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6 **UNITED STATES DISTRICT COURT**
7 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

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9 **TRAVELERS CASUALTY INSURANCE**
COMPANY, et al.,

10 **Plaintiffs,**

11 **v.**

12 **CENTEX HOMES, et al.,**

13 **Defendants.**
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1:14-cv-793-LJO-BAM

**ORDER RE REQUEST FOR
DISMISSAL (Doc. 29)**

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16 On February 20, 2015, Plaintiffs filed a request for this Court to dismiss without prejudice the
17 following claims asserted in their complaint against Defendants: (1) Plaintiffs' "first, second, third,
18 fourth and fifth counts for declaratory relief regarding whether [Defendants] breached the cooperation
19 clause in the insurance policies"; (2) Plaintiffs' "first, second, third, fourth, and fifth counts for breach of
20 contract"; and (3) Plaintiffs' "cause of action for equitable reimbursement." Doc. 29 at 2.

21 Pursuant to Plaintiffs' request and Fed. R. Civ. P. 41(a)(1)(A)(i), the Court ORDERS that
22 Plaintiffs' following claims asserted in the FAC are DISMISSED without prejudice: (1) Plaintiffs' "first,
23 second, third, fourth and fifth counts for declaratory relief regarding whether [Defendants] breached the
24 cooperation clause in the insurance policies"; (2) Plaintiffs' "first, second, third, fourth, and fifth counts
25 for breach of contract"; and (3) Plaintiffs' "cause of action for equitable reimbursement."

26 The following claims originally asserted in the complaint remain outstanding: Plaintiffs' first,

1 second, third, fourth, and fifth counts for declaratory relief regarding Defendants' claimed entitlement to
2 independent counsel.

3 **SO ORDERED**

4 **Dated: February 24, 2015**

/s/ Lawrence J. O'Neill
United States District Judge

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