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 FIRST NATIONAL INSURANCE COMPANY OF AMERICA

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 8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN FRANCISCO DIVISION**
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12 FIRST NATIONAL INSURANCE
 COMPANY OF AMERICA, a Washington
 13 corporation,

14 Plaintiff,

15 v.

16 GEO GROUT, INC., a California corporation;
 KENNETH A. THOLIN, an individual;
 17 PATRICIA A. THOLIN, an individual;
 ENRIQUE QUILES, an individual;
 18 ELIZABETH QUILES, an individual; R & K
 ASSOCIATES, LLC, a California limited
 19 liability company; THE THOLIN
 REVOCABLE TRUST DATED MARCH 19,
 20 2003, a California trust; KENNETH A.
 THOLIN, as Trustee for The Tholin Revocable
 21 Trust Dated March 19, 2003; and PATRICIA
 A. THOLIN, as Trustee for The Tholin
 22 Revocable Trust Dated March 19, 2003,

23 Defendants.

Case No. 3:10-cv-02126-JL

**~~Proposed~~ ORDER VACATING
 ORDER DISMISSING CASE**

Date: TBD
 Time: TBD
 Courtroom: F; 15th Floor
 Judge: Honorable James Larson

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 26 Based on the ex parte motion filed by Plaintiff FIRST NATIONAL INSURANCE
 27 COMPANY OF AMERICA (Document 88) to vacate the *Order Dismissing Case*, dated
 28 March 22, 2011 (Document 86), the Stipulation (Document 89), and Notice of Non-

1 Opposition (Document 90) to that motion and the relief sought (specifically, vacating the
2 Order dismissing the case, Document 86) filed by Defendants Geo Grout, Inc.; Kenneth A.
3 Tholin; Patricia A. Tholin; Enrique Quiles; Elizabeth Quiles; R & K Associates, LLC; The
4 Tholin Revocable Trust Dated March 19, 2003; Kenneth A. Tholin, as Trustee for The
5 Tholin Revocable Trust Dated March 19, 2003; and Patricia A. Tholin, as Trustee for The
6 Tholin Revocable Trust Dated March 19, 2003 (collectively, "Defendants"), and good cause
7 appearing therefore, the Court orders as follows:

8 The *Order Dismissing Case*, dated March 21, 2011 (Document 86), is hereby
9 vacated.

10 **IT IS SO ORDERED.**

11 May
12 Dated: ~~April~~ 6, 2011



HONORABLE JAMES LARSON
UNITED STATES MAGISTRATE JUDGE

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