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E-FILED - 12/4/08

12 Attorneys for Defendant
UNIVERSAL UNDERWRITERS
13 INSURANCE COMPANY

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN JOSE DIVISION

18 BOB LEWIS VOLKSWAGEN,
19 Plaintiff,
20 vs.
21 UNIVERSAL UNDERWRITERS GROUP,
UNIVERSAL UNDERWRITERS
22 INSURANCE COMPANY, DOES 1 through
23 50, inclusive,
24 Defendants.

No. C 06 07332 RMW
STIPULATION REGARDING HEARING
DATE AND ~~PROPOSED~~ ORDER

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The parties, by and through their respective counsel of record, hereby stipulate and agree as follows and respectfully request that the Court approve and give effect to their stipulation:

WHEREAS the parties have reached a settlement in this case and are currently drafting the settlement and release agreement;

WHEREAS Universal's Motion for Summary Judgment on Bob Lewis's bad faith claim is currently scheduled for hearing on December 5, 2008; and

WHEREAS Universal's Motion for Summary Judgment is moot in view of the parties' settlement and the parties propose to withdraw the motion in the interests of judicial economy;

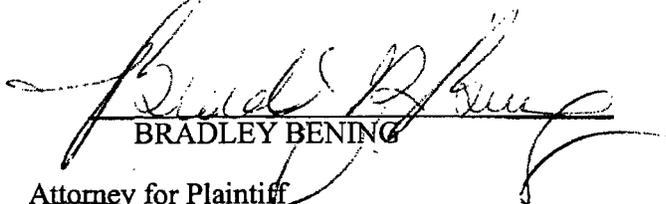
IT IS HEREBY STIPULATED AND AGREED that Universal's Motion for Summary Judgment is hereby withdrawn and the December 5, 2008 hearing date should be vacated.

IT IS SO STIPULATED.

Respectfully submitted,

Dated: December 3, 2008

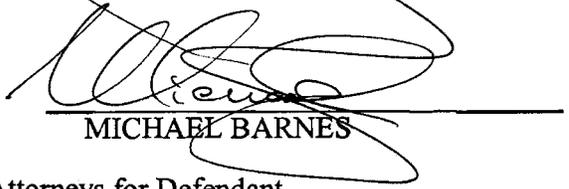
WILLOUGHBY, STUART & BENING


BRADLEY BENING

Attorney for Plaintiff
BOB LEWIS VOLKSWAGEN

Dated: December 3, 2008

SONNENSCHN NATH & ROSENTHAL LLP

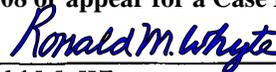

MICHAEL BARNES

Attorneys for Defendant
UNIVERSAL UNDERWRITERS INSURANCE
COMPANY

IT IS SO ORDERED.

DATED: 12/4/08, 2008

The parties shall file a dismissal with the Court by 12/15/08 or appear for a Case Management Conference on December 19, 2008 @ 10:30 a.m. (rmw)


Ronald M. Whyte
UNITED STATES DISTRICT JUDGE