1 THE AGUILERA LAW GROUP, APLC A. Eric Aguilera (SBN 192390) 2 Kimberly R. Arnal (SBN 200448) 3 650 Town Center Drive, Suite 100 Costa Mesa, California 92626 T: 714.384.6600 / F: 714.384.6601 5 eaguilera@aguileragroup.com karnal@aguileragroup.com 6 7 Attorneys for Plaintiff ST. PAUL MERCURY INSURANCE COMPANY 8 9 UNITED STATES DISTRICT COURT 10 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION 11 12 ST. PAUL MERCURY INSURANCE Case No. C 13-01082-EMC 13 COMPANY, a Minnesota corporation Hon. Edward M. Chen 14 Plaintiff, STIPULATION TO VOLUNTARILY **DISMISS DEFENDANT ZURICH** 15 AMERICAN INSURANCE V. COMPANY; [PROPOSED] ORDER 16 AMERICAN SAFETY INDEMNITY COMPANY, an Oklahoma corporation; 17 ARCH SPECIALTY INSURANCE 18 COMPANY, a Nebraska corporation; ASPEN SPECIALTY INSURANCE COMPANY, a North Dakota 19 corporation; FIRST SPECIALTY 20 INSURANCE CORPORATION, a Missouri corporation; GOLDEN BEAR INSURANCE COMPANY, a 21 California corporation; HARTFORD 22 CASUALTY INSURANCE COMPANY, a New Jersey corporation; 23 LANDMARK AMERICÁN INSURANCE COMPANY, an 24 Oklahoma corporation; LEXINGTON INSURANCE COMPANY, a Delaware 25 corporation; LIBERTY MÚTUAL INSURANCE COMPANY, a 26 Massachusetts corporation; MARYLAND CASUALTY 27 COMPANY, a Maryland corporation; 28 MT. HAWLEY INSURANCE

1	COMPANY, an Illinois corporation; NATIONAL UNION FIRE	
2	INSURANCE COMPANY OF PITTSBURGH, PA., a Pennsylvania	
3	corporation; NAUTILUS INSURANCE COMPANY, an Arizona	
4	corporation; NORTHERN	
5	INSURANCE COMPANY OF NEW YORK, a New York corporation;	
6	PROBUILDERS SPECIALTY INSURANCE COMPANY, RRG, A	
7	RISK RETENTION GROUP, a District of Colombia corporation;	
	SCOTTSDALE INSURANCE	
8	COMPANY, an Ohio corporation; UNITED NATIONAL INSURANCE	
9	COMPANY, a Pennsylvania corporation; ZURICH AMERICAN	
10	INSURANCE COMPANY, a New	
11	York corporation; and DOES 1-1000, inclusive.	
12	Defendants.	
13		
14		
15		
16	WHEREAS, Plaintiff St. Paul Mercury Insurance Company ("St. Paul") and	
17	Defendant Zurich American Insurance Company ("Zurich") have reached a settlement	
18	WHEREAS, Plaintiff St. Paul wishes to dismiss, with prejudice, its First	
19	Amended Complaint against Defendant Zurich in the present action.	
20	IT IS HEREBY STIPULATED AND AGREED BY AND BETWEEN	
21	Plaintiff St. Paul and Defendant Zurich, by and through their designated counsel, tha	
22	Zurich be and is hereby dismissed with prejudice from the above-entitled action	
23	pursuant to FRCP 41(a)(1).	
24	Both Plaintiff St. Paul and Defendant Zurich further agree to waive any claim	
25	for costs they might have against each other associated with the present action.	
26		
27		
28	2	

1	DATED: July 9, 2015	SINNOTT PUEBLA CAMPAIGN & CURET,
2		APLC
3		
4		By: <u>/s/ Randy M. Marmor (Auth. on 7/9/15)</u> Randy M. Marmor
5		Attorneys for Defendant,
6		ZURICH AMERICAN INSURANCE COMPANY
7		
8	DATED: July 9, 2015	THE AGULIERA LAW GROUP, APLC
9		
10		By: <u>Kimberly R. Arnal</u> A. ERIC AGUILERA
11		KIMBERLY R. ARNAL
12		Attorneys for Plaintiff,
13		ST. PAUL MERCURY INSURANCE GROUP
14		
15		
16		
17		[PROPOSED] ORDER
18	PURSUANT TO STIPUI	ULATION, IT IS SO ORDERED
19	July 10, 2015	ULATION, IT IS SO ORDERED DISTRICT
20	DATED:	
21		Honorable Edward M. Charles IT IS SO ORDERED
22		
23		Judge Edward M. Chen
24		Judge Edward
25		
26		V DISTRICT OF
27		
28		3

1	PROOF OF SERVICE		
2	STATE OF CALIFORNIA, COUNTY OF LOS ANGELES		
3 4 5 6	I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 444 S. Flower St., Ste. 2300, Los Angeles, California 90071. On <i>July 9, 2014</i> , I served the documents named below on the parties in this action as follows:		
7 8	DOCUMENT(S) SERVED: STIPULATION TO VOLUNTARILY DISMISS DEFENDANT ZURICH AMERICAN INSURANCE COMPANY; [PROPOSED] ORDER		
9	DVIIC MAII		
10 11 12 13 14	*I deposited such envelope in the mail at Los Angeles, California. The envelope was mailed with postage thereon fully prepaid. As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under the practice it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage date is more than 1 day after date of deposit for mailing in affidavit.		
5	BY ELECTRONIC SERVICE VIA ECF I transmitted a true copy of the above entitled document(s) to CM/ECF for filing and service on all parties.		
16 17	(State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.		
8	(Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.		
20	Executed on <u>July 9, 2015</u> at Los Angeles, California.		
21	/s/ Judy Jaramillo		
22	Judy Jaramillo		
23			
24			
25			
26			
27			
28	4		