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8 Attorneys for Defendant
 ZURICH AMERICAN INSURANCE COMPANY
 9 and Defendant and Counter-Claimant STEADFAST
 INSURANCE COMPANY

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 (SAN FRANCISCO DIVISION)

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 vs.

17 ZURICH INSURANCE COMPANY,
 18 ZURICH AMERICAN INSURANCE
 COMPANY and STEADFAST
 19 INSURANCE COMPANY,

20 Defendants.

21 STEADFAST INSURANCE COMPANY,

22 Counter-claimant,

23 vs.

24 THE PRESIDIO TRUST, a Wholly-Owned
 25 Corporation of the UNITED STATES OF
 AMERICA,

26 Counter-defendant.
 27

CASE NO. CV08-5005-MMC (EDL)

**JOINT STIPULATION AND ~~PROPOSED~~
 ORDER**

Trial Date: February 28, 2011

1 This stipulation is being jointly made and submitted by Plaintiff United States of America
2 and Counter-Defendant The Presidio Trust (collectively referred to herein as "Plaintiff"), and
3 Defendant Zurich American Insurance Company and Defendant/Counter-Claimant Steadfast
4 Insurance Company (collectively, "Defendants").

5 It is AGREED AND STIPULATED by the parties as follows:

6 1. The parties have made substantial progress in settlement negotiations. At this
7 time, counsel are recommending settlement terms to their principals.

8 2. As a result of paragraph 1, the parties request that the hearing on defendant
9 Steadfast Insurance Company's motion for partial summary judgment set for January 7, 2011 at
10 9:00 a.m. be continued to a date to be determined. The parties further request that the Court
11 schedule a status conference for January 21, 2011 at 10:30 a.m., or at such date as is convenient
12 for the Court, at which time counsel will report on the status of their respective clients'
13 consideration of the settlement terms negotiated by counsel.

14 **IT IS SO STIPULATED.**

15 DATED: January 5, 2011

MELINDA L. HAAG
United States Attorney

17 By: /s/ Jonathan U. Lee
18 JONATHAN U. LEE

19 Assistant U.S. Attorneys
COUNSEL FOR PLAINTIFF

20 DATED: January 5, 2011

SQUIRE, SANDERS & DEMPSEY L.L.P.

22 By: /s/ Ethan A. Miller
23 ETHAN A. MILLER

24 Attorneys for Defendant
25 ZURICH AMERICAN INSURANCE COMPANY
26 and Defendant and Counter-Claimant
27 STEADFAST INSURANCE COMPANY
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PURSUANT TO STIPULATION, IT IS SO ORDERED and the matter is set for a status conference on January 21, 2011 at 10:30 a.m.

DATED: January 5, 2011


MAXINE M. CHESNEY
United States District Judge