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7 Attorneys for Defendants
 8 CHARTER OAK FIRE INSURANCE COMPANY,
 TRAVELERS PROPERTY CASUALTY COMPANY
 9 OF AMERICA, and ST. PAUL FIRE & MARINE
 INSURANCE COMPANY

10 UNITED STATES DISTRICT COURT

11 EASTERN DISTRICT OF CALIFORNIA

12 SETTON INTERNATIONAL FOODS,
 13 INC., AND SETTON PISTACHIO OF
 TERRA BELLA, INC.,

14 Plaintiffs,

15 v.

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 17 CHARTER OAK FIRE INSURANCE
 COMPANY, TRAVELERS PROPERTY
 18 CASUALTY COMPANY OF AMERICA,
 ST. PAUL FIRE & MARINE
 19 INSURANCE COMPANY, GREAT
 NORTHERN INSURANCE COMPANY,
 20 and FEDERAL INSURANCE
 COMPANY,
 21

22 Defendants.

CASE NO. 10-CV-00469-OWW-GSA

**STIPULATION AND ORDER TO DISMISS
 LITIGATION**

JUDGE: HON. OLIVER W. WANGER

1 Plaintiffs SETTON INTERNATIONAL FOODS, INC., AND SETTON PISTACHIO OF
2 TERRA BELLA, INC. (together, “Setton”), defendants CHARTER OAK FIRE INSURANCE
3 COMPANY, TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA, ST. PAUL
4 FIRE & MARINE INSURANCE COMPANY (together, the “Travelers entities”), and
5 defendants Great Northern Insurance Company and Federal Insurance Company (together, the
6 “Chubb entities”), hereby stipulate to a dismissal of the above captioned action upon the terms
7 and conditions set forth below:

8 **PREMISES**

9 A. In March 2010, Setton filed suit against the Travelers entities and the Chubb entities
10 in the United States District Court for the Eastern District of California.

11 B. In response to the action, Travelers filed a motion to stay or transfer venue of the
12 California action, and the Chubb entities joined in that motion

13 C. On July 16, 2010, the parties filed a stipulation to stay all litigation for 60 days
14 pending settlement discussions. The parties subsequently filed a further stipulation to stay
15 litigation in this action until December 13, 2010.

16 D. The parties have now resolved the dispute subject of this action, and executed a
17 settlement agreement to that end.

18 **STIPULATION**

19 WHEREFORE, Setton and the Travelers entities hereby stipulate as follows:

- 20 1. The above captioned action shall be dismissed with prejudice against the Travelers
21 entities only.
22 2. Setton and the Travelers entities shall each bear their own costs.
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24 WHEREFORE, Setton and the Chubb entities hereby stipulate as follows:

- 25 3. The above captioned action shall be dismissed without prejudice against the Chubb
26 entities only.
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DATED: December 23, 2010 SEDGWICK, DETERT, MORAN & ARNOLD LLP

By: /S/ RANDALL G. BLOCK
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Attorneys for Defendants CHARTER OAK FIRE
INSURANCE COMPANY, TRAVELERS PROPERTY
CASUALTY COMPANY OF AMERICA, and ST.
PAUL FIRE & MARINE INSURANCE COMPANY

DATED: December 23, 2010 COZEN O'CONNOR

By: /S/ CHARLES E. WHEELER
[With authorization of counsel]
CHARLES E. WHEELER Bar No. 82915
Attorneys for Defendants GREAT NORTHERN
INSURANCE COMPANY and FEDERAL
INSURANCE COMPANY

DATED: December 23, 2010 COVINGTON & BURLING LLP

By: /S/ LAWRENCE A. HOBEL
LAWRENCE A. HOBEL Bar No. 73364
Attorneys for Plaintiffs SETTON INTERNATIONAL
FOODS, INC., AND SETTON PISTACHIO OF TERRA
BELLA, INC.

IT IS SO ORDERED.

Dated: January 5, 2011

/s/ OLIVER W. WANGER
UNITED STATES DISTRICT JUDGE