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5 Attorneys for Defendants
Spar Shipholding AS and
6 Spar Shipping AS

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
11

12 TESORO REFINING AND MARKETING
13 COMPANY,

14 Plaintiff,

15 vs.

16 M/V SPAR LYRA, her engines, tackle,
apparel, furniture, etc., *in rem*, and SPAR
17 SHIPPING, AS, *in personam*,
OLDENDORFF CARRIERS GmbH & Co.
18 KG, *in personam*,

19 Defendants.

20 AND RELATED CROSS-ACTION

Case No.: CV 09 1595 WHA

**STIPULATION AND ~~PROPOSED~~
ORDER FOR DISMISSAL OF ACTION
WITH PREJUDICE**

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1 This case having been fully compromised and settled, the parties stipulate pursuant to
2 FRCP Rule 41(a) and request the Court to order that this entire action (including the First
3 Amended Complaint and the Counterclaim) be fully dismissed with prejudice, each party to bear
4 its own attorney fees and costs.

5
6 DATED: December 29, 2009 DAIGLE FISSE & KESSENICH

7
8 By _____ /s/
9 Jon A. Van Steenis
10 Attorneys for Plaintiff
11 TESORO REFINING AND MARKETING COMPANY

12 DATED: December 29, 2009 EMARD DANOFF PORT TAMULSKI & PAETZOLD LLP

13
14 By _____ /s/
15 Eric Danoff
16 Attorneys for Defendants
17 SPAR SHIPHOLDING AS AND SPAR SHIPPING AS

18 IT IS SO ORDERED. **THE CLERK SHALL CLOSE THE FILE.**

19 DATED: December 30, 2009.

20 _____
21 **WILLIAM ALSUP**
22 UNITED STATES DISTRICT COURT JUDGE

