

1 **IT IS HEREBY STIPULATED AND AGREED** by and between all parties to the
2 action through their respective counsel of record as follows:

3 1. EAST CHARLESTON, INC. ("ECI") and PACIFIC AMERICAN MANAGEMENT
4 COMPANY ("PAMCO") filed a Third Party Complaint against Third Party Defendant
5 FAIRCHILD SEMICONDUCTOR CORPORATION ("New Fairchild") on August 23, 2011.
6 Advalloy, Inc., filed crossclaims against New Fairchild on February 3, 2012.

7 2. As explained in Schlumberger Technology Corporation's ("Plaintiff") responses to
8 PAMCO's first set of special interrogatories, "the incorrect Fairchild has been named and served
9 via ECI's and PAMCO's third-party complaint. Since the New Fairchild did not lease the Site
10 and was not, in fact, incorporated until 1997, it has extremely limited information about the
11 matters alleged in the third-party complaint and is not an appropriate defendant in this action."

12 3. Based upon the new information provided by Plaintiff, the parties stipulate to permit ECI
13 and PAMCO to amend their complaint to allege claims against the successor to the Fairchild
14 entity that operated at the property at issue in this litigation - a Delaware corporation known as
15 National Semiconductor (Maine), Inc. - as stated in the proposed First Amended Third Party
16 Complaint attached as Exhibit "A."

17 4. Accordingly, the parties hereto stipulate as follows:

18 A. New Fairchild shall be entirely dismissed from this Action without prejudice;

19 B. Counterclaims filed by New Fairchild in this action shall be dismissed without
20 prejudice;

21 C. ECI and PAMCO may file the First Amended Third Party Complaint attached as
22 Exhibit "A" against National Semiconductor (Maine), Inc., as the successor to Fairchild Camera
23 and Instrument Corporation and Fairchild Semiconductor Corporation;

24 D. Following filing of the First Amended Third Party Complaint attached as Exhibit
25 "A," the new third-party defendant National Semiconductor (Maine), Inc., shall have twenty
26 (20) days to file an answer and any compulsory counterclaim or crossclaim.

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1 IT IS SO STIPULATED.

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3 Dated: April 27, 2012

BARG COFFIN LEWIS & TRAPP

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/s/ Tom Boer

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J. THOMAS BOER
Attorneys for Plaintiff and Counter-Defendant
SCHLUMBERGER TECHNOLOGY
CORPORATION, INC. and Third Party Defendant
FAIRCHILD SEMICONDUCTOR
CORPORATION

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9 Dated: April 27, 2012

GREBEN & ASSOCIATES

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/s/ Jan A. Greben

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JAN A. GREBEN

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JEFF COYNER

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DANIELLE DE SMETH

Attorneys for Defendants and Third Party Plaintiffs
East Charleston, Inc. and Pacific American
Management Company

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16 Dated: April 27, 2012

WOOD, SMITH, HENNING & BERMAN LLP

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/s/ David F. Wood

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DAVID F. WOOD

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JON-ERIK W. MAGNUS

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Attorneys for Third Party Defendant and
Counter-Claimant, ADVALLOY, INC. by and
through Intervener GREAT AMERICAN
INSURANCE COMPANY OF NEW YORK

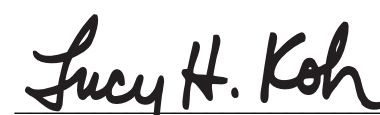
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24 IT IS SO ORDERED.

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26 Dated: May 3, 2012



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HONORABLE LUCY H. KOH
UNITED STATES DISTRICT JUDGE

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