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 BRIT UW LIMITED  
 8 (sued as "Certain Underwriters at Lloyd's  
 Under Policy No. B0146LDUSA701030")  
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10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
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 14 WILLIAM AMBROSIO, *et al.*,  
 Plaintiffs,  
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 v.  
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 17 CERTAIN UNDERWRITERS AT LLOYD'S  
 UNDER POLICY NO.  
 18 B0146LDUSA0701030 and DOES 1 through  
 100, inclusive,  
 19 Defendants.

CASE NO. 3:11-cv-04956-RS

**JOINT STIPULATION (1) TO RELATE  
 CASES PURSUANT TO CIVIL L.R. 3-12,  
 AND (2) FOR AN ORDER ADOPTING  
 THE SAME BRIEFING SCHEDULE  
 AND HEARING DATE FOR ALL OF  
 DEFENDANTS' MOTIONS TO DISMISS  
 AND MOTIONS TO STRIKE**

20 MICHAEL ALVARADO, *et al.*,  
 Plaintiffs,  
 21  
 v.  
 22  
 23 CERTAIN UNDERWRITERS AT  
 LLOYD'S UNDER POLICY NO.  
 24 B0146LDUSA0701030, and DOES 1-100,  
 25 inclusive,  
 26 Defendants.

CASE NO. 3:11-cv-04957-RS

Sedgwick<sub>LLP</sub>

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WILLIAM JAMISON, *et al.*,  
  
Plaintiffs,  
  
v.  
  
CERTAIN UNDERWRITERS AT LLOYD'S  
UNDER POLICY NO.  
B0146LDUSA0701030 and DOES 1 through  
100, inclusive,  
  
Defendants.

CASE NO. 3:11-cv-04958-RS

WOOD RIVER CAPITAL RESOURCES,  
LLC, *et al.*,  
  
Plaintiffs,  
  
v.  
  
CERTAIN UNDERWRITERS AT LLOYD'S  
UNDER POLICY NO.  
B0146LDUSA0701030 and DOES 1 through  
100,  
  
Defendants.

CASE NO. 3:11-cv-5759-RS

HENRY JAMES ANDERSON, *et al.*  
  
Plaintiffs,  
  
v.  
  
CERTAIN UNDERWRITERS AT LLOYD'S  
UNDER POLICY NO.  
B0146LDUSA0701030 and DOES 1 through  
100, inclusive,  
  
Defendants.

CASE NO. 3:11-cv-5760-RS

ROSEVILLE CAPITAL RESOURCES,  
LLC; *et al.*,  
  
Plaintiffs,  
  
v.  
  
CERTAIN UNDERWRITERS AT LLOYD'S  
UNDER POLICY NO.  
B0146LDUSA0701030 and DOES 1 through  
100, inclusive,  
  
Defendants.

CASE NO. 3:11-cv-5761-RS

1 DEAN G. NOWACKI; *et al.*,

2 Plaintiffs,

3 v.

4 CERTAIN UNDERWRITERS AT LLOYD'S  
5 UNDER POLICY NO.  
6 B0146LDUSA0701030 and DOES 1 through  
100, inclusive,

7 Defendants.

CASE NO. 4:11-cv-6366-LB

8 OAKDALE HEIGHTS REDDING 1, LLC;  
9 *et al.*,

10 Plaintiffs,

11 v.

12 CERTAIN UNDERWRITERS AT LLOYD'S  
13 UNDER POLICY NO.  
14 B0146LDUSA0701030 and DOES 1 through  
100, inclusive,

15 Defendants.

CASE NO. 3:11-cv-6368-JCS

16 Plaintiffs William Ambrosio, *et al.*, Case Number 3:11-cv-04956-RS, by and through  
17 their counsel of record, George Donaldson, Esq. from the Law Office of George Donaldson;

18 Plaintiffs Michael Alvarado, *et al.*, Case Number 3:11-cv-04957-RS, by and through their  
19 counsel of record, Jeffrey A. Feldman, Esq. from the Law Offices of Jeffrey A. Feldman;

20 Plaintiffs William Jamison, *et al.*, Case Number 3:11-cv-04958-RS, by and through their  
21 counsel of record, Val Hornstein, Esq. from the Hornstein Law Offices;

22 Plaintiffs Wood River Capital Resources, LLC, *et al.*, Case Number 3:11-cv-05759-RS,  
23 by and through their counsel of record, Jeffery J. Swanson, Esq. from the Law Offices of Jeffery  
24 J. Swanson;

25 Plaintiffs Henry James Anderson, *et al.*, Case Number 3:11-cv-5760-RS, by and through  
26 their counsel of record, Richard S. Miller, Esq. from the Law Offices of Richard S. Miller;

27 Plaintiffs Roseville Capital Resources, LLC, *et al.*, Case Number 3:11-cv-5761-RS, by  
28 and through their counsel of record, Troy A. Thielemann, Esq. from Cappello & Noel LLP;

1 Plaintiffs Dean G. Nowacki, *et al.*, Case Number 4:11-cv-6366-LB, presently before the  
2 Honorable Laurel Beeler, by and through their counsel of record, Patrick L. Deedon, Esq. from  
3 Maire & Burgess;

4 Plaintiffs Oakdale Heights Redding 1, LLC, *et al.*, Case Number 3:11-cv-6368-JCS,  
5 presently before the Honorable Joseph C. Spero, by and through their counsel of record, Patrick  
6 L. Deedon, Esq. from Maire & Burgess; and

7 Defendant Brit UW Limited (“Brit”), Case Numbers 3:11-cv-04956-RS; 3:11-cv-04957-  
8 RS; 3:11-cv-04958-RS; 3:11-cv-05759-RS; 3:11-cv-5760-RS; 3:11-cv-5761-RS; 4:11-cv-6366-  
9 LB; and 3:11-cv-6368-JCS, by and through its counsel of record, Michael L. Fox, Esq. of  
10 Sedgwick LLP, hereby stipulate as follows:

11 The six actions filed by Plaintiffs William Ambrosio, *et al.*, Michael Alvarado, *et al.*,  
12 William Jamison, *et al.*, Wood River Capital Resources, LLC, *et al.*, Henry James Anderson, *et*  
13 *al.*, and Roseville Capital Resources, LLC, *et al.* (collectively “the Related Cases”) have been  
14 deemed related and are pending before the Honorable Richard Seeborg because all six concern  
15 substantially the same parties, events and request for relief, so assignment to separate judges  
16 would have involved unnecessary duplication of labor, cost and conflicting results. (ECF No. 22  
17 in Case No. 3:11-cv-04956-RS.)

18 Similarly, the two actions filed by Plaintiffs Dean G. Nowacki, *et al.* and Oakdale Heights  
19 Redding 1, LLC, *et al.* (collectively “the New Cases”) were removed to the Northern District of  
20 California on December 15, 2011. Both of the New Cases concern substantially the same parties,  
21 events and request for relief as each of the other New Cases and the Related Cases. Therefore,  
22 assignment to separate judges would involve unnecessary duplication of labor, cost and  
23 conflicting results.

24 Therefore, the parties, by and through their counsel of record, stipulate that the New  
25 Cases should be related to each other and to the Related Cases, with the earliest filed case,  
26 pursuant to Civil L.R. 3-12.

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1 Brit has already filed Motions to Dismiss pursuant to Federal Rule of Civil Procedure  
2 12(b)(6) and Motions to Strike pursuant to Federal Rule of Civil Procedure 12(f) in the Related  
3 Cases. The Court has already set the following briefing schedule for those motions: (1) the  
4 hearing on the Motions to Dismiss and the Motions to Strike filed in the six related cases is  
5 scheduled for February 2, 2012, at 1:30 p.m.; (2) Plaintiffs' opposition papers to Brit's motions  
6 will be due January 3, 2012; and (3) and Brit's reply papers will be due January 17, 2012. (ECF  
7 No. 22 in Case No. 3:11-cv-04956-RS.)

8 Brit anticipates filing similar Motions to Dismiss and/or Motions to Strike in the New  
9 Cases. Plaintiffs and Brit desire to establish a single hearing date relating to Defendants'  
10 Motions to Dismiss and Motions to Strike filed in the New Cases and the Related Cases, to allow  
11 for the filing of coordinated and/or joint opposition papers by Plaintiffs, to the extent possible, in  
12 order to eliminate unnecessary duplication of labor and cost. If Brit files its motions on or before  
13 December 20, 2011, the New Cases can adopt the same briefing schedule and hearing date as  
14 already set in the Related Cases (ECF No. 22 in Case No. 3:11-cv-04956-RS), without any  
15 modification.

16 Therefore, the parties, by and through their counsel of record, further stipulate, subject to  
17 the Court's approval, that (1) Brit shall file its Motions to Dismiss and/or Motions to Strike in the  
18 New Cases no later than December 20, 2011; (2) the hearing for the Motions to Dismiss and the  
19 Motions to Strike filed in all eight cases will be scheduled for February 2, 2012, at 1:30 p.m.; (3)  
20 Plaintiffs' opposition papers to Brit's motions will be due January 3, 2012; and (4); and Brit's  
21 reply papers will be due January 17, 2012.

22 IT SO STIPULATED.

23  
24 DATED: December 16, 2011

SEDGWICK LLP

25 By: /s/ Michael L. Fox

26 Michael L. Fox

Attorneys for Defendant

BRIT UW LIMITED

(sued as "Certain Underwriters at Lloyd's

Under Policy No. B0146LDUSA701030")

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JOINT STIPULATION (1) TO RELATE CASES PURSUANT TO L.R. 3-12; AND (2) FOR AN ORDER ADOPTING SAME  
BRIEFING SCHEDULE AND HEARING DATE FOR ALL OF DEFENDANTS' MOTIONS TO DISMISS AND STRIKE

3:11-cv-04956-RS

1 DATED: December 16, 2011

Law Office of George Donaldson

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By: /s/ George Donaldson

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George Donaldson

Attorneys for Plaintiffs

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William Ambrosio, *et al.*,

Case No. 3:11-cv-04956-RS

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6 DATED: December 16, 2011

Law Offices of Jeffrey A. Feldman

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By: /s/ Jeffrey A. Feldman

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Jeffrey A. Feldman

Attorneys for Plaintiffs

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Michael Alvarado, *et al.*,

Case No. 3:11-cv-04957-RS

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11 DATED: December 16, 2011

Hornstein Law Offices

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By: /s/ Val Hornstein

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Val Hornstein

Attorneys for Plaintiffs

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William Jamison, *et al.*,

Case No. 3:11-cv-04958-RS

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16 DATED: December 16, 2011

Law Offices of Jeffery J. Swanson

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By: /s/ Jeffery J. Swanson

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Jeffery J. Swanson

Attorneys for Plaintiffs

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Wood River Capital Resources, LLC, *et al.*,

Case Number 3:11-cv-05759-RS

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21 DATED: December 16, 2011

Law Offices of Richard S. Miller

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By: /s/ Richard S. Miller

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Richard S. Miller

Attorneys for Plaintiffs

24

Henry James Anderson, *et al.*,

Case No. 3:11-cv-5760-RS

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26 DATED: December 16, 2011

Cappello & Noel LLP

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By: /s/ Troy A. Thielemann

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Troy A. Thielemann

Attorneys for Plaintiffs

Roseville Capital Resources, LLC, *et al.*,

Case No. 3:11-cv-5761-RS

1 DATED: December 19, 2011

Maire & Burgess

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By: /s/ Patrick L. Deedon

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Patrick L. Deedon

Attorneys for Plaintiffs

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Dean G. Nowacki, *et al.*,

Case No. 4:11-cv-6366-LB

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6 DATED: December 19, 2011

Maire & Burgess

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By: /s/ Patrick L. Deedon

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Patrick L. Deedon

Attorneys for Plaintiffs

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Oakdale Heights Redding 1, LLC, *et al.*,

Case No. 3:11-cv-6368-JCS

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11 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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13 DATED: December 19, 2011

By: 

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The Honorable Richard Steborg

U.S. District Judge, Northern District of California

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