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9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

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12 ST. PAUL FIRE & MARINE INSURANCE, a
 Minnesota corporation; ST. PAUL
 13 MERCURY INSURANCE COMPANY, a
 Minnesota corporation,

14 Plaintiffs,

15 v.

16 CENTEX HOMES, a Nevada general
 17 partnership; CENTEX REAL ESTATE
 CORPORATION, a Nevada corporation; and
 18 DOES 1 through 10 inclusive,

19 Defendants.

Case No. 3:13-cv-05015-RS

**STIPULATION AND ~~PROPOSED~~
 ORDER TO DISMISS**

The Hon. Richard Seeborg

22 **WHEREAS**, St. Paul Fire & Marine Insurance and St. Paul Mercury Insurance Company
 23 (collectively, "Plaintiffs") and Centex Homes and Centex Real Estate Corporation (collectively,
 24 "Defendants") stipulate to a dismissal of this action without prejudice, in favor of the pending
 25 State Court actions entitled, *Darrell Stock, et al. v. Centex Homes, et al.*, Contra Costa County
 26 Superior Court Case No. C-13-00428 and *Bal, et al. v. Centex Homes, et al.*, Contra Costa County
 27 Superior Court, Case No. MSC11-02865, which were recently consolidated together and which

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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 12/20/13



Hon. Richard Seeborg
Judge, United States District Court

Stipulation to Dismiss (12.20.13).docx