

1 **WINTHROP LAW GROUP**  
 2 Reid A. Winthrop, State Bar No. 223527  
 3 120 Newport Center Dr.  
 4 Newport Beach, California 92660  
 Phone: 949-269-3256  
 Fax: 949-209-1919  
 reid@winthroplawgroup.com

5 Attorneys for Plaintiff  
 6 PREMIER POOLS MANAGEMENT CORP.

7 **HINSHAW & CULBERTSON LLP**  
 8 Robert J. Romero (SBN 136539)  
 9 One California Street, 18<sup>th</sup> Floor  
 San Francisco, California 94111  
 Telephone: (415) 362-6000  
 Facsimile: (415) 834-9070  
 10 [romero@hinshawlaw.com](mailto:romero@hinshawlaw.com)

11 **HINSHAW & CULBERTSON LLP**  
 12 Ray Tamaddon (SBN 144494)  
 11601 Wilshire Boulevard, Suite 800  
 Los Angeles, California 90025  
 Telephone: (310) 909-8000  
 Facsimile: (310) 909-8001  
 14 [rtamaddon@hinshawlaw.com](mailto:rtamaddon@hinshawlaw.com)

15 Attorneys for Defendant  
 16 COLONY INSURANCE COMPANY

17 **UNITED STATES DISTRICT COURT**  
 18 **EASTERN DISTRICT OF CALIFORNIA**  
 19 **SACRAMENTO DIVISION**

20 PREMIER POOLS MANAGEMENT CORP., )  
 21 a Nevada corporation, )  
 22 )  
 Plaintiff, )  
 23 )  
 vs. )  
 24 )  
 COLONY INSURANCE COMPANY, a )  
 25 Virginia corporation, )  
 26 )  
 Defendant. )  
 27 )  
 28 )

Case No. 13-cv-02038-JAM-EFB  
 Hon. John A. Mendez  
**STIPULATION AND ORDER RE: FILING  
 OF SECOND AMENDED COMPLAINT**  
 Complaint Filed; October 1, 2013  
 Trial Date: July 9, 2018

1 Plaintiff Premier Pools Management Corp. (“Premier Pools”), on the one hand, and  
2 Defendant Colony Insurance Company (“Colony”), on the other hand, by and through their  
3 respective counsel of record, hereby stipulate and agree as follows:

4 WHEREAS, Premier Pools desires to file the [Proposed] Second Amended Complaint  
5 attached hereto as Exhibit A. Exhibit B hereto is a redlined version of the [Proposed] Second  
6 Amended Complaint, and shows the differences between the first amended complaint and the  
7 [Proposed] Second Amended Complaint. Premier Pools has asked Colony to stipulate to the filing  
8 of the [Proposed] Second Amended Complaint.

9 WHEREAS, Colony disputes the allegations in the [Proposed] Second Amended  
10 Complaint, but agrees to its filing;

11 WHEREAS, Colony’s stipulation to the filing of the [Proposed] Second Amended  
12 Complaint is not a concession as to the merits of any claims or allegations therein.

13 NOW, THEREFORE, IT IS HEREBY STIPULATED, by and among Premier Pools and  
14 Colony, through their respective counsel of record, as follows:

15 1. Premier Pools shall be permitted to file the [Proposed] Second Amended Complaint  
16 attached hereto as Exhibit A;

17 2. The [Proposed] Second Amended Complaint attached as Exhibit A hereto shall be  
18 deemed filed and personally served on the date the Court approves this stipulation.

19 IT IS SO STIPULATED.  
20

21 Dated: August 3, 2017

22 Respectfully submitted,

23 /s/ Ray Tamaddon

24 **HINSHAW & CULBERTSON LLP**

25 Robert J. Romero  
26 One California Street, 18<sup>th</sup> Floor  
27 San Francisco, California 94111  
Telephone: (415) 362-6000  
Facsimile: (415) 834-9070  
[romero@hinshawlaw.com](mailto:romero@hinshawlaw.com)

Respectfully submitted,

23 /s/ Reid A. Winthrop

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Reid A. Winthrop  
120 Newport Center Dr.  
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Fax: 949-209-1919  
[reid@winthrolawgroup.com](mailto:reid@winthrolawgroup.com)

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Facsimile: (310) 909-8001  
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**ORDER**

IT IS SO ORDERED.

Dated: 8/3/2017

/s/ John A. Mendez  
Judge Of The United States District Court for  
the Eastern District of California