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5 Attorneys for Defendants
 6 AMERICAN SAFETY RISK RETENTION GROUP, INC. and
 AMERICAN SAFETY INDEMNITY COMPANY

7 UNITED STATES DISTRICT COURT
 8
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 AIU INSURANCE COMPANY, a New York
 11 corporation,

12 Plaintiff,

13 vs.

14 ACCEPTANCE INSURANCE COMPANY, a
 15 Delaware corporation, TIG SPECIALTY
 16 INSURANCE COMPANY, a California
 17 corporation, ARROWOOD INDEMNITY
 18 COMPANY, FORMERLY KNOWN AS
 19 ROYAL INDEMNITY COMPANY,
 20 SUCCESSOR-IN-INTEREST TO ROYAL
 21 INSURANCE COMPANY OF AMERICA, a
 22 Delaware corporation, AMERICAN SAFETY
 RISK RETENTION GROUP, INC., a Vermont
 corporation, AMERICAN SAFETY RISK
 RETENTION GROUP, INC., a Oklahoma
 corporation, and DOES 1 through 10, inclusive,
 Defendants.

CASE NO.: 07-CV-05491 PJH

**STIPULATION AND [PROPOSED]
 ORDER REGARDING DEADLINE
 FOR AMERICAN SAFETY
 INDEMNITY COMPANY AND
 AMERICAN SAFETY RISK
 RETENTION GROUP, INC. TO FILE
 MOTIONS FOR SUMMARY
 JUDGMENT**

Judge: Hon. Phyllis J. Hamilton
 Courtroom: 3, 17th Floor

23 On November 19, 2009, this Court issued an Order respecting the management of this
 24 action that provided that Plaintiff AIU Insurance Company (“AIU”) would file its Motion for
 25 Summary Judgment on or before May 19, 2010, and that Defendants American Safety Risk
 26 Retention Group, Inc. and American Safety Indemnity Company (“ASRRG” and “ASIC,”
 27 respectively) would file their Motions for Summary Judgment on or before September 22, 2010.

1 As this Court may also recall, the hearing date for AIU's Motion for Summary Judgment,
2 initially set for June 30, 2010, was ultimately continued to July 28, 2010. The hearing took place
3 on July 28, and at that time the Court took AIU's motion under submission.

4 As of the writing of this Stipulation and Proposed Order, the Court has not yet issued its
5 ruling respecting AIU's Motion.

6 In consideration of the fact that the intent and purpose of this Court's November 19, 2009,
7 Order in staggering the parties' summary judgment motions was to avoid duplicative motions and
8 needless motions, in light of the fact that this Court's ruling on AIU's pending motion may impact
9 the scope and necessity of ASRRG and ASIC's Motions for summary judgment, and in the interest
10 of economy for the Court, the parties through counsel of record, hereby agree and stipulate that the
11 deadline for ASRRG and ASIC to file their Motions for Summary Judgment is hereby continued
12 until a date that is forty-five (45) calendar days following this Court's issuance of a ruling on
13 AIU's pending Motion for Summary Judgment.

14 IT IS SO STIPULATED.

15 DATED: September 10, 2010

BLAU & ASSOCIATES, P.C.

17 By: /s/ David S. Blau
18 DAVID S. BLAU
19 Attorneys for Defendants
20 AMERICAN SAFETY RISK
RETENTION GROUP, INC. and
AMERICAN SAFETY INDEMNITY
COMPANY

22 DATED: September 10, 2010

McCURDY & FULLER LLP

24 By: /s/ Laura J. Ruettgers
25 LAURA J. RUETTGER
26 DAVID C. HUNGERFORD
Attorneys for Plaintiff
27 AIU INSURANCE COMPANY

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ORDER

Pursuant to the stipulation of the parties, the last day for Defendants American Safety Risk Retention Group, Inc. and American Safety Indemnity Company to file Motions for Summary Judgment shall be forty-five (45) days following this Court’s issuance of an Order respecting Plaintiff AIU’s Motion for Summary Judgment, currently pending and under submission.

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: 9/13/10

Hon. Judge Phyllis J. Hamilton,
UNITED STATES DISTRICT JUDGE

