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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

THE CONTINENTAL INSURANCE  
COMPANY AS SUCCESSOR BY  
MERGER TO BOSTON OLD COLONY  
INSURANCE COMPANY,

Plaintiff,

v.

WEST OF ENGLAND SHIP OWNERS  
MUTUAL INSURANCE ASSOCIATION  
(LUXEMBURG); UNITED KINGDOM  
MUTUAL STEAM SHIP ASSURANCE  
ASSOCIATION (BERMUDA) LIMITED;  
TRAVELERS INDEMNITY COMPANY;  
PHOENIX INSURANCE CO. f/k/a  
Connecticut Fire Insurance, TRAVELERS  
INDEMNITY CO.; WESTCHESTER FIRE  
INSURANCE CO., and ROES 1-20,

Defendants.

Case No. 3:12-cv-05865-VC

**Hon. Vince Chhabria**

San Francisco Courthouse  
Courtroom 10 -19th Flr.

~~PROPOSED~~ **ORDER OF CONDITIONAL  
DISMISSAL**

Case Filed: 10/4/2012  
3rd Party Complaint: 3/26/2013

1 ~~PROPOSED~~ ORDER

2  
3 In their March 11, 2015 Joint Case Management Statement and Request for Conditional  
4 Dismissal [Doc. 99], all parties informed the Court that they have finalized a settlement and that  
5 only one party has yet to sign the agreement, which signature is expected any day. Accordingly,  
6 all parties have agreed that the case should be conditionally dismissed. Therefore, it is  
7 ORDERED that this case is DISMISSED without prejudice. All deadlines and hearings in the  
8 case are vacated. Any pending motions are moot.

9 The parties retain the right to reopen this action, upon a showing of good cause, within 30  
10 days of this Order if the settlement is not completed. If a request to reinstate the case is not filed  
11 and served on opposing counsel within 30 days, the dismissal shall remain without prejudice but  
12 may only be reopened consistent with the terms of the parties' final settlement agreement.

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15 Dated: March 13, 2015

16 By:  \_\_\_\_\_

17  
18 HONORABLE VINCE CHHABRIA  
19 United States District Judge