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Attorneys for Defendant TRAVELERS INDEMNITY  
COMPANY OF CONNECTICUT

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

THE MICHEL FAMILY TRUST,

Plaintiff,

vs.

TRAVELERS INDEMNITY COMPANY  
OF CONNECTICUT, THE TRAVELERS  
INDEMNITY COMPANY, and DOES 1 to  
100, inclusive,

Defendants.

**CASE NO. C09-04144 PVT**

**STIPULATION TO DISMISS  
PLAINTIFF'S CLAIMS FOR BREACH  
OF THE COVENANT OF GOOD FAITH  
AND FAIR DEALING, NEGLIGENCE  
AND PUNITIVE DAMAGES WITH  
PREJUDICE;  
[PROPOSED] ORDER THEREON**

TO THE HONORABLE PATRICIA V. TRUMBULL, U.S. DISTRICT COURT MAGISTRATE  
JUDGE:

**STIPULATION**

WHEREAS, Plaintiff MICHEL FAMILY TRUST has agreed to dismiss its claims against  
Defendant THE TRAVELERS INDEMNITY COMPANY OF CONNECTICUT for Breach of the  
Covenant of Good Faith and Fair Dealing, Negligence and Punitive Damages, with prejudice,  
under Federal Rules of Civil Procedure, Rule 41(a)(2); and

The parties to this action agree, through their respective attorneys, that Plaintiff MICHEL  
FAMILY TRUST hereby dismisses its claims against Defendant THE TRAVELERS

INDEMNITY COMPANY OF CONNECTICUT for Breach of the Covenant of Good Faith and Fair Dealing, Negligence and Punitive Damages, with prejudice,

**IT IS SO STIPULATED.**

Respectfully submitted,

DATED: August 20, 2010

**FORAN GLENNON PALANDECH PONZI &  
RUDLOFF PC**

By: /s/ Kathleen M. DeLaney  
Kathleen M. DeLaney

Attorneys for Defendant  
**TRAVELERS INDEMNITY COMPANY OF  
CONNECTICUT**

DATED: August 20, 2010

**WILLIAMS, PINELLI & CULLEN, LLP**

By: /s/ Amy Carlson  
Amy Carlson

Attorneys for Plaintiff  
**MICHEL FAMILY TRUST**

**ORDER OF DISMISSAL**

Based on the above-stated stipulation, and good cause otherwise appearing, IT IS ORDERED that Plaintiff's claims against Defendant THE TRAVELERS INDEMNITY COMPANY OF CONNECTICUT for Breach of the Covenant of Good Faith and Fair Dealing, Negligence and Punitive Damages are hereby dismissed, with prejudice.

Date: August 23, 2010



PATRICIA V. TRUMBULL  
UNITED STATES MAGISTRATE JUDGE