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7 Attorneys for Defendant  
 8 ROYAL INDEMNITY COMPANY  
 9 as successor in interest to  
 10 Royal Insurance Company of America  
 (Improperly sued as "Royal Insurance Company of America")

11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

14 AIU INSURANCE COMPANY, a New  
 15 York corporation,

16 Plaintiff

17 v.

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 19 ACCEPTANCE INSURANCE  
 20 COMPANY, a Delaware corporation,  
 21 TIG SPECIALTY INSURANCE  
 22 COMPANY, a California corporation,  
 23 ROYAL INSURANCE COMPANY OF  
 24 AMERICA, a Delaware corporation,  
 25 AMERICAN SAFETY RISK  
 26 RETENTION GROUP, INC., a Vermont  
 27 corporation, and DOES 1-10,  
 28 INCLUSIVE,

Defendants.

CASE NO. C07 5491 PJH

**STIPULATION RE  
 CONTINUANCE OF INITIAL  
 CASE MANAGEMENT  
 CONFERENCE AND [PROPOSED]  
 ORDER**

Current Date: February 7, 2008  
 Time: 2:30 p.m.  
 Courtroom: 3

Proposed Date: February 21, 2008  
 Time 2:30 p.m.  
 Courtroom: 3

Complaint Filed: October 29, 2007

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**STIPULATION OF COUNSEL**

The PARTIES to this Action, Plaintiff AIU INSURANCE COMPANY and Defendants ACCEPTANCE INSURANCE COMPANY, TIG INSURANCE COMPANY (Improperly sued as "TIG Specialty Insurance Company"), ROYAL INDEMNITY COMPANY as successor in interest to Royal Insurance Company of America (improperly sued as "Royal Insurance Company of America") and AMERICAN SAFETY RISK RETENTION GROUP, INC. submit the following stipulation to continue the Initial Case Management Conference before the Honorable Phyllis J. Hamilton from February 7, 2008 to February 21, 2008.

NOW, THEREFORE, THE PARTIES STIPULATE AS FOLLOWS:

The Initial Case Management Conference date of February 7, 2008 is continued to February 21, 2008, commencing at 2:30 p.m.

The parties' Joint Initial Case Management Conference Statement will be filed by February 14, 2008.

The parties will exchange Initial Disclosures pursuant to Federal Rule of Civil Procedure, Rule 26 by February 14, 2008.

IT IS SO STIPULATED.

Dated: January 31, 2008

McCURDY & FULLER LLP

By: Christina M. Lavanier  
Laura J. Ruettgers  
Christina M. Lavanier  
Attorneys for Plaintiff AIU INSURANCE COMPANY

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Dated: January 31, 2008

TRESSLER, SODERSTROM, MALONEY & PRIESS, LLP

By:

Mary E. McPherson  
Mary E. McPherson  
Angela Pak  
Attorneys for Defendant  
ROYAL INDEMNITY COMPANY as successor  
in interest to Royal Insurance Company of  
America (erroneously sued as "Royal Insurance  
Company of America")

Dated: January 31, 2008

LAW OFFICES OF SEMHA ALWAYA

By:

Semha Alwaya  
Semha Alwaya  
Trelawney James-Riechert  
Attorneys for Defendant TIG INSURANCE  
COMPANY erroneously sued herein as TIG  
SPECIALTY INSURANCE COMPANY

Dated: January \_\_, 2008

MARRONE, ROBINSON, FREDERICK & FOSTER

By:

Thomas A. Foster  
Thomas A. Foster  
Attorneys for Defendant ACCEPTANCE  
INSURANCE COMPANY

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1 Dated: January \_\_\_\_, 2008

TRESSLER, SODERSTROM, MALONEY &  
2 PRIESS, LLP

3  
4  
5 By: \_\_\_\_\_

Mary E. McPherson  
6 Angela Pak  
7 Attorneys for Defendant  
8 ROYAL INDEMNITY COMPANY as successor  
9 in interest to Royal Insurance Company of  
10 America (improperly sued as "Royal Insurance  
Company of America")

11 Dated: January \_\_\_\_, 2008

LAW OFFICES OF SEHMA ALWAYA

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14  
15 By: \_\_\_\_\_

Semha Alwaya  
16 Trelawney James-Riechert  
17 Attorneys for Defendant TIG INSURANCE  
18 COMPANY (Improperly sued as "TIG Specialty  
19 Insurance Company")

20 Dated: January 31, 2008

MARRONE, ROBINSON, FREDERICK &  
21 FOSTER

22  
23  
24 By:  \_\_\_\_\_

25 Thomas A. Foster  
26 Attorneys for Defendant ACCEPTANCE  
INSURANCE COMPANY

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Dated: January 31, 2008

VOGL & MEREDITH LLP

By: 

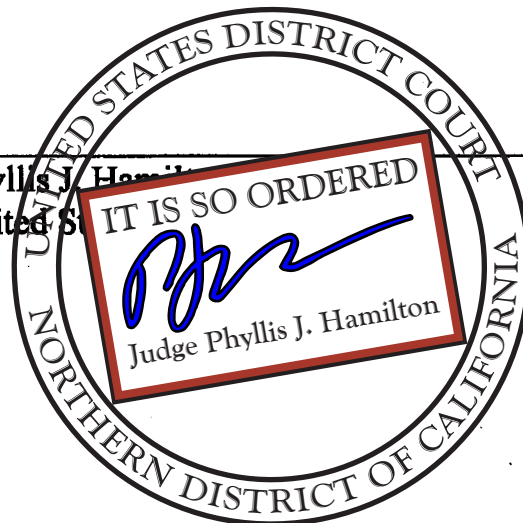
David A. Firestone  
Attorneys for Defendant AMERICAN SAFETY  
RISK RETENTION GROUP, INC.

~~[PROPOSED]~~ ORDER

IT IS SO ORDERED.

Dated: 2/1/07

Phyllis J. Hamilton  
United States District Court



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**PROOF OF SERVICE**

*AIU Insurance Company v. Acceptance Insurance Company, et al.*  
US District Court, Northern District of California, Case No. C 07 5491 PJH

I am over the age of eighteen years and not a party to the within action. I am employed by TRESSLER, SODERSTROM, MALONEY & PRIESS, LLP, whose business address is 3070 Bristol Street, Suite 450, Costa Mesa, CA 92626.

On January 31, 2008, I served the within document(s) described as: **STIPULATION RE CONTINUANCE OF INITIAL CASE MANAGEMENT CONFERENCE AND [PROPOSED] ORDER** on the interested parties in this action:

By placing  the original  true copy(ies) thereof enclosed in sealed envelope(s)  addressed as follows  addressed as stated on the attached mailing list:


**SEE ATTACHED SERVICE LIST**

**BY MAIL** (CCP § 1013) - I deposited such envelope(s) for processing in the mailroom in our offices. I am "readily familiar" with the firm's practices of collection and processing correspondence for mailing. It is deposited with the U. S. Postal Service on that same day with postage thereon fully prepaid at Costa Mesa, California, in the ordinary course of business. I am aware that on motion of a party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

**BY ELECTRONIC FILING AND SERVICE VIA CM/ECF** - On **January 31, 2008**, I filed the foregoing documents, described above through the use of the United States District Court's CM/ECF electronic filing system

**BY FAX** (CCP § 1013; CRC 2.306) - by transmitting said document(s) by electronic fax at approximately \_\_\_ a.m./p.m. at 3070 Bristol Street, Suite 450, Costa Mesa, California 92626 to the respective fax number(s) of the party(ies) as stated on the attached mailing list. The fax machine I used complied with California Rules of Court, Rule 2.301, and no error was reported by the machine. Pursuant to California Rules of Court, Rule 1013(e), I caused the machine to print a record of the transmission, a copy of which is attached to this declaration.

(FEDERAL) I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

  
Johnetta Caldwell

LA-#100114 (1458-442)

**SERVICE LIST**

*AIU Insurance Company v. Acceptance Insurance Company, et al.*  
US District Court, Northern District of California, Case No. C 07 5491 PJH

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| <p>Laura J. Ruetters, Esq.<br/>Christina M. Lavanier, Esq.<br/><b>Mccurdy &amp; FULLER LLP</b><br/>4300 Bohannon Drive, Suite 240<br/>Menlo Park, CA 94025<br/>Telephone: (650) 618-3500<br/>Facsimile: (650) 618-3599<br/>E-Mail:<br/>laura.ruetters@mccurdylawyers.com</p> <p><i>Attorneys for Plaintiff<br/>AIU Insurance Company</i></p> | <p>Semha Alwaya, Esq.<br/>Trelawney James-Riechert, Esq.<br/>A. Mark Hom, Esq.<br/><b>Law Offices Of Semha Alwaya</b><br/>2200 Powell Street, Suite 110<br/>Emeryville, CA 94608<br/>Telephone: (510) 595-7900<br/>Facsimile: (510) 595-9049<br/>E-Mail: salwaya@alwayalaw.com</p> <p><i>Attorneys for Defendant<br/>TIG Insurance Company improperly<br/>sued herein as TIG Specialty Insurance<br/>Company</i></p> |
| <p>Thomas A. Foster, Esq.<br/><b>Marrone, Robinson, Frederick<br/>&amp; Foster</b><br/>111 North First Street, Suite 300<br/>Burbank, CA 91502-1851<br/>Telephone: (818) 841-1144<br/>Facsimile: (818) 841-0746<br/>E-mail: tomfoster@mrfflaw.net</p> <p><i>Attorneys for Defendant<br/>Acceptance Insurance Company</i></p>                 | <p>David A. Firestone, Esq.<br/><b>Vogl &amp; Meredith LLP</b><br/>456 Montgomery Street, 20<sup>th</sup> Floor<br/>San Francisco, CA 94104<br/>Telephone: (415) 398-0200<br/>Facsimile: (415) 398-2820<br/>E-Mail: dfirestone@voglmeredith.com</p> <p><i>Attorneys for Defendant American<br/>Safety Risk Retention Group, Inc.</i></p>   |