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8 ATTORNEYS FOR PETITIONER, DAVID BRUNTZ

9 **UNITED STATES DISTRICT COURT**  
 10 **NORTHERN DISTRICT OF CALIFORNIA**  
 11 **OAKLAND DIVISION**  
 12 **IN ADMIRALTY**

13 IN THE MATTER OF  
 14 IN RE: DAVID BRUNTZ, as owner of a  
 15 2001 Twenty-foot Sanger/Sangair, HIN  
 16 No. SANLX336G001, California  
 17 Registration No. CF 2094 PT, in a cause  
 18 of action for exoneration from or limitation  
 19 of liability.  
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CASE NO. C08-04613

**AMENDED ORDER GRANTING  
 MOTION TO DISMISS**

Petitioner.

Petitioner David Bruntz’s motion to dismiss came on regularly for hearing before this Court on August 18, 2009 before the Honorable Sandra B. Armstrong. After full consideration of the motion, this Court orders as follows:

IT IS HEREBY ORDERED that Petitioner David Bruntz’s motion to dismiss with prejudice is granted, and the letter of undertaking is released.

Dated: 10/7/09

  
 The Honorable Sandra B. Armstrong  
 U.S. District Court, Northern District of California

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**PROOF OF SERVICE**

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is Sedgwick, Detert, Moran & Arnold LLP, One Market Plaza, Steuart Tower, 8th Floor, San Francisco, California 94105. On October 2, 2009, I served the within document(s):

**[PROPOSED] AMENDED ORDER GRANTING MOTION TO DISMISS**

- FACSIMILE - by transmitting via facsimile the document(s) listed above to the fax number(s) set forth on the attached Telecommunications Cover Page(s) on this date before 5:00 p.m.
- MAIL - by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.
- PERSONAL SERVICE - by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- OVERNIGHT COURIER - by placing the document(s) listed above in a sealed envelope with shipping prepaid, and depositing in a collection box for next day delivery to the person(s) at the address(es) set forth below via .

Ms. Ines Kowalski  
State Farm Insurance Company  
P.O. Box 2375  
Bloomington, Illinois 61702-2375  
Claim No. 05M433350

Scott Giescke  
935 Jefferson Street  
Santa Clara, California 95050-4722

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

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.

Executed on October 2, 2009, at San Francisco, California.

\_\_\_\_\_  
Andrea Mackenzie