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 TEXAS EASTERN OVERSEAS, INC.  
 16 [Additional Attorneys Listed on Signature Page]

17  
 18 UNITED STATES DISTRICT COURT  
 19 EASTERN DISTRICT OF CALIFORNIA  
 20

21 AMERIPRIDE SERVICES, INC.,  
 22 Plaintiffs,  
 23 vs.  
 24 VALLEY INDUSTRIAL SERVICES, INC.,  
 a former California corporation, et al.,  
 25 Defendants.  
 26

Case No. 2:00-cv-00113-MCE-EFB

**STIPULATION AND ORDER  
 CONCERNING ADDITIONAL  
 RESPONSE COSTS DIRECTLY  
 INCURRED BY AMERIPRIDE SERVICES  
 INC.**

Judge: Hon. Morrison C. England, Jr.  
 Trial Date: August 5, 2016

1 Defendant TEXAS EASTERN OVERSEAS, INC. ("TEO") and Plaintiff  
2 AMERIPRIDE SERVICES INC. ("AmerPride"), by and through their respective counsel,  
3 stipulate as follows:

4 In order to avoid the unnecessary introduction of voluminous documents and to  
5 streamline the trial process, the Parties stipulate to the following facts for the limited and  
6 sole purposes of this trial, and not to be used for any other purpose.

7 **STIPULATION**

8 1. AmeriPride has directly incurred \$1,926,622.62 in investigation and  
9 remediation costs after the Court's April 20, 2012 Order (Dkt. 915) through June 2015.  
10 These costs are identified on Exhibit 1 to this stipulation.

11 2. AmeriPride has directly incurred \$74,863.90 in regulatory oversight costs  
12 after the Court's April 20, 2012 Order through March 2015. These costs are identified on  
13 Exhibit 1 to this stipulation.

14 3. For the purposes of this action only, costs described in Paragraphs 1 and 2  
15 are recoverable under Section 107(a)(4)(B) of the Comprehensive Environmental  
16 Response, Compensation, and Liability Act, 42 U.S.C. § 9607(a)(4)(B).

17 4. There are investigation and cleanup costs and oversight costs for which  
18 AmeriPride seeks recovery that are not included in this stipulation. AmeriPride reserves  
19 all of its rights in connection with such costs. TEO reserves all of its rights to object to  
20 such costs.

21  
22 Date: February 16, 2016

BASSI, EDLIN, HUIE & BLUM LLP

23  
24 By: /s/ Fred M. Blum  
25 FRED M. BLUM  
26 ERIN K. POPPLER  
27 Attorneys for Defendant  
28 TEXAS EASTERN OVERSEAS, INC.

1 Date: February 16, 2016

WILSON, ELSER, MOSKOWITZ, EDELMAN &  
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4 By: /s/ Ronald S. Bushner  
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10 Date: February 16, 2016

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12 By: /s/ Brian L. Zagon  
PHILIP C. HUNSUCKER  
13 BRIAN L. ZAGON  
Attorneys for Plaintiffs  
14 AMERIPRIDE SERVICES INC.

15 Date: February 16, 2016

PERKINS MANN & EVERETT, APC


16  
17 By: /s/ Lee N. Smith  
LEE N. SMITH  
18 Attorneys for Plaintiffs  
19 AMERIPRIDE SERVICES INC.

20 **ORDER**

21 The foregoing stipulation is hereby adopted and approved by the Court.

22 IT IS SO ORDERED.

23 Dated: February 22, 2016

24  
25  
26   
27 MORRISON C. ENGLAND, JR., CHIEF JUDGE  
28 UNITED STATES DISTRICT COURT