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6 Attorneys for Defendant  
7 METROPOLITAN DIRECT PROPERTY  
8 AND CASUALTY INSURANCE  
9 COMPANY

10 UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF CALIFORNIA

11 MAIA LAMPKIN,

12 Plaintiff,

13 v.

14 METROPOLITAN DIRECT  
15 PROPERTY AND CASUALTY  
16 INSURANCE COMPANY and  
17 DOES 1 through 100, inclusive,

18 Defendants.

CASE NO. 2:12-CV-01193-JAM-KJN  
[Honorable John A. Mendez]

Former Sacramento County Superior  
Court Action, Case No. 34-2012-  
00119137

**STIPULATION AND ORDER  
REGARDING REMANDING  
ACTION**

**STIPULATION**

21 **WHEREAS**, plaintiff MAIA LAMPKIN (hereinafter “Plaintiff”), does not  
22 seek, and will not recover, in the above-captioned action, before this or any court  
23 damages in excess of \$75,000, excluding costs of suit, arising from, related to or in  
24 connection with, directly or indirectly, the subject matter of this litigation regarding  
25 Plaintiff’s claim or claims for insurance benefits under Policy No. 8993462920,  
26 written and issued by defendant METROPOLITAN DIRECT PROPERTY AND  
27 CASUALTY INSURANCE COMPANY to Plaintiff (hereinafter “the Claim”); nor  
28 will Plaintiff do so in the future for any reason;

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**WHEREAS**, no judgment in favor of Plaintiff in the above-captioned action pending before this court or any other court shall exceed \$75,000, excluding costs of suit and interest;

**WHEREAS**, Plaintiff and defendant METROPOLITAN DIRECT PROPERTY AND CASUALTY INSURANCE COMPANY (hereinafter “METROPOLITAN”), by and through their respective counsel, have agreed to and executed the Stipulation and Proposed Order Limiting Amount in Controversy and Damages Recoverable attached hereto as Exhibit “A,” which shall be filed with the Sacramento County Superior Court following the remand of this action;

**WHEREAS**, METROPOLITAN consents to the remand of this action to the Sacramento County Superior Court based on the foregoing, and subject to the terms of this Stipulation and the Stipulation and Proposed Order Limiting Amount in Controversy and Damages Recoverable attached hereto as Exhibit “A”;

**IT IS HEREBY STIPULATED AND AGREED** by and between Plaintiff and METROPOLITAN, by and through their respective counsel, that the above-captioned action shall be, and hereby is remanded to the Sacramento County Superior Court.

Dated: October \_\_\_\_, 2012

LAW OFFICES OF ALAN M. LASKIN

By: /s/ Alan. M. Laskin  
ALAN M. LASKIN  
Attorneys for Plaintiff, MAIA  
LAMPKIN

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Dated: October \_\_\_\_, 2012

ROPERS, MAJESKI, KOHN &  
BENTLEY

By: /s/ Stephen J. Erigero  
STEPHEN J. ERIGERO  
TAHEREH MAHMOUDIAN  
Attorneys for Defendant,  
METROPOLITAN DIRECT  
PROPERTY AND CASUALTY  
INSURANCE COMPANY

**ORDER**

**IT IS HEREBY ORDERED** that, pursuant to the parties' STIPULATION REMANDING ACTION (the "Stipulation"), the Stipulation is approved. Based upon the stipulation of the parties, and for good cause shown, the above-captioned action shall be, and hereby is remanded to the Sacramento County Superior Court.

**IT IS SO ORDERED.**

Dated: October 3, 2012

/s/ John A. Mendez  
HON. JOHN A. MENDEZ  
Judge Of United States District Court,  
Eastern District