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LINDSAY CORPORATION

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12 Attorneys for Third Party Defendant,  
13 LLOYD W. AUBRY CO., INC.

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15 UNITED STATES DISTRICT COURT  
16 EASTERN DISTRICT OF CALIFORNIA  
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19 GCUBE INSURANCE SERVICES,  
INC., a California Corporation,

20 Plaintiff,

21 vs.

22 LINDSAY CORPORATION, a  
Delaware Corporation; and DOES 1  
23 through 10, inclusive,

24 Defendants.

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26 LINDSAY CORPORATION,

27 Third Party Plaintiff,  
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) Case No.: 2:12-CV-01163-WBS-  
CKD

) **STIPULATION AND [PROPOSED]  
ORDER TO STRIKE ATTORNEYS'  
FEES CLAIM AGAINST LLOYD W.  
AUBRY CO., INC. FROM LINDSAY  
CORPORATION'S THIRD-PARTY  
COMPLAINT**

) Judge: Hon. William B. Shubb  
Complaint Filed: 4/30/12  
Trial Date: 5/6/14

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vs.

AREVA SOLAR, INC., AUSRA CA I, LLC, now known as AREVA SOLAR CA I, LLC; SPECIAL SERVICES CONTRACTORS, INC; LLOYD W. AUBRY CO., INC.; MATERIAL INTEGRITY SOLUTIONS, INC.; and ZOES 1 through 50, inclusive,

Third-Party Defendants.

Defendant/Third-Party Plaintiff LINDSAY CORPORATION, by and through its counsel of record, hereby stipulates to strike any and all allegations of attorneys' fees in its Third-Party Complaint, filed on March 1, 2013, against Third-Party Defendant LLOYD W. AUBRY CO., INC., specifically paragraphs 37, 42, 46 and the prayer for relief for the four causes of action. Defendant/Third-Party Plaintiff LINDSAY CORPORATION and Third-Party Defendant LLOYD W. AUBRY CO., INC. hereby agree this stipulation may be executed in counterparts by way of original and/or facsimile signatures.

Dated: August 30, 2013

**SCHAFFER, LAX, MCNAUGHTON & CHEN**

/s/ Jill A. Franklin \*per authority on 8/28/13\*

By: \_\_\_\_\_

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Los Angeles, CA 90071  
Attorneys for Defendant/Third Party Plaintiff, LINDSAY CORPORATION

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2 Dated: August 30, 2013

3 **RUSHFORD & BONOTTO, LLP**

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5 By:    /s/ James W. Rushford     
6 JAMES W. RUSHFORD  
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10 Attorney for Third Party Defendant,  
11 LLOYD W. AUBRY CO., INC.

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**ORDER**

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2 The parties having so stipulated, IT IS SO ORDERED that any and  
3 all allegations of attorneys' fees against LLOYD AUBRY CO., INC.  
4 contained in Defendant/Third-Party Plaintiff LINDSAY CORPORATION's  
5 Third-Party Complaint for negligence, equitable indemnity, equitable  
6 contribution and declaratory relief, specifically paragraphs 37, 42, 46 and  
7 the prayer for each of the four causes of action, are hereby stricken.

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9 Dated: August 30, 2013

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11 WILLIAM B. SHUBB  
12 UNITED STATES DISTRICT JUDGE  
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