

1 Mary E. McPherson, Esq., SBN 177194  
 TRESSLER LLP  
 2 18100 Von Karman Avenue, Suite 800  
 3 Irvine, CA 92612  
 Telephone: (949) 336-1200  
 4 Facsimile: (949) 752-0245  
 E-mail: mmcpherson@tresslerllp.com

5  
 6 Attorneys for Defendant/Counterclaimant/Cross-Complainant,  
 Arrowood Indemnity Company (f/k/a/ Royal Indemnity Company  
 7 as successor-in-interest to Royal Insurance Company of America)

8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA - OAKLAND DIVISION**

11 AIU INSURANCE COMPANY, a New York  
 corporation,  
 12  
 13 **Plaintiff**

14 v.

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

**Case No.: C 07 5491 PJH**

Assigned for All Purposes to:  
 Judge Phyllis J. Hamilton  
 Courtroom 3, 3rd Floor

**[PROPOSED] ORDER RE STIPULATION  
 OF DISMISSAL, WITH PREJUDICE, OF  
 AIU INSURANCE COMPANY AND  
 ARROWOOD INDEMNITY COMPANY**

**[F.R.C.P. Rule 41(a)]**

[Filed concurrently with Stipulation to  
 Dismiss]

Complaint Filed: October 29, 2007  
 Trial Date: None Set

25 ///  
 26 ///  
 27 ///  
 28 ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**[PROPOSED] ORDER**

Having fully considered the concurrently filed Stipulation of Dismissal, with Prejudice, of AIU Insurance Company ("AIU") and Arrowood Indemnity Company (f/k/a/ Royal Indemnity Company as successor-in-interest to Royal Insurance Company of America) ("Arrowood"), and pursuant to Rule 41(a) of the Federal rules of Civil Procedure, IT IS HEREBY ORDERED that:

1. AIU's Complaint against Arrowood in the above-captioned action is dismissed, with prejudice;
2. Arrowood's counterclaims against AIU in the above-captioned action are dismissed, with prejudice; and
3. Arrowood and AIU are to bear their own attorneys' fees and costs.

PURSUANT TO STIPULATION, IT IS SO ORDERED

DATED: March 1, 2011

OC#31111

