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14 NATIONWIDE MUTUAL INSURANCE
15 COMPANY, AMCO INSURANCE
16 COMPANY, and ALLIED GROUP, INC.

17 **UNITED STATES DISTRICT COURT**
18 **EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

19 TED GAYLORD and SHERI GAYLORD, as) Case No.: 1:10-CV-620 AWI MJS
20 individuals and dba J&T CATTLE COMPANY,)
21 Plaintiffs) **STIPULATED REQUEST FOR ORDER**
22 vs.) **STAYING ACTION PENDING**
23) **RESOLUTION OF RELATED STATE**
24) **COURT ACTION AND ORDER**
25) **THEREON**
26 NATIONWIDE MUTUAL INSURANCE)
27 COMPANY, an Ohio Corporation, AMCO)
28 INSURANCE COMPANY, an Iowa Corporation;)
ALLIED GROUP, INC, an Iowa Corporation; and)
DOES 1 through 100,)
Defendants.)

21 Defendant Nationwide Mutual Life Insurance Company and AMCO Insurance Company
22 (“defendants”) and plaintiffs Ted and Sheri Gaylord (“Gaylords”), through their attorneys of record,
23 hereby submit this stipulated request for an Order staying the present action as follows:
24

25 On April 1, 2009, plaintiff’s Ted and Sheri Gaylord and business associate Parvis Kamangar
26 filed a complaint for damages against feed companies alleging damage to cattle due to tainted feed
27 purchased from the feed companies. (“Feed action”) The Feed action, Case No. 639262, is presently
28

1 proceeding in Stanislaus Superior Court and is set for trial on January 4, 2012. Resolution of the
2 Feed action, may have an impact on the resolution of the matter before this Court.

3 In an effort to conserve time, money and judicial resources, the parties desire to stay the
4 present matter before this Court, including any pending discovery or pre-trial deadlines, pending
5 resolution of the Feed action.

6 The parties agree to file with the Court a joint status conference report, every six months, in
7 accordance with the following schedule:

8
9
10 September 26, 2011

11 March 26, 2012

12 **SO STIPULATED.**

13
14
15 WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP

16
17 Dated: March 23, 2011

18 By: /s/ Lisa Passalacqua
19 John T. Burnite
20 Lisa Silva Passalacqua
21 Attorneys for Defendants
22 NATIONWIDE MUTUAL INSURANCE
23 COMPANY, AMCO INSURANCE
24 COMPANY, and ALLIED GROUP, INC.

25
26 DAMRELL, NELSON, SCHRIMP, PALLIOS, PACHER & SILVA

27
28 Dated: March 23, 2011

By /s/ George P. Rodarakis
George P Rodarakis
Attorneys for Plaintiffs
TED AND SHERI GAYLORD

ORDER

1
2 The present action is STAYED pending resolution of the Stanislaus Superior Court Action,
3 Case No. 639262 (“Feed action”). The parties are ordered to file with this Court, every six months, a
4 joint status report on the following dates:
5

6
7 September 26, 2011

8 March 26, 2012

9 Additionally, irrespective of the above dates, the parties are directed to notify the Court if the
10 “Feed Action” settles, or the trial date in the “Feed Action” is moved, or if a verdict is reached in the
11 “Feed Action.” Should one of these events occur, the parties shall not notify the Court no later than
12 two weeks after the occurrence of the event.
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16 IT IS SO ORDERED.

17 Dated: March 24, 2011



CHIEF UNITED STATES DISTRICT JUDGE