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 ST. PAUL MERCURY INSURANCE COMPANY

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

ST. PAUL MERCURY INSURANCE
 COMPANY, a Minnesota corporation,

Plaintiff,

v.

AMERICAN SAFETY INDEMNITY
 COMPANY, an Oklahoma corporation; ARCH
 SPECIALTY INSURANCE COMPANY, a
 Nebraska corporation; ASPEN SPECIALTY
 INSURANCE COMPANY, a North Dakota
 Corporation; FIRST SPECIALTY
 INSURANCE CORPORATION, a Missouri
 corporation; GOLDEN BEAR INSURANCE
 COMPANY, a California corporation;
 HARTFORD CASUALTY INSURANCE
 COMPANY, a New Jersey corporation;
 LANDMARK AMERICAN INSURANCE
 COMPANY, an Oklahoma corporation;
 LEXINGTON INSURANCE COMPANY, a
 Delaware corporation; LIBERTY MUTUAL
 INSURANCE COMPANY, a Massachusetts
 corporation; MARYLAND CASUALTY
 COMPANY, a Maryland corporation; MT.
 HAWLEY INSURANCE COMPANY, an
 Illinois corporation; NATIONAL UNION
 FIRE INSURANCE COMPANY, a
 Pennsylvania corporation; NAUTILUS
 INSURANCE COMPANY, an Arizona
 corporation; NORTHERN INSURANCE
 COMPANY OF NEW YORK, a New York
 corporation; PROBUILDERS SPECIALTY
 INSURANCE COMPANY, RRG, A RISK

CASE NO. 3:13-cv-01082 EMC

Judge : Hon. Edward M. Chen

**STIPULATION TO EXTEND TIME FOR
 ASPEN SPECIALTY INSURANCE
 COMPANY TO FILE A RESPONSIVE
 PLEADING; [PROPOSED] ORDER**

Complaint Filed: 3/08/2013

1 RETENTION GROUP, a District of Columbia
2 corporation; SCOTTSDALE INSURANCE
3 COMPANY, an Ohio corporation; UNITED
4 NATIONAL INSURANCE COMPANY, a
5 Pennsylvania corporation; ZURICH
6 AMERICAN INSURANCE COMPANY, a
7 New York corporation and DOES 1-1000,
8 inclusive,

9 Defendants.

10 This Stipulation is entered into by and between Plaintiff St. Paul Mercury Insurance
11 Company ("St. Paul") and Defendant Aspen Specialty Insurance Company ("Aspen") by and
12 through their respective counsel of record.

13 **RECITALS**

14 1. WHEREAS St. Paul filed its complaint in the instant action on March 8, 2013;

15 2. WHEREAS St. Paul served Aspen with the summons and complaint in this action
16 on March 19, 2013;

17 3. WHEREAS, under the Federal Rules of Civil Procedure, Rule 12(a)(1), Aspen's
18 response was due by April 10, 2013;

19 4. WHEREAS, St. Paul provided Aspen with a fifteen (15) day extension of time to
20 file a responsive pleading in this action, such that Aspen's response to the complaint became April
21 25, 2013;

22 5. WHEREAS, Aspen needs and St. Paul is willing to provide another extension of
23 time to file a responsive pleading in this action;

24 6. Whereas, St. Paul and Aspen agree that the further extension of time for Aspen to
25 file a responsive pleading to the Complaint will not alter the date of any event or any deadline
26 already fixed by Court order.

27 **IT IS HEREBY STIPULATED AND AGREED:**

28 7. Aspen is granted a fifteen (15) day extension of time to file a responsive pleading
in this action, such that Aspen's response to the complaint is now due on May 10, 2013.

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

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 700 S. Flower St., Ste. 3350, Los Angeles, California 90017.

On April 25, 2013, I served the foregoing document described as: **STIPULATION TO EXTEND TIME FOR ASPEN SPECIALTY INSURANCE COMPANY TO FILE A RESPONSIVE PLEADING; [PROPOSED ORDER]** on the interested parties in this action.

BY U.S. MAIL

() *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.

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.

(State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

(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.

Executed on April 25, 2013 at Los Angeles, California.

/s/ Judy Jaramillo

Judy Jaramillo