

1 DIEPENBROCK & COTTER, LLP
 JOHN P. COTTER, State Bar No. 158783
 2 1545 River Park Drive, Suite 201
 Sacramento, California 95815
 3 Telephone: (916) 565-6222
 Telecopier: (916) 565-6220
 4

5 Attorneys for Defendant and Counter/Cross Claimant
 PRAETORIAN INSURANCE COMPANY

6 UNITED STATES DISTRICT COURT

7 EASTERN DISTRICT OF CALIFORNIA

8 STATE NATIONAL INSURANCE)
 COMPANY, a Texas corporation,)

10 Plaintiff,

11 vs.

12 COLLINS PINE COMPANY, D&H)
 TRANSPORTATION, INC., MANUAL)
 13 MENDOZA, GLORIA MENDOZA,)
 PRAETORIAN INSURANCE COMPANY)
 and DOES 1 to 50,)

16 Defendants.

17 PRAETORIAN INSURANCE COMPANY,)

18 Counter and Cross Claimant,

20 vs.

21 STATE NATIONAL INSURANCE)
 COMPANY, COLLINS PINE COMPANY,)
 22 D&H TRANSPORTATION, INC., D&H)
 TRANSPORT, INC., MANUAL MENDOZA,)
 23 GLORIA MENDOZA and DOES 1 to 50,)

24 Counter and Cross Defendants.

CASE NO. 2:10-CV-03093-WBS-KJN

STIPULATION FOR PARTIAL
 DISMISSAL OF PRAETORIAN
 INSURANCE COMPANY'S
 COUNTER/CROSS COMPLAINT;
 11 ~~PROPOSED~~ ORDER RE: PARTIAL
 DISMISSAL OF PRAETORIAN
 INSURANCE COMPANY'S
 COUNTER/CROSS COMPLAINT

25 STIPULATION OF PARTIAL
 DISMISSAL; [PROPOSED] ORDER

2:10-CV-03093-GEB-KJN

1 It is hereby stipulated between defendant and counter/cross-complainant Praetorian
2 Insurance Company (hereinafter "Praetorian") and defendants Manuel and Gloria Mendoza
3 (collectively hereinafter "Mendoza") that Praetorian's counter/cross complaint against Mendoza
4 only is hereby dismissed with prejudice pursuant to Rule 41(a)(1) of the Federal Rules of Civil
5 Procedure. Each party shall bear its own attorney's fees and costs.

6 DATED: October 21, 2011

DIEPENBROCK & COTTER LLP

7 /s/ John P. Cotter

8 By: _____

9 JOHN P. COTTER
10 Attorneys for Defendant and
11 Counter/Cross Claimant
12 PRAETORIAN INSURANCE
13 COMPANY

14 DATED: October 21, 2011

HANSEN, KOHLS, JONES, SOMMER &
15 JACOB LLP

16 /s/ Michael W. Jones

17 By: _____

18 MICHAEL W. JONES
19 Attorneys for Defendants
20 MANUEL & GLORIA MENDOZA

21 ORDER

22 Based on the stipulation of the parties and good cause appearing, it is hereby ORDERED
23 that Praetorian Insurance Company's counter/cross complaint against defendants Manuel &
24 Gloria Mendoza only is hereby dismissed with prejudice with each side bearing its own fees and
25 costs.

26 Date: October 24, 2011



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE