

1 Christian J. Gascou, Esq. (Bar No. 209957)
 2 GASCOU HOPKINS LLP
 3 1801 Avenue of the Stars, Suite 230
 4 Los Angeles, California 90067
 Telephone: (310) 785-9116
 Facsimile: (310) 785-9149

5 Attorneys for Plaintiffs,
 6 CAPITOL INDEMNITY CORPORATION and
 7 PLATTE RIVER INSURANCE COMPANY

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

11 CAPITOL INDEMNITY CORPORATION,)
 12 a Wisconsin corporation; PLATTE RIVER)
 13 INSURANCE COMPANY, a Nebraska)
 14 corporation)

CASE NO. C10-01892 SBA

STIPULATION TO DISMISSAL AND ORDER

15 Plaintiff,

16 vs.

17 MORRIS & ASSOCIATES INSURANCE)
 18 SERVICES, INC., a California Corporation;)
 THOMAS HENRY MORRIS an individual)
 and DOES 1-10,)

Defendants.)

19
 20 TO THE CLERK OF THIS COURT AND TO ALL PARTIES OF RECORD:

21 Having reached a settlement of the Plaintiffs' claims in this case pursuant to the
 22 Settlement Agreement attached as Exhibit A, the parties hereby jointly stipulate to dismissal of
 23 Plaintiffs claims in this action pursuant to Federal Rule of Civil Procedure 41 (a)(1)(ii). The
 24 parties stipulate that this dismissal shall be with prejudice. Each party will bear its own costs
 25 and expenses.
 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

Respectfully submitted,

The Plaintiffs:

DATED:

GASCOU HOPKINS LLP

BY: _____
Christian J. Gascou

Attorneys for Capitol Indemnity
Corporation
and Platte River Insurance Company

The Defendants:

DATED:

HINSHAW & CULBERTSON LLP

BY: _____
Bradley M. Zamczyk

Attorneys for MORRIS & ASSOCIATES
INSURANCE SERVICES, INC., a
California Corporation; and THOMAS
HENRY MORRIS

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

ORDER

Having considered the parties' Joint **Stipulation of Dismissal** pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), and having considered the Settlement Agreement filed by the parties in this case, and good cause appearing therefore, the Court hereby **DISMISSES** this action. This **dismissal** shall be with prejudice. Each party will bear its own costs and expenses.

IT IS SO ORDERED.

DATED:2/10/12



Judge of the District Court

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on February 9, 2012, the foregoing STIPULATION TO DISMISSAL
3 AND [PROPOSED] ORDER was filed electronically. Notice of this filing will be sent to all parties
4 by operation of the Court’s electronic filing system. Parties may access this filing through the
5 Court’s system.

6
7 DATED: FEBRUARY 9, 2012

GASCOU HOPKINS LLP

8 /s/ Christian J. Gascou

9 Christian J. Gascou

10 Attorney for Capitol Indemnity Corporation
11 and Platte River Insurance Company
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28