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ALLSTATE INSURANCE COMPANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

EDWIN PALMERI, RALPH PALMERI,

Plaintiffs,

v.

ALLSTATE INSURANCE COMPANY,
HARTFORD INSURANCE COMPANY, and
DOES 1 through 10 inclusive,

Defendants.

Case No. 3:14-cv-01267-MMC

STIPULATION TO STAY ACTION
PENDING RESOLUTION OF
ARBITRATION PROCEEDINGS;
~~[PROPOSED]~~ ORDER THEREON

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THE PARTIES, THROUGH THEIR RESPECTIVE COUNSEL OF RECORD,
STIPULATE AS FOLLOWS:

WHEREAS, plaintiffs have commenced this action, seeking damages and other relief over the actions of defendant Allstate Insurance Company in the handling of their uninsured motorist (“UM”) claims under their Allstate Auto Insurance Policy;

WHEREAS, the subject Allstate policy and California law require that certain disputes over UM claims be resolved by binding arbitration;

WHEREAS, plaintiffs have recently made, and Allstate has recently accepted, a demand to arbitrate their UM claims;

WHEREAS, the parties believe it would be economically efficient and promote justice to allow their UM arbitration to be completed before continuing with the subject litigation;

NOW, THEREFORE, it is agreed that:

1. This action shall be stayed in its entirety, pending completion of the parties’ UM arbitration;
2. All dates currently scheduled in this matter shall be vacated;
3. Allstate’s pending motion to dismiss shall be removed from the Court’s calendar, without prejudice to be refiled or renoticed as circumstances warrant;
4. The parties agree to complete their UM arbitration within six months of the Court’s approval of this stipulation, contingent upon the arbitrator’s availability; and
5. The parties will contact the Court within 30 days of the issuance of the arbitration award or other resolution of the arbitration proceedings, whichever is later, to request that the Court schedule a Case Management Conference in the event plaintiffs desire to continue with the prosecution of this action.

