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Attorneys for Plaintiff  
DIAMOND STATE INSURANCE COMPANY

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO/OAKLAND DIVISION

DIAMOND STATE INSURANCE  
COMPANY, *an Indiana corporation,*

Plaintiff,

v.

MARIN MOUNTAIN BIKES, INC., *a*  
*California corporation: et al.,*

Defendants.

No. 4:11-CV-05193-CW

STIPULATION AND ~~PROPOSED~~  
ORDER TO DISMISS ACTION WITH  
PREJUDICE

AND RELATED COUNTERCLAIMS.

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Pursuant to Fed. R. Civ. Proc. 41(a)(1)(A)(ii) and (c),  
plaintiff/counterdefendant Diamond State Insurance Company ("Diamond State")  
and defendant/counterclaimant Marin Mountain Bikes, Inc. ("Marin"), by and  
through their attorneys of record, hereby stipulate to the dismissal with prejudice of  
the instant action, including Diamond State's complaint and all counterclaims filed  
by Marin in this matter. Each party to bear its own costs.

IT IS SO STIPULATED,

Dated: February 27, 2013

NIELSEN HALEY & ABBOTT, LLP

By: Jennifer S. Cohn  
Jennifer S. Cohn  
Attorneys for Plaintiff/Cross-defendant  
Diamond State Insurance Company

Dated: February 27, 2013

DONAHUE GALLAGHER WOODS LLP

By: William Hill  
William Hill  
Attorneys for Defendant/Cross-complainant  
Marin Mountain Bikes, Inc.

PURSUANT TO THE ABOVE STIPULATION, IT IS SO ORDERED. All  
pending motions are terminated.

Dated: 3/1/2013

Claudia Wilken  
Hon. Claudia Wilken  
United States District Court Judge