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6 Attorneys for Defendants CARMAX AUTO
 7 SUPERSTORES CALIFORNIA, LLC AND
 8 CARMAX AUTO SUPERSTORES WEST
 COAST, INC.

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

12	FIRST AMERICAN SPECIALTY)	USDC No. 3:16-cv-05951-WHA
13	INSURANCE COMPANY,)	Judge: Hon. William H. Alsup
14	Plaintiff,)	Complaint Filed: August 30, 2016
15	v.)	JOINT STIPULATION FOR PARTIAL
16	FORD MOTOR COMPANY; CARMAX)	DISMISSAL OF PLAINTIFF'S CLAIMS
17	AUTO SUPERSTORES)	AS TO DEFENDANTS CARMAX AUTO
18	CALIFORNIA, LLC; CARMAX AUTO)	SUPERSTORES CALIFORNIA, LLC
19	SUPERSTORES WEST COAST, INC.; and)	AND CARMAX AUTO SUPERSTORES
20	DOES 1 through 10, inclusive,)	WEST COAST, INC. ONLY
21	Defendants.)	

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**JOINT STIPULATION FOR PARTIAL DISMISSAL OF PLAINTIFF'S CLAIMS AS TO
 DEFENDANTS CARMAX AUTO SUPERSTORES CALIFORNIA, LLC AND CARMAX
 AUTO SUPERSTORES WEST COAST, INC. ONLY**

1 Plaintiff First American Specialty Insurance Company (“plaintiff”) and defendants
2 CarMax Auto Superstores California, LLC and CarMax Auto Superstores West Coast, Inc.
3 (collectively “CarMax”), through undersigned counsel of record, hereby stipulate to dismiss the
4 second cause of action for “strict products liability” as to defendants CarMax Auto Superstores
5 California, LLC and CarMax Auto Superstores West Coast, Inc. only.

7 Plaintiff and CarMax, through undersigned counsel of record, further stipulate to dismiss
8 any claim for negligent manufacture of the 2002 Ford F150 (VIN: 1FTRW07682KE25148)
9 (“subject vehicle”) as to defendants CarMax Auto Superstores California, LLC and CarMax Auto
10 Superstores West Coast, Inc. only.

12 Now, therefore, IT IS HEREBY STIPULATED by and between all the parties to this
13 action as follows:

- 14 1. The second cause of action in the complaint for “strict products liability” is dismissed
15 with prejudice as to defendants CarMax Auto Superstores California, LLC and
16 CarMax Auto Superstores West Coast, Inc. only.
- 17 2. Any claim for negligent manufacture of the subject vehicle is dismissed with
18 prejudice as to defendants CarMax Auto Superstores California, LLC and CarMax
19 Auto Superstores West Coast, Inc. only.

21 IT IS SO STIPULATED.

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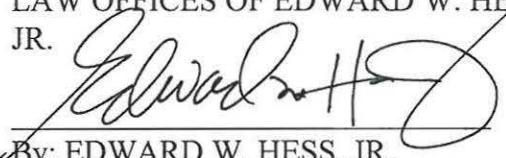
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Dated: June 27, 2017

SCHLICHTER & SHONACK, LLP

/s/ - Kurt A. Schlichter
By: KURT A. SCHLICHTER
EDWIN ESSAKHAR
Attorneys for Defendants CARMAX
AUTO SUPERSTORES CALIFORNIA,
LLC and CARMAX ATUO
SUPERSTORES WEST COAST, INC.

Dated: June 27, 2017

LAW OFFICES OF EDWARD W. HESS,
JR.

By: EDWARD W. HESS, JR.

Attorney for Plaintiff FIRST AMERICAN
SPECIALTY INSURANCE COMPANY.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FIRST AMERICAN SPECIALTY
INSURANCE COMPANY,

Plaintiff,

v.

FORD MOTOR COMPANY; CARMAX
AUTO SUPERSTORES
CALIFORNIA, LLC; CARMAX AUTO
SUPERSTORES WEST COAST, INC.; and
DOES 1 through 10, inclusive,

Defendants.

) USDC No. 3:16-cv-05951-WHA
) Judge: Hon. William H. Alsup
) Complaint Filed: August 30, 2016
)
) ~~PROPOSED~~ ORDER PARTIALLY
) DISMISSING PLAINTIFF'S CLAIMS AS
) TO DEFENDANTS CARMAX AUTO
) SUPERSTORES CALIFORNIA, LLC
) AND CARMAX AUTO SUPERSTORES
) WEST COAST, INC. ONLY
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~~PROPOSED~~ ORDER PARTIALLY DISMISSING PLAINTIFF'S CLAIMS AS TO
DEFENDANTS CARMAX AUTO SUPERSTORES CALIFORNIA, LLC AND CARMAX
AUTO SUPERSTORES WEST COAST, INC. ONLY

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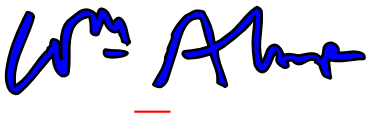
ORDER

Based upon the Joint Stipulation of the parties, and good cause appearing therefore, IT IS

ORDERED that:

1. The second cause of action in the complaint for “strict products liability” is dismissed with prejudice as to defendants CarMax Auto Superstores California, LLC and CarMax Auto Superstores West Coast, Inc. only.
2. Any claim for negligen

July 6, 2017.



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