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10 Attorneys for Defendant Olin Corporation

**FILED**

OCT 8 2003

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

11  
 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14 SAN JOSE DIVISION

**E-filing**

15 ISAAC N. ABRAMS, et al., )  
 16 Plaintiffs, )  
 17 v. )  
 18 OLIN CORPORATION, et al., )  
 19 Defendants. )  
 20 )  
 21 )

Case No.: C 03-03196 RMW

**STIPULATION AND ~~PROPOSED~~  
 ORDER REGARDING DEFENDANTS'  
 MOTION TO SEVER AND REMAND  
 THE CLAIMS AGAINST THE SANTA  
 CLARA VALLEY WATER DISTRICT**

22 )  
 23 ALBERT AGUILAR, et al., )  
 24 Plaintiffs, )  
 25 v. )  
 26 OLIN CORPORATION, et al., )  
 27 Defendants. )  
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Case No.: C 03-01644 RMW

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STEVE AGUILAR, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-01645 RMW

KEVEN ALLEN, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-01646 RMW

BONIFACIO ALTAMIRANO, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-02004 RMW

EUFEMIA ANACLETO, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-01842 RMW

1 AUGUSTINA DURAN ARMENDARIZ, )  
2 et al., )

3 Plaintiffs, )

4 v. )

Case No.: C 03-01898 RMW

5 OLIN CORPORATION, et al., )

6 Defendants. )

8 AUSTIN ATENCIO, et al., )

9 Plaintiffs, )

11 v. )

Case No.: C 03-01843 RMW

12 OLIN CORPORATION, et al., )

13 Defendants. )

15 ROY AVILA, et al., )

16 Plaintiffs, )

17 v. )

Case No.: C 03-01647 RMW

18 OLIN CORPORATION, et al., )

20 Defendants. )

22 CHRISTINA BAGLEY, et al., )

23 Plaintiffs, )

24 v. )

Case No.: C 03-01844 RMW

25 OLIN CORPORATION, et al., )

26 Defendants. )

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JAMES BAILEY, et al., )

Plaintiffs, )

v. )

OLIN CORPORATION, et al., )

Defendants. )

Case No.: C 03-01649 RMW

BONNIE MARIE BARDO, et al., )

Plaintiffs, )

v. )

OLIN CORPORATION, et al., )

Defendants. )

Case No.: C 03-01651 RMW

JOHN BARTHOLOMEW, et al., )

Plaintiffs, )

v. )

OLIN CORPORATION, et al., )

Defendants. )

Case No.: C 03-02005 RMW

MICHAEL BERLINSKI, et al., )

Plaintiffs, )

v. )

OLIN CORPORATION, et al., )

Defendants. )

Case No.: C 03-01652 RMW

1 GERALD BLANCHARD, et al., )

2 Plaintiffs, )

3 v. )

Case No.: C 03-02006 RMW

4 OLIN CORPORATION, et al., )

5 Defendants. )

7 REX E. BRANNON, et al., )

8 Plaintiffs, )

9 v. )

Case No.: C 03-03208 RMW

10 OLIN CORPORATION, et al., )

11 Defendants. )

12 JUDY CALLENBERG, et al., )

13 Plaintiffs, )

14 v. )

Case No.: C 03-01650 RMW

15 OLIN CORPORATION, et al., )

16 Defendants. )

17 ROBERT CHAVEZ, et al., )

18 Plaintiffs, )

19 v. )

Case No.: C 03-01845 RMW

20 OLIN CORPORATION, et al., )

21 Defendants. )

1 LANA CULJIS, et al., )

2 Plaintiffs, )

3 v. )

Case No.: C 03-01653 RMW

4 OLIN CORPORATION, et al., )

5 Defendants. )

7 DON DANG, et al., )

8 Plaintiffs, )

9 v. )

Case No.: C 03-03200 RMW

10 OLIN CORPORATION, et al., )

11 Defendants. )

12 MARK DANIELS, et al., )

13 Plaintiffs, )

14 v. )

Case No.: C 03-01211 RMW

15 OLIN CORPORATION, et al., )

16 Defendants. )

17 DARLENE DAY, et al., )

18 Plaintiffs, )

19 v. )

Case No.: C 03-02008 RMW

20 OLIN CORPORATION, et al., )

21 Defendants. )

1 THOMAS DETTMER, et al., )

2 Plaintiffs, )

3 v. )

Case No.: C 03-01847 RMW

4 OLIN CORPORATION, et al., )

5 Defendants. )

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7 RAYMOND DIAZ, et al., )

8 Plaintiffs, )

9 v. )

Case No.: C 03-01654 RMW

10 OLIN CORPORATION, et al., )

11 Defendants. )

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13 DON DRAKE, et al., )

14 Plaintiffs, )

15 v. )

Case No.: C 03-03207 RMW

16 OLIN CORPORATION, et al., )

17 Defendants. )

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19 DAVID DOVER, et al., )

20 Plaintiffs, )

21 v. )

Case No.: C 03-02009 RMW

22 OLIN CORPORATION, et al., )

23 Defendants. )

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1 EDWARD DURAN, et al., )  
2 Plaintiffs, )  
3 v. )  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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Case No.: C 03-02010 RMW

7 )  
8 ANTONIO DURAN, et al., )  
9 Plaintiffs, )  
10 v. )  
11 OLIN CORPORATION, et al., )  
12 Defendants. )  
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Case No.: C 03-03201 RMW

14 )  
15 ASHGAR EBADAT, et al., )  
16 Plaintiffs, )  
17 v. )  
18 OLIN CORPORATION, et al., )  
19 Defendants. )  
20 )

Case No.: C 03-02015 RMW

21 )  
22 JOHN EDGAR, et al., )  
23 Plaintiffs, )  
24 v. )  
25 OLIN CORPORATION, et al., )  
26 Defendants. )  
27 )

Case No.: C 03-01897 RMW



1 E.J. ENGLISH, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-02017 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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7 )  
8 BENNY ESTRADA, et al., )  
9 Plaintiffs, )  
10 v. ) Case No.: C 03-02018 RMW  
11 OLIN CORPORATION, et al., )  
12 Defendants. )  
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14 )  
15 JOHN R. ESTRIGHT, et al., )  
16 Plaintiffs, )  
17 v. ) Case No.: C 03-02019 RMW  
18 OLIN CORPORATION, et al., )  
19 Defendants. )  
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21 )  
22 CLIFFORD FENSKE, et al., )  
23 Plaintiffs, )  
24 v. ) Case No.: C 03-01848 RMW  
25 OLIN CORPORATION, et al., )  
26 Defendants. )  
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1 BRIAN FERRANTE, et al., )  
2 Plaintiffs, )  
3 v. )  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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Case No.: C 03-03202 RMW

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8 DARREN FERNSTROM, et al., )  
9 Plaintiffs, )  
10 v. )  
11 OLIN CORPORATION, et al., )  
12 Defendants. )  
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Case No.: C 03-01655 RMW

14 JOSEPH FORESTIERI, et al., )  
15 Plaintiffs, )  
16 v. )  
17 OLIN CORPORATION, et al., )  
18 Defendants. )  
19

Case No.: C 03-02020 RMW

20 LOUIS FORNERIS, et al., )  
21 Plaintiffs, )  
22 v. )  
23 OLIN CORPORATION, et al., )  
24 Defendants. )  
25

Case No.: C 03-01656 RMW

1 LOUIS FORNERIS, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-02021 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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7 )  
8 PATRICIA ANN FORST, et al., )  
9 Plaintiffs, )  
10 v. ) Case No.: C 03-01852 RMW  
11 OLIN CORPORATION, et al., )  
12 Defendants. )  
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14 DELLA R. GALVAN, et al., )  
15 Plaintiffs, )  
16 v. ) Case No.: C 03-02022 RMW  
17 OLIN CORPORATION, et al., )  
18 Defendants. )  
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20 TED GARCIA, et al., )  
21 Plaintiffs, )  
22 v. ) Case No.: C 03-03209 RMW  
23 OLIN CORPORATION, et al., )  
24 Defendants. )  
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1 JOSEPH GORMAN, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-02023 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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7  
8 MICHAEL HARDY, et al., )  
9 Plaintiffs, )  
10 v. ) Case No.: C 03-01657 RMW  
11 OLIN CORPORATION, et al., )  
12 Defendants. )  
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14 JOSE HARO, et al., )  
15 Plaintiffs, )  
16 v. ) Case No.: C 03-01853 RMW  
17 OLIN CORPORATION, et al., )  
18 Defendants. )  
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20 PAUL HARRIS, et al., )  
21 Plaintiffs, )  
22 v. ) Case No.: C 03-03203 RMW  
23 OLIN CORPORATION, et al., )  
24 Defendants. )  
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1 REGINALD P. HERNANDEZ, )

2 Plaintiff, )

3 v. )

Case No.: C 03-03198 RMW

4 OLIN CORPORATION, et al., )

5 Defendants. )

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8 GORDON HODGES, et al., )

9 Plaintiffs, )

10 v. )

Case No.: C 03-01658 RMW

11 OLIN CORPORATION, et al., )

12 Defendants. )

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14 FRANK F. HUANG, et al., )

15 Plaintiffs, )

16 v. )

Case No.: C 03-02024 RMW

17 OLIN CORPORATION, et al., )

18 Defendants. )

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20 LORETTA HUCKINS, et al., )

21 Plaintiffs, )

22 v. )

Case No.: C 03-02047 RMW

23 OLIN CORPORATION, et al., )

24 Defendants. )

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DUANE HUGHES, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-01290 RMW

MOHAMMED HUSSEIN, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-01854 RMW

JUAN ISIDRO, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-02029 RMW

JAMES JOLIN, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-02041 RMW

1 K.W. KLAVER, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-01659 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )

7 WILLIAM C. KLOPP, et al., )  
8 Plaintiffs, )  
9 v. ) Case No.: C 03-01704 RS  
10 OLIN CORPORATION, et al., )  
11 Defendants. )

13 LAWRENCE KOOKER, et al., )  
14 Plaintiffs, )  
15 v. ) Case No.: C 03-02043 JW  
16 OLIN CORPORATION, et al., )  
17 Defendants. )

19 FOREST KREISS, et al., )  
20 Plaintiffs, )  
21 v. ) Case No.: C 03-01660 JF  
22 OLIN CORPORATION, et al., )  
23 Defendants. )

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1 KENNETH LARSON, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-01661 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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7 )  
8 JOHNNY LAU, et al., )  
9 Plaintiffs, )  
10 v. ) Case No.: C 03-03211 RMW  
11 OLIN CORPORATION, et al., )  
12 Defendants. )  
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14 MARK LEWY, et al., )  
15 Plaintiffs, )  
16 v. ) Case No.: C 03-01855 RMW  
17 OLIN CORPORATION, et al., )  
18 Defendants. )  
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20 RAYMOND LINSLEY, et al., )  
21 Plaintiffs, )  
22 v. ) Case No.: C 03-02039 RMW  
23 OLIN CORPORATION, et al., )  
24 Defendants. )  
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1 ANDRES LUJAN, JR., et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-01289 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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8 GARY McDOWELL, et al., )  
9 Plaintiffs, )  
10 v. ) Case No.: C 03-01662 RMW  
11 OLIN CORPORATION, et al., )  
12 Defendants. )  
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14 LAWRENCE MAKI, et al., )  
15 Plaintiffs, )  
16 v. ) Case No.: C 03-03205 RMW  
17 OLIN CORPORATION, et al., )  
18 Defendants. )  
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20 DENNIS MARTINEZ, et al., )  
21 Plaintiffs, )  
22 v. ) Case No.: C 03-02038 RMW  
23 OLIN CORPORATION, et al., )  
24 Defendants. )  
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1 O'DELL MITCHELL, et al., )  
2 Plaintiffs, )  
3 v. )  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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Case No.: C 03-02036 RMW

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8 RAUL MORENO, et al., )  
9 Plaintiffs, )  
10 v. )  
11 OLIN CORPORATION, et al., )  
12 Defendants. )  
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Case No.: C 03-01664 RMW

14 DAVID MORTON, et al., )  
15 Plaintiffs, )  
16 v. )  
17 OLIN CORPORATION, et al., )  
18 Defendants. )  
19

Case No.: C 03-01663 RMW

20 JOSE MUNOZ, et al., )  
21 Plaintiffs, )  
22 v. )  
23 OLIN CORPORATION, et al., )  
24 Defendants. )  
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Case No.: C 03-01665 RMW

1 IRINEO NARANJO, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-01666 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )

7 WILLIAM NEIL, et al., )  
8 Plaintiffs, )  
9 v. ) Case No.: C 03-01667 RMW  
10 OLIN CORPORATION, et al., )  
11 Defendants. )

13 WING CHAN NGAI, et al., )  
14 Plaintiffs, )  
15 v. ) Case No.: C 03-03195 RMW  
16 OLIN CORPORATION, et al., )  
17 Defendants. )

19 CHRIS NUNEZ, )  
20 Plaintiff, )  
21 v. ) Case No.: C 03-03205 RMW  
22 OLIN CORPORATION, et al., )  
23 Defendants. )

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1 ELODIA PERALES, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-03199 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )

7 BENJAMIN POLSON, et al., )  
8 Plaintiffs, )  
9 v. ) Case No.: C 03-01668 RMW  
10 OLIN CORPORATION, et al., )  
11 Defendants. )

13 RICHARD PRICE, et al., )  
14 Plaintiffs, )  
15 v. ) Case No.: C 03-01669 RMW  
16 OLIN CORPORATION, et al., )  
17 Defendants. )

19 RAYMOND QUIHUIZ, et al., )  
20 Plaintiffs, )  
21 v. ) Case No.: C 03-02034 RMW  
22 OLIN CORPORATION, et al., )  
23 Defendants. )

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1 CHRISTOPHER RABY, )

2 Plaintiff, )

3 v. )

Case No.: C 03-02032 RMW

4 OLIN CORPORATION, et al., )

5 Defendants. )

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7 MARVIN RABY, et al., )

8 Plaintiffs, )

9 v. )

Case No.: C 03-02033 RMW

10 OLIN CORPORATION, et al., )

11 Defendants. )

12 \_\_\_\_\_ )

13 CHARLES R. RALSTON, et al., )

14 Plaintiffs, )

15 v. )

Case No.: C 03-03197 RMW

16 OLIN CORPORATION, et al., )

17 Defendants. )

18 \_\_\_\_\_ )

19 JOHN RICHARDS, et al., )

20 Plaintiffs, )

21 v. )

Case No.: C 03-02031 RMW

22 OLIN CORPORATION, et al., )

23 Defendants. )

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1 RUBEN RODRIGUEZ, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-01856 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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7 RICHARD ROWE, )  
8 Plaintiff, )  
9 v. ) Case No.: C 03-03210 RMW  
10 OLIN CORPORATION, et al., )  
11 Defendants. )  
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13 CHAUNCEY RUSSO, et al., )  
14 Plaintiffs, )  
15 v. ) Case No.: C 03-01670 RMW  
16 OLIN CORPORATION, et al., )  
17 Defendants. )  
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19 MICHAEL SAPIENZA, et al., )  
20 Plaintiffs, )  
21 v. ) Case No.: C 03-01671 RMW  
22 OLIN CORPORATION, et al., )  
23 Defendants. )  
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ROBERT SCOTT, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-01672 RMW

ROBERT SHELTON, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-01857 RMW

JAMES SHEPARD, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-02027 RMW

PATRICK SIMPSON, et al.,  
Plaintiffs,  
v.  
OLIN CORPORATION, et al.,  
Defendants.

Case No.: C 03-01862 RMW

1 RAY SOUZA, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-01673 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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8 W. SCOTT SPANGLER, et al., )  
9 Plaintiffs, )  
10 v. ) Case No.: C 03-02028 RMW  
11 OLIN CORPORATION, et al., )  
12 Defendants. )  
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14 LORETTA SPRINGER, et al., )  
15 Plaintiffs, )  
16 v. ) Case No.: C 03-02003 RMW  
17 OLIN CORPORATION, et al., )  
18 Defendants. )  
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20 JOHN TAWNEY, et al., )  
21 Plaintiffs, )  
22 v. ) Case No.: C 03-01674 RMW  
23 OLIN CORPORATION, et al., )  
24 Defendants. )  
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1 DELIA TELLEZ, )  
2 Plaintiff, )  
3 v. ) Case No.: C 03-01675 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )

7 WARREN TISCHLER, JR., et al., )  
8 Plaintiffs, )  
9 v. ) Case No.: C 03-01677 RMW  
10 OLIN CORPORATION, et al., )  
11 Defendants. )

13 TODD TURNIPSEED, et al., )  
14 Plaintiffs, )  
15 v. ) Case No.: C 03-01678 RMW  
16 OLIN CORPORATION, et al., )  
17 Defendants. )

19 RON UTLEY, et al., )  
20 Plaintiffs, )  
21 v. ) Case No.: C 03-02025 RMW  
22 OLIN CORPORATION, et al., )  
23 Defendants. )

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1 TRINIDAD VALDERRAMA, et al., )

2 Plaintiffs, )

3 v. )

4 OLIN CORPORATION, et al., )

5 Defendants. )

Case No.: C 03-02030 RMW

7 DENNIS VALVERDE, et al., )

8 Plaintiffs, )

9 v. )

10 OLIN CORPORATION, et al., )

11 Defendants. )

Case No.: C 03-01679 RMW

13 WARREN VANDERSYDE, et al., )

14 Plaintiffs, )

15 v. )

16 OLIN CORPORATION, et al., )

17 Defendants. )

Case No.: C 03-01682 RMW

19 JACOB VILLALBA, et al., )

20 Plaintiffs, )

21 v. )

22 OLIN CORPORATION, et al., )

23 Defendants. )

Case No.: C 03-01681 RMW

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1 JAMES VIRGIN, et al., )  
2 Plaintiffs, )  
3 v. ) Case No.: C 03-01683 RMW  
4 OLIN CORPORATION, et al., )  
5 Defendants. )  
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7 KEVIN EDWARD WALSH, et al., )  
8 Plaintiffs, )  
9 v. ) Case No.: C 03-02026 RMW  
10 OLIN CORPORATION, et al., )  
11 Defendants. )  
12

13 LUCY M. WALSH, et al., )  
14 Plaintiffs, )  
15 v. ) Case No.: C 03-01860 RMW  
16 OLIN CORPORATION, et al., )  
17 Defendants. )  
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19 CLYDE WARE, et al., )  
20 Plaintiffs, )  
21 v. ) Case No.: C 03-01865 RMW  
22 OLIN CORPORATION, et al., )  
23 Defendants. )  
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1 JEFFREY WELLS, et al., )

2 Plaintiffs, )

3 v. )

Case No.: C 03-01684 RMW

4 OLIN CORPORATION, et al., )

5 Defendants. )

7 ERIC WHEDON, et al., )

8 Plaintiffs, )

9 v. )

Case No.: C 03-01864 RMW

10 OLIN CORPORATION, et al., )

11 Defendants. )

12 LEONARD ZANONI, et al., )

13 Plaintiffs, )

14 v. )

Case No.: C 03-01686 RMW


15 OLIN CORPORATION, et al., )

16 Defendants. )

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21 Defendants Standard Fusee Company d/b/a Orion Safety Products Corporation and Olin  
22 Corporation ("Defendants") and Plaintiffs hereby stipulate, through their respective counsel, that  
23 this Court's order with respect to Defendants' Motion to Sever and Remand the Claims Against  
24 the Santa Clara Valley Water District filed in Albert Aguilar v. Olin Corporation, Case No. 03-  
25 1644-RMW, and set for hearing November 7, 2003, shall be binding in each of the above-  
26 captioned cases, as if brought in each of those individual actions.  
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So Stipulated: \_\_\_\_\_

  
**JEFFREY RICKARD**  
Counsel For Plaintiffs

So Stipulated: \_\_\_\_\_

**THOMAS M. CARNEY**  
**CAROL A. RUTTER**  
**RANDALL C. CREECH**  
Counsel For Defendant **OLIN**

DATED: September **19**, 2003

DATED: September , 2003

So Stipulated: \_\_\_\_\_

**GARY A. SLOBODA**  
Counsel for Defendant  
**STANDARD FUSEE**  
**COMPANY d/b/a ORION**  
SAFETY PRODUCTS CORPORATION

DATED: September , 2003

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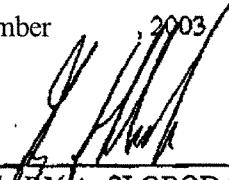
So Stipulated: \_\_\_\_\_

JEFFREY RICKARD  
Counsel For Plaintiffs

So Stipulated: \_\_\_\_\_

THOMAS M. CARNEY  
CAROL A. RUTTER  
RANDALL C. CREECH  
Counsel For Defendant OLIN

DATED: September , 2003




DATED: September , 2003

So Stipulated: \_\_\_\_\_

GARY A. SLOBODA  
Counsel for Defendant  
STANDARD FUSEE  
COMPANY d/b/a ORION  
SAFETY PRODUCTS CORPORATION

DATED: September 19 , 2003

1 So Stipulated: \_\_\_\_\_  
2 JEFFREY RICKARD  
3 Counsel For Plaintiffs

So Stipulated:   
THOMAS M. CARNEY  
CAROL A. RUTTER  
RANDALL C. CREECH  
Counsel For Defendant OLIN

4  
5 DATED: September , 2003

DATED: September 23, 2003

6  
7 So Stipulated: \_\_\_\_\_  
8 GARY A. SLOBODA  
9 Counsel for Defendant  
10 STANDARD FUSEE  
COMPANY d/b/a ORION  
SAFETY PRODUCTS CORPORATION

11 DATED: September , 2003  
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED,

DATE: 10/6, 2003

*Ronald M. Whyte*  
JUDGE RONALD M. WHYTE