

1 Mark E. Hellenkamp, Esq., SBN 144708
 2 David M. Plouff, Esq., SBN 157026
MORRIS POLICH & PURDY LLP
 3 600 West Broadway, Suite 500
 San Diego, California 92101
 Telephone: (619) 557-0404
 Facsimile: (619) 557-0460
 4 mhellenkamp@mpplaw.com
 dplouff@mpplaw.com
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6 Attorneys for Defendant
 EVANSTON INSURANCE COMPANY
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9 **UNITED STATES DISTRICT COURT**

10 **EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

11 ARCH SPECIALTY INSURANCE
 12 COMPANY,

13 Plaintiff,

14 v.

15 EVANSTON INSURANCE COMPANY;
 16 LIBERTY SURPLUS INSURANCE
 COMPANY; AND DOES 1 through 100,
 inclusive,

17 Defendants.
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CASE NO.: 2:17-CV-00774-MCE-DB

(Sacramento Superior Court Case No.: 34-
 2017-00208054)

**STIPULATION AND ORDER RE
 WITHDRAWAL OF EVANSTON
 INSURANCE COMPANY'S
 MOTION TO DISMISS**

**Judge: Hon. Morrison C. England,
 Jr.**

21 IT IS HEREBY STIPULATED by and between plaintiff Arch Specialty Insurance
 22 Company ("Arch") and defendant Evanston Insurance Company ("Evanston"), by and through
 23 their counsel of record, that Evanston's Motion to Dismiss, which is currently set for hearing on
 24 June 1, 2017 at 2:00 p.m. in Courtroom 7 of this Court, is hereby withdrawn and taken off
 25 calendar and Evanston's Answer to Arch's Complaint shall be filed on or before May 25, 2017.

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Dated: May 16, 2017

MORRIS POLICH & PURDY LLP

By: /s/ David M. Plouff
Mark E. Hellenkamp
David M. Plouff
Attorneys for Defendant
EVANSTON INSURANCE COMPANY

Dated: May 16, 2017

BLAU & ASSOCIATES, PC

By: /s/ David S. Blau
David S. Blau
Ron Nelson
Attorneys for Plaintiff ARCH
SPECIALTY INSURANCE COMPANY

ORDER

Pursuant to the stipulation of the parties, Defendant Evanston Insurance Company’s (“Evanston”) Motion to Dismiss, ECF No. 5, set for hearing on June 1, 2017 at 2:00 p.m. in Courtroom 7 of this Court, is hereby WITHDRAWN and taken off calendar. Evanston shall file its Answer to the Complaint not later than May 25, 2017.

IT IS SO ORDERED.

Dated: May 18, 2017


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE