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E-FILED - 6/24/10

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Attorneys for Defendant
 17 OLIN CORPORATION

18 UNITED STATES DISTRICT COURT

19 NORTHERN DISTRICT OF CALIFORNIA

20 SAN JOSE DIVISION

21 SANTA CLARA VALLEY WATER DISTRICT,

No. C07-03756 RMW

22 Plaintiff,

STIPULATION OF DISMISSAL

23 v.

24 OLIN CORPORATION; and DOES 1-10,
 inclusive,

25 Defendants.

26 AND RELATED COUNTERCLAIM

1 The Santa Clara Valley Water District (the “District”) and Olin Corporation
2 (“Olin”), stipulate to the following:

3 WHEREAS, on July 20, 2007, the District filed a Complaint against Olin in this
4 action;

5 WHEREAS, on October 18, 2007, the District filed a First Amended Complaint;

6 WHEREAS, on November 1, 2007, Olin filed a Counterclaim against the District;

7 WHEREAS, on March 16, 2009, Olin filed a First Amended Counterclaim.

8 IT IS HEREBY STIPULATED by and between the parties to this action through
9 their designated counsel that Case No. C07-03756 RMW, in its entirety, including the
10 Complaint, First Amended Complaint, Counterclaim, and First Amended Counterclaim, be and
11 hereby is dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1). Each
12 party will bear its own costs and attorneys’ fees.

13 DATED: June 8, 2010

14 Bingham McCutchen LLP

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17 By: /s/Christopher P. Berka
18 Christopher P. Berka
19 Attorneys for Plaintiff
20 SANTA CLARA VALLEY WATER
DISTRICT

21 DATED: June 8, 2010

22 Creech, Liebow & Kraus

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25 By: /s/Randall C. Creech
26 Randall C. Creech
27 Attorneys for Defendant
28 OLIN CORPORATION

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.

2
3 DATED: 6/23, 2010

Ronald M. Whyte

THE HONORABLE RONALD M. WHYTE
UNITED STATES DISTRICT COURT JUDGE

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1 **CERTIFICATION BY CHRISTOPHER P. BERKA PURSUANT TO GENERAL ORDER**
2 **NO. 45, SECTION X. RE E-FILING ON BEHALF OF MULTIPLE SIGNATORIES**

3 1. I am a lawyer licensed to practice law in the State of California, and am a partner
4 in the law firm of Bingham McCutchen LLP, counsel for Plaintiff Santa Clara Valley Water
5 District. The statements herein are made on my personal knowledge, and if called as a witness I
6 could and would testify thereto.

7 2. The above e-filed document contains multiple signatures. I declare that
8 concurrence has been obtained from each of the other signatories to file this jointly prepared
9 document with the Court. Pursuant to General Rule No. 45, I shall maintain records to support
10 this concurrence for subsequent production for the Court if so ordered, or for inspection upon
11 request by a party until one year after final resolution of the action (including appeal, if any).

12 I declare under penalty of perjury under the laws of the State of California that the
13 foregoing is true and correct on June 8, 2010.

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15 /s/ Christopher P. Berka
16 Christopher P. Berka
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