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17 **THE TRAVELERS INDEMNITY COMPANY**

18 **UNITED STATES DISTRICT COURT**
19 **EASTERN DISTRICT OF CALIFORNIA**

20 COUNTY OF STANISLAUS,

21 Plaintiff.

22 v.

23 TRAVELERS INDEMNITY
24 COMPANY;

25 Defendant.
26

27 **CASE NO.: 1:14-00666 –WBS-SAB**

28 **JOINT STIPULATION**

1 Plaintiff County of Stanislaus (“County”) and Defendant Travelers
2 Indemnity Company (“Travelers”), collectively referred to as the “Parties”, by
3 and through their respective undersigned counsel, hereby stipulate and agree as
4 follows:

5 WHEREAS, a jury trial was scheduled for October 25, 2016;

6 WHEREAS, at the September 6, 2016 further pre-trial conference, the
7 Parties agreed to stipulate to the waiver a jury for the first phase of trial as set
8 forth below; and

9 WHEREAS, the Parties have agreed that the October 25, 2016 trial date
10 will be a bench trial as set forth below.

11 IT IS HEREBY STIPULATED AND AGREED by the Parties, and
12 subject to the Court’s approval, that:

- 13 1. The bench trial shall determine whether the County’s non-legal
14 invoices, incurred after January 31, 2012 to April 22, 2016, submitted
15 by the County to Travelers constitute defense costs under Insurance
16 Company of Pacific Coast Policy No. PS 568 37 41 (10/13/72-
17 10/13/75).
- 18 2. The Parties agree to waive the right to a jury on the issue described in
19 Stipulation No. 1, above.

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21 IT IS SO STIPULATED.

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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 4, 2016



**WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE**