks Inc.*

2
3 **CERTIFICATE OF SERVICE**

4 I certify that on November 17, 2023, I served a copy of the foregoing document on all
5 counsel of record via email/electronic service unless otherwise indicated below:

<p>6 Susan Ulrich, WSBA #54568 7 Charles E.J. Phipps, <i>Pro Hac Vice</i> 8 WATERS, KRAUS & PAUL 9 222 N. Pacific Coast Highway, Suite 1900 10 El Segundo, CA 90245 11 Phone: (310) 414-8146 12 sulrich@waterskraus.com 13 cphipps@waterskraus.com</p> <p><i>Attorneys for Plaintiff Martha Rushton, Individually and as Personal Representative of the Estate of Glen O. Rushton, Jr.</i></p>	<p>Megan Uhle Dana C. Kopij WILLIAMS, KASTNER & GIBBS PLLC 601 Union Street, Suite 4100 Seattle, WA 98101 muhle@williamskastner.com dkopij@williamskastner.com wkgasbestos@williamskastner.com</p> <p><i>Attorneys for Weir Valves & Controls USA, Inc.</i></p>
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*Attorneys for North Coast Electric Company;
Warren Pumps, LLC; Zurn Industries, LLC*

7 I certify under penalty of perjury, under the laws of the United State of America and the
8 State of Washington, that the foregoing is true and correct.

9 DATED this 17th day of November, 2023, at Seattle, Washington.

10 /s/ Trang La
11 Trang La, Legal Assistant