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7 Attorneys for Plaintiff and Counterdefendant
 WEBCOR CONSTRUCTION, INC. dba
 8 WEBCOR BUILDERS and Counterdefendant
 ST. PAUL FIRE AND MARINE INSURANCE
 9 COMPANY

10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA for the Use and
 13 Benefit of WEBCOR CONSTRUCTION, INC.,
 etc.,

14 Plaintiffs,

15 vs.

16 DICK/MORGANTI, a joint venture, et al.,

17 Defendants.

18
 19 AND RELATED COUNTERCLAIMS AND
 20 THIRD PARTY CLAIMS.

CASE NO.: 3:07-CV-02564-CRB

21 **STIPULATION AND [PROPOSED]
 22 ORDER OF DISMISSAL WITH
 23 PREJUDICE PURSUANT TO
 24 SETTLEMENT AGREEMENT**

25 **Before: Hon. Charles R. Breyer**

26 Pursuant to Rule 41, Federal Rules of Civil Procedure, the parties listed below, through counsel,
 27 hereby stipulate, pursuant to their written Settlement Agreement, that the following actions described
 28 below be dismissed in their entirety, with prejudice, parties, and each of them, to bear their own fees
 and costs. This stipulated dismissal is in addition to the partial dismissals previously entered by the
 Court in its February 23, 2011 Order on Stipulation of Dismissals and Partial Dismissals Pursuant to
 Settlement Agreement (Document 275).

The following action in its entirety: UNITED STATES OF AMERICA for the use and benefit
 of WEBCOR CONSTRUCTION, INC. v. DICK/MORGANTI, et al. (Case No. 3:07-CV-02564-CRB)

1 (“Webcor Action”), including the Complaint of WEBCOR CONSTRUCTION, INC.; the Counterclaim
2 of DICK/MORGANTI against WEBCOR CONSTRUCTION, INC. and ST. PAUL FIRE AND
3 MARINE INSURANCE COMPANY; and the Third Party Complaint and Counterclaim by
4 AMERICAN CASUALTY COMPANY OF READING, PA and NATIONAL UNION FIRE
5 INSURANCE COMPANY OF PITTSBURGH, PA against WEBCOR CONSTRUCTION, INC.

6 **IT IS SO STIPULATED.**

7
8 Dated: June 10, 2011

BOWLES & VERNA LLP

9
10 By: /s/ Michael P. Connolly
11 RICHARD T. BOWLES
12 KENNETH G. JONES
13 MICHAEL P. CONNOLLY
14 Attorneys for
WEBCOR CONSTRUCTION, INC. dba
WEBCOR BUILDERS and ST. PAUL
FIRE AND MARINE INSURANCE
COMPANY

15 Dated: June 10, 2011

RALLS & NIECE LLP

16
17
18 By: /s/ John W. Ralls
19 JOHN W. RALLS
20 Attorneys for
DICK/MORGANTI, DICK
CORPORATION, THE MORGANTI
GROUP

21
22 Dated: June 10, 2011

SEDGWICK, DETERT, MORAN & ARNOLD LLP

23
24 By: /s/ Gregg N. Dulik
25 GREGG N. DULIK
26 Attorneys for
27 AMERICAN CASUALTY COMPANY
OF READING, PA, and NATIONAL
UNION FIRE INSURANCE COMPANY
OF PITTSBURGH, PA

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~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 15, 2011

