

1 J. TIMOTHY NARDELL (State Bar #184444)
 2 NARDELL CHITSAZ & ALDEN LLP
 3 790 Mission Avenue
 4 San Rafael, California 94901
 5 Telephone: (415) 485-2200
 6 Facsimile: (415) 457-1420
 7 Email: tim@jtnlaw.com

8 Attorneys for Plaintiff
 9 92498 HOLDINGS LLC

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 OAKLAND DIVISION

13
 14 92498 HOLDINGS LLC,

15 Plaintiff,

16 vs.

17 UNITED STATES LIABILITY
 18 INSURANCE COMPANY, AND DOES
 19 ONE through FIVE, inclusive,

20 Defendants.

Case No. C-08-01759 CW

STIPULATION OF DISMISSAL

STIPULATION OF DISMISSAL

1 The parties having reached a settlement of the claims in this action, IT IS HEREBY
2 STIPULATED by and between the parties to this action through their designated counsel of record that
3 the above captioned action be and hereby is DISMISSED WITH PREJUDICE pursuant to FRCP Rule
4 41(a)(1).

5 Dated: December 12 2008

NARDELL CHITSAZ & ALDEN LLP

6
7 By: J. Timothy Nardell
8 J. TIMOTHY NARDELL
9 Attorneys for Plaintiff 92498 HOLDINGS LLC

10 Dated: December 12, 2008

NIELSEN, HALEY & ABBOT LLP

11
12 By: Steven W. Cusick
13 STEVEN W. CUSICK
14 Attorneys for Defendant United States Liability
15 Insurance Company



PROOF OF SERVICE

I declare that:

I am a citizen of the United States, employed in the County of San Francisco, California. I am over the age of eighteen years, and not a party to the within cause. My business address is 44 Montgomery Street, Suite 750, San Francisco, CA 94104.

On the date set forth below I served the following document described as:

STIPULATION OF DISMISSAL

(BY FACSIMILE) by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below, or as stated on the attached service list, on this date.

(BY MAIL) I caused such envelope(s) with postage thereon fully prepaid to be placed in the United States mail at San Francisco, California.

(BY PERSONAL SERVICE) I caused such envelope(s) to be delivered by hand this date to the offices of the addressee(s).

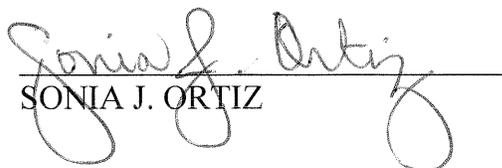
(BY OVERNIGHT DELIVERY) I caused such envelope(s) to be delivered to an overnight delivery carrier with delivery fees provided for, addressed to the person(s) on whom it is to be served.

(BY ELECTRONIC SERVICE) by submitting an electronic version of the document(s) to be served on all parties listed on the service list on file with the court as of this date.

J. Timothy Nardell, Esq.
Law Offices of J. Timothy Nardell
790 Mission Avenue
San Rafael, CA 94901
Tel. (415) 485-2200
Fax. (415) 449-6990
Attorneys for Plaintiff
92498 Holdings, LLC

I declare under penalty of perjury under the laws of the State of California and the United States of America that the above is true and correct.

Executed on July 11, 2008.


SONIA J. ORTIZ