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6 Attorneys for Plaintiffs

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**

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10 BARBARA THORNE, as Wrongful Death)
 11 Heir, and as Successor-in-Interest to)
 12 ANDREW PRICE, Deceased, and)
 13 BRENDA MARONDE, CELESTIA)
 14 SIMS-MAYER, BECKY PRICE,)
 15 KAYELLEN PRICE-LEE, as Legal Heirs)
 16 of ANDREW PRICE, Deceased,)

14 Plaintiffs,)

15 vs.)

16 BATH IRON WORKS CORPORATION,)
 17 FOSTER WHEELER LLC (FKA)
 18 FOSTER WHEELER CORPORATION),)

18 Defendants.)

No. 3:14-cv-02460-SI

**STIPULATION FOR DISMISSAL
 OF STRICT LIABILITY CLAIMS
 ONLY, AS TO DEFENDANT BATH
 IRON WORKS CORPORATION,
 WITHOUT PREJUDICE**


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1 IT IS HEREBY STIPULATED by the affected parties, Plaintiffs and Defendant, that
2 the parties request this Court dismiss the strict liability claims (the Second and Fourth Cause of
3 Action) from Plaintiffs' Complaint for Survival, Wrongful Death – Asbestos, as to defendant
4 BATH IRON WORKS CORPORATION, without prejudice, pursuant to Rule 41 of the Federal
5 Rules of Civil Procedure.

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8 Dated: April 11, 2016 BRAYTON ♦PURCELL LLP

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11 By: s/ David R. Donadio
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18 Dated: April 11, 2016 HUGO & PARKER, LLP

19 By: 
20 CHARLES S. PARK, S.B. #161430
21 Attorneys for Defendant
22 BATH IRON WORKS CORPORATION

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BARBARA THORNE, as Wrongful Death)
Heir, and as Successor-in-Interest to)
ANDREW PRICE, Deceased, and)
BRENDA MARONDE, CELESTIA)
SIMS-MAYER, BECKY PRICE,)
KAYELLEN PRICE-LEE, as Legal Heirs)
of ANDREW PRICE, Deceased,)

Plaintiffs,

vs.

BATH IRON WORKS CORPORATION,)
FOSTER WHEELER LLC (FKA)
FOSTER WHEELER CORPORATION),)


Defendants.

No. 3:14-cv-02460-SI

**ORDER GRANTING PARTIES'
DISMISSAL OF STRICT LIABILITY
CLAIMS ONLY, AS TO DEFENDANT
BATH IRON WORKS CORPORATION,
WITHOUT PREJUDICE**

PURSUANT TO STIPULATION, **IT IS SO ORDERED.** Strict Liability claims (the
Second and Fourth Cause of Action), as to defendant BATH IRON WORKS CORPORATION,
are hereby dismissed without prejudice, pursuant to Rule 41 of the Federal Rules of Civil
Procedure.

Dated: 4/12/16

By: 
Susan Illston
United States District Judge