JAMES C. NIELSEN (111889) jnielsen@nielsenhaley.com STEPHEN W. CUSICK (111353) scusick@nielsenhaley.com 3 NIELSEN, HALEY & ABBOTT LLP 44 Montgomery Street, Suite 750 San Francisco, California 94104 Telephone: (415) 693-0900 5 Facsimile: (415) 693-9674 6 Attorneys for Plaintiff, COLONY INSURANCE COMPANY UNITED STATES DISTRICT COURT 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA 10 SAN FRANCISCO DIVISION 11 12 Civil Action No.: 3:11-cv-01136 SC COLONY INSURANCE COMPANY, a Virginia corporation, 13 STIPULATION OF DISMISSAL Plaintiff, 14 v. 15 TRICIA LYNN ROTH and KAY HUGH, 16 Defendants. 17 18 Given the agreement reached to settle all disputes between them, 19 IT IS HEREBY STIPULATED by and between the parties to this action through 20 their designated counsel that the above-captioned case be and hereby is dismissed with 21 prejudice pursuant to FRCP 41(a)(1). 22 23 NIELSEN, HALEY & ABBOTT LLP Dated: March 1, 2013 24 25 By: 26 Stephen W. Cusick 27 Attorneys for Plaintiff Colony Insurance Company 28

STIPULATION OF DISMISSAL

Dated: March 1, 2013

SHERNOFF BIDART ECHEVERRA LLP ..



By:

Howard S. Shernoff
Attorneys for Defendants
Lynn Roth and Kay Hugh



Dated March 4, 2013

United States District Court Case No.: CV11-1136 DMR 1 PROOF OF SERVICE 2 I declare that: 3 I am a citizen of the United States, employed in the County of Marin. I am over the age of 4 eighteen years, and not a party to the within cause. My business address is 5 100 Smith Ranch Road, Suite 350, San Rafael, California 94903. 6 On the date set forth below I served the following document(s) described as: 7 STIPULATION OF DISMISSAL 8 (BY FACSIMILE) by transmitting via facsimile the document(s) listed above to the 9 fax number(s) set forth below, or as stated on the attached service list, on this date. 10 (BY MAIL) I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States mail at San Francisco, California. 11 (BY PERSONAL SERVICE) I caused such envelope(s) to be delivered by hand this date 12 to the offices of the addressee(s). 13 (BY OVERNIGHT DELIVERY) I caused such envelope(s) to be delivered to an overnight delivery carrier with delivery fees provided for, addressed to the person(s) on whom it 14 is to be served. 15 [XX] (BY ELECTRONIC SERVICE) by submitting an electronic version of the document(s) to be served on all parties listed on the service list on file with the court as of this date. 16 17 Attorney for Defendants Lynn Roth and Kay Hugh 18 Howard S. Shernoff, Esq. Shernoff Bidart Echeverria LLP 19 301 N. Canon Drive, Suite 200 20 Beverly Hills, CA 90210 Telephone: (310) 246-0503 21 Facsimile: (310) 246-0380 22 I declare under penalty of perjury that the foregoing is true and correct and that this 23 declaration was executed on March 1, 2013, at San Rafael, California. 24 25 26 27

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