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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

C.E. PETER ALLEN, et al.,  
  
                                Plaintiffs,  
  
                                v.  
  
STEADFAST INSURANCE  
COMPANY,  
  
                                Defendant.

Case No. CV 14-1218 JC  
  
ORDER APPROVING STIPULATION  
RE FINAL JUDGMENT AND  
DISMISSING ACTION WITH  
PREJUDICE

On February 18, 2014, plaintiffs C.E. Peter Allen and Timothy James Parker (collectively “plaintiffs”) filed a Complaint against Steadfast Insurance Company (“Steadfast”) for declaratory relief (claims 1-3), breach of contract (claim 4), and breach of the insurer’s duty of good faith and fair dealing (claim 5), essentially stemming from Steadfast’s refusal to defend plaintiffs in a lawsuit filed against them in state court. The parties consented to proceed before the undersigned United States Magistrate Judge.

On July 22, 2014, the parties filed cross-motions for partial summary judgment, respectively (“Plaintiffs’ Motion”) and (“Steadfast’s Motion”) (collectively “Motions”), on the duty to defend. The parties thereafter submitted further briefing. On August 19, 2014, the Court held a hearing on the Motions.

1 On August 22, 2014, after thoroughly considering the arguments of counsel,  
2 the record and the applicable law, the Court issued a lengthy Order granting  
3 Steadfast's Motion and denying Plaintiffs' Motion ("August Order"). As  
4 Steadfast's Motion sought partial summary judgment as to claims 1-4, the August  
5 Order did not address claim 5.

6 On September 15, 2014, the parties submitted a Stipulation Re Final  
7 Judgment ("Stipulation") by which they agreed: (1) the August Order disposed of  
8 all remaining causes of actions plaintiffs pleaded against Steadfast in this action;  
9 (2) this action should be dismissed with prejudice, in its entirety, with Judgment  
10 being entered in favor of Steadfast; and (3) neither plaintiffs nor Steadfast would  
11 seek costs.

12 In light of the foregoing, IT IS HEREBY ORDERED: (1) the Stipulation is  
13 approved; (2) this action is dismissed with prejudice in its entirety and the Clerk  
14 shall enter judgment in favor of Steadfast accordingly; and (3) neither plaintiffs nor  
15 Steadfast may seek costs.

16 IT IS SO ORDERED this 16th day of September, 2014.

17  
18 /s/

19 \_\_\_\_\_  
20 Honorable Jacqueline Chooljian  
21 UNITED STATES MAGISTRATE JUDGE  
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