

PAYNE & FEARS LLP
ATTORNEYS AT LAW
JAMBOREE CENTER, 4 PARK PLAZA, SUITE 1100
IRVINE, CALIFORNIA 92614
(949) 851-1100

1 Scott S. Thomas, Bar No. 106720
sst@paynefears.com
2 J. Kelby Van Patten, Bar No. 167553
kvp@paynefears.com
3 Jeffrey M. Hayes, Bar No. 246511
jmh@paynefears.com
4 **PAYNE & FEARS LLP**
Attorneys at Law
5 Jamboree Center, 4 Park Plaza, Suite 1100
Irvine, California 92614
6 Telephone: (949) 851-1100
Facsimile: (949) 851-1212
7
8 **NEWMEYER & DILLION LLP**
Joseph A. Ferrentino, CBN 162855
Joe.Ferrentino@ndlf.com
9 895 Dove Street, Fifth Floor
Newport Beach, CA 92660
10 (949) 854-7000; (949) 854-7099 (fax)
11 Attorneys for Centex Homes, a Nevada partnership

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13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

15 TRAVELERS PROPERTY CASUALTY
16 COMPANY OF AMERICA, a Connecticut
17 corporation; FIDELITY & GUARANTY
INSURANCE COMPANY, an Iowa
18 corporation; THE TRAVELERS
INDEMNITY COMPANY OF
19 CONNECTICUT, a Connecticut corporation;
ST. PAUL MERCURY INSURANCE
20 COMPANY, a Minnesota corporation,

21 Plaintiffs,

22 v.

23 CENTEX HOMES, a Nevada partnership; and
DOES 1 through 10 inclusive,

24 Defendants.

Case No. 3:11-cv-03638-CRB
Honorable Charles R. Breyer

JOINT STATUS UPDATE AND ORDER

25 **AND RELATED COUNTERCLAIM**
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27
28

1 On April 22, 2016, Travelers Property Casualty Company of America, Fidelity & Guaranty
2 Insurance Company, The Travelers Indemnity Company of Connecticut and St. Paul Mercury
3 Insurance Company (collectively “Travelers”) and Centex Homes (“Centex”) stipulated to stay
4 this case. (Docket No. 258.) Centex and Travelers (the “Parties”) entered the stipulation to stay in
5 order to facilitate settlement negotiations for the dozens of cases pending between them in
6 California state and federal courts.

7
8 The Court signed the stipulation, and entered the stay, on April 28, 2016. (Docket No.
9 259.) The Court’s order requested that the Parties submit a joint status update no later than May
10 24, 2016, following the conclusion of an MSC that was to be held before the Honorable John A.
11 Kronstadt of the Central District of California to discuss a global resolution of the cases pending
12 between the parties.

13
14 During the course of the May 10, 2016, MSC the Parties reached a tentative settlement as
15 to most of the cases pending between them; however the Parties did not discuss this particular
16 case. Instead, the Parties agreed to hold a mediation on May 31, 2016, before a neutral in Nevada
17 in order to continue settlement discussions about the cases that remain pending between them.

18
19 In a prior submission, the Parties requested the Court leave the stay in place until after the
20 May 31, 2016, mediation, and they further proposed that the Court enter an order requiring the
21 Parties to submit another joint status report no later than June 15, 2016, indicating whether a
22 continued stay is warranted or whether the stay should be lifted. In response, the Court entered an
23 order on May 24, 2016, requesting the parties submit a joint status update no later than June 16,
24 2016. (Docket No. 261.)

25
26 During the course of the May 31, 2016, mediation the Parties continued to discuss the
27 many lawsuits pending between them, and the Parties reached settlements in principle about some
28 additional lawsuits, but the Parties have not yet reached a settlement of this lawsuit. The Parties

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(949) 851-1100

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ORDER

PURSUANT TO STIPULATION, IT IS ORDERED that this case will remain stayed for all purposes.

IT IS FURTHER ORDERED that the parties submit a joint status update no later than September 1, 2016, that will address the status of their settlement efforts.

Dated: June 16, 2016



Hon. Charles R. Breyer
Judge, United States District Court