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8 *Company (U.S.) Inc.*

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Western Cooling Company and Yuma American
14 *Cooling Corporation*

15 UNITED STATES DISTRICT COURT
16 EASTERN DISTRICT OF CALIFORNIA
17

18 ALLIED WORLD NATIONAL
ASSURANCE COMPANY, a New
19 Hampshire corporation, and ALLIED
WORLD ASSURANCE COMPANY (U.S.)
20 INC., a Delaware corporation,

21 Plaintiffs,

22 v.

23 SK PM CORP., a California corporation aka
"S.K. Foods PM Corp.," SK FOODS, L.P., a
24 California limited partnership, FREDERICK
SCOTT SALYER, an individual,
25 BLACKSTONE RANCH, a California
corporation aka "Blackstone Ranch Calif 'S'
26 Corp.," LISA CRIST, an individual, MARK
MCCORMICK, an individual,

27 (caption continued on next page)
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Case No. 1:10-CV-01262-OWW-JLT

**STIPULATION OF VOLUNTARY
DISMISSAL WITH PREJUDICE OF
DEFENDANTS SAWTOOTH
COOLING, LLC, SALYER WESTERN
COOLING COMPANY, AND YUMA
AMERICAN COOLING
CORPORATION; ORDER**

1 SCOTT SALYER REVOCABLE TRUST, a
2 trust, THE CAROLINE GAZELLE SALYER
3 IRREVOCABLE TRUST, a trust, THE
4 STEFANIE ANN SALYER IRREVOCABLE
5 TRUST, a trust, SS FARMS, LLC, a California
6 limited liability company, SK FOODS, LP
7 401K PLAN, an ERISA plan aka "SK Foods
8 L.P. Blackstone Ranch & SK Foods L.P. 401K
9 Plan," SARS, LLC, a California limited
10 liability company, CSSS LP, a California
11 limited partnership d/b/a Central Valley
12 Shippers, SK FOODS LLC, a Nevada limited
13 liability company, S.K. FOODS PM CORP., an
14 entity or a d/b/a of unknown legal capacity,
15 SKF AVIATION, LLC, a California limited
16 liability company, SSC FARMING, LLC, a
17 California limited liability company, RHM
18 INDUSTRIAL/SPECIALTY FOODS, INC., a
19 California corporation d/b/a Colusa County
20 Canning Company and d/b/a SK Foods –
21 Colusa Canning, CARMEL WINE
22 MERCHANTS LLC, a California limited
23 liability company, CIRCLE PACIFIC LTD., a
24 New Zealand company, SUNRISE COAST
25 JAPAN, an entity or a d/b/a of unknown legal
26 capacity, SSC FARMS I, LLC, a California
27 limited liability company, SSC FARMS II,
28 LLC, a California limited liability company,
SK FARM SERVICES, LLC, a California
limited liability company, SK FROZEN
FOODS, LLC, a California limited liability
company, SALYER AMERICAN
INSURANCE SERVICES, a California limited
liability company, SSC FARMS III, LLC, a
California limited liability company, SALYER
AMERICAN COOLING, a general
partnership, SALYER WESTERN COOLING
COMPANY, a general partnership, YUMA
AMERICAN COOLING CORPORATION, an
entity or a d/b/a of unknown legal capacity,
SAWTOOTH COOLING, LLC, a California
limited liability company, and SALYER
AMERICAN FRESH FOODS, a California
corporation,

Defendants.

STIPULATION OF DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiffs Allied World National Assurance Company and Allied World Assurance Company (U.S.) Inc. (collectively “Plaintiffs”) and Defendants Sawtooth Cooling, LLC, Salyer Western Cooling Company, and Defendant Yuma American Cooling Corporation (collectively the “Cooling Entities”) hereby stipulate and agree that this action is dismissed as between the Plaintiffs and Cooling Entities only, with respect to both the complaint and counterclaims, with prejudice, each side to bear its own fees and costs. The Cooling Entities’ counterclaims, which this Court previously ordered dismissed without prejudice on or about January 19, 2011 (see Docket Entry 44), are hereby deemed to have been dismissed with prejudice.

Dated: April 18, 2011

TROUTMAN SANDERS LLP

By: s/ Peter R. Lucier

Terrence R. McInnis
Kevin F. Kieffer
Peter R. Lucier

Attorneys for Plaintiffs Allied World National Assurance Company and Allied World Assurance Company (U.S.) Inc.

Dated: April 18, 2011

THOITS, LOVE, HERSHBERGER & MCLEAN

By: /s Jeffrey A. Snyder (as authorized on 4/18/2011)

Jeffrey A. Snyder

Attorneys for Sawtooth Cooling LLC, Salyer Western Cooling Company and Yuma American Cooling Corporation

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IT IS SO ORDERED.

Dated: April 18, 2011

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE

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