ROBERT F. KEHOE (admitted pro hac vice) ATTORNEY AT LAW 2 1900 W. Nickerson St., Suite 320 Seattle, Washington 98119 3 (206) 283-7733 e-mail: rfk@psvoa.com 4 Attorney for Defendant Charles Baker 5 UNITED STATES DISTRICT COURT 6 FOR THE NORTHERN DISTRICT OF CALIFORNIA 7 8 9 PAUL WARFIELD, 04593 Plaintiff, 10 No. C 08-0439 WHA v. 11 STIPULATION AND ORDER CHARLES O. BAKER, RON NEWGARD. TRANSFERRING CASE TO THE and F/V LINDA KAY, and DOES ONE 12 UNITED STATES DISTRICT COURT through TEN, inclusive, FOR THE WESTERN DISTRICT OF 13 WASHINGTON Defendants. 14 15 I. **STIPULATION** 16 Plaintiff Paul Warfield and Defendant Charles Baker hereby stipulate to the transfer of 17 the above-captioned matter to the United States District Court for the Western District of 18 Washington without the award of costs or attorney's fees to any party. 19 20 DATED this day of February, 2009. 21 By: 22 Robert K Kehoe (admitted pro hac vice) Attorney for Defendant Charles Baker 23 1900 W. Nickerson St., Suite 320 Seattle, Washington 98119 24 (206) 283-7733 e-mail: rfk@psvoa.com 25

ARNOLD & ITKIN, LLP

Late F. Lake for Jeff Seely (admitted pro hac vice)

per e-mail authors

Jeff Seely (admitted pro hac vice) Attorney for Plaintiff Paul Warfield 1401 McKinney, Suite 2550 Houston, TX 77010 (713) 222-3800

II. ORDER

Based upon the foregoing stipulation,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this matter is transferred to the United States District Court for the Western District of Washington without costs and attorney's fees to any party.

DATED this 27 day of February , 2009 RTES DISTRICT COLLEGE THE HONORABLE WILL Judge William Alsup UNITED STATES DISTRICT OF COLLEGE TO THE HONORABLE WILL STATES DISTRICT OF COLLEGE TO