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5 Attorneys for Plaintiff/Counterdefendant/Counterclaimant/Cross-Defendant/Cross-Claimant/Third
 6 Party Plaintiff RANDY’S TRUCKING, INC., Plaintiff STAR INSURANCE COMPANY, and
 Cross-Defendant/Counterclaimant/Cross-Claimant/Third Party Plaintiff FERNANDO M.
 SANDOVAL

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION

<p>11 RANDY’S TRUCKING, INC. and STAR 12 INSURANCE COMPANY,</p> <p>13 Plaintiffs,</p> <p>14 v.</p> <p>15 CITY OF SHAFTER, etc., et al,</p> <p>16 Defendants.</p> <hr/> <p>18 AND RELATED ACTIONS, CROSS- 19 ACTIONS, AND THIRD PARTY ACTIONS</p>	<p>) Case No. 1:08-CV-00819 OWW SKO) KCSC Case No: S-1500-CV-267784 DRL))) ORDER REMANDING KNOTT CASE) TO KERN COUNTY SUPERIOR) COURT)))))))</p>
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21 The motion to dismiss pursuant to Rule 12(b)(1) of the Federal Rules of Civil Procedure and
 22 brought by State of California, by and through the Department of Transportation, was heard on July
 23 26, 2010. The Court having considered all the papers filed in support and in opposition to the motion,
 24 as well as the oral argument presented, and finding good cause for this order; and

25 The Court having found the settlements between plaintiff Knott and BNSF Railway Co. and
 26 National Railroad Passenger Corporation to have been in good faith, and having found that those
 27 cases should be remanded to the Superior Court of the State of California;
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1 IT IS THEREBY ORDERED that the remaining claims in Knott v. Randy's Trucking, Inc., et
2 al., filed in this Court as Case No. 1:09-CV-01759, be, and the same hereby are, remanded to the
3 Superior Court of California for the County of Kern for further proceedings in that Court.
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6 DATED: October 12, 2010

/s/ OLIVER W. WANGER
United States District Judge