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8 Attorneys for Defendants/Counterclaimants/Cross-Claimants  
 9 CERTAIN LLOYD'S UNDERWRITERS,  
 10 SR INTERNATIONAL BUSINESS INSURANCE CO. LTD., and  
 11 KEMPER ENVIRONMENTAL, LTD.

12 UNITED STATES DISTRICT COURT  
 13 CENTRAL DISTRICT OF CALIFORNIA  
 14 EASTERN DIVISION

15 FLUOR AUSTRALIA PTY. LTD., an  
 16 Australian corporation,

17 Plaintiff,

18 v.

19 ALLIANZ GLOBAL RISKS US  
 20 INSURANCE COMPANY, formerly  
 21 known as Allianz Underwriters  
 22 Insurance Company, a California  
 23 Corporation; CERTAIN LLOYD'S  
 24 UNDERWRITERS, a United Kingdom  
 25 entity; SR INTERNATIONAL  
 26 BUSINESS INSURANCE CO. LTD., a  
 27 United Kingdom entity; and KEMPER  
 28 ENVIRONMENTAL, LTD., an Illinois  
 corporation,

Defendants.

AND RELATED CROSS-ACTIONS &  
 COUNTER CLAIMS

CASE NO. SACV04-1326 VAP  
 (SGLx)

**STIPULATION FOR RELEASE OF  
 INTERPLEADED FUNDS**

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Plaintiff FLUOR AUSTRALIA PTY. LTD ("Plaintiff"), Defendants,  
Counterclaimants and Cross-claimants CERTAIN LLOYD'S UNDERWRITERS,  
SR INTERNATIONAL, AND KEMPER ENVIRONMENTAL (Collectively, the  
"Fifth Layer Insurers"), and Defendant ALLIANZ GLOBAL RISKS US  
INSURANCE COMPANY ("Allianz"), hereby stipulate as follows:

WHEREAS, Plaintiff deposited \$25,991.00 with this Court on December 3,  
2004;

WHEREAS, this Court issued its ruling on August 15, 2005 on the parties'  
cross-motions for summary judgment. The Court, in granting in part the Fifth  
Layer Insurers motion, stated, "The Fifth Layer Insurers are entitled to all  
subrogation recoveries by Fluor on a top-down basis . . ."

WHEREAS, the Ninth Circuit affirmed this Court's ruling on June 13, 2007;

WHEREAS, the parties are in agreement that the funds on deposit with this  
Court, \$25,991.00, should be distributed to the Fifth Layer Insurers along with any  
accrued interest;

Plaintiff, Fifth Layer Insurers and Allianz, all hereby stipulate and agree that  
the interpleaded funds on deposit with the Court in this matter, specifically, the  
subrogation recovery funds in the amount of \$25,991.00, be distributed to the Fifth  
Layer Insurers, with interest.

IT IS SO STIPULATED.

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Dated: September \_\_, 2008

Clyde & Co. US, LLP.

By:

Andrew G. Wanger  
Attorneys for Fifth Layer Insurers

Dated: September \_\_, 2008

Latham Watkins, LLP.

By:

Brook B. Roberts  
Attorneys for Plaintiff

Dated: September \_\_, 2008

Denenberg Tuffley PLLC

By:

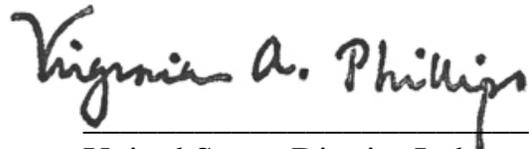
Jeffrey R. Learned  
Attorneys for Allianz

**ORDER**

Good cause being shown, IT IS THEREFORE ORDERED THAT

The interpleaded funds on deposit with the Court in this matter, specifically, the subrogation recovery funds in the amount of \$25,991.00, hereby be distributed to the Fifth Layer Insurers. This distribution is to include all incurred, he amount of \$\_\_\_\_\_, for a total amount of \$\_\_\_\_\_.

IT IS SO ORDERED.



DATED: \_September 22, 2008

United States District Judge