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21 Attorneys for Defendants  
22 DRIVEWAY SOFTWARE CORPORATION,  
23 JAKE DINER a/k/a YAKOV DINER, and  
24 IGOR KATSMAN

25 **UNITED STATES DISTRICT COURT**  
26 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
27 **SAN JOSE DIVISION**

28 ALLSTATE INSURANCE COMPANY, )  
 )  
29 Plaintiff, )  
 )  
30 v. )  
 )  
31 DRIVEWAY SOFTWARE CORPORATION, )  
32 a Delaware Corporation; JAKE DINER a/k/a )  
33 YAKOV DINER, an individual; IGOR )  
34 KATSMAN, an individual; and DOES 1 )  
35 through 20, inclusive. )  
 )  
36 Defendants. )  
 )  
37 )  
38 )

Case No. 5:15-cv-04209-NC

**STIPULATION AND ORDER RE:  
SETTLEMENT AND 60-DAY STAY  
OF PROCEEDINGS**

Judge: Hon. Nathanael M. Cousins

Complaint Filed: Sept. 15, 2015

1 Plaintiff Allstate Insurance Company and Defendants Driveway Software Corporation,  
2 Jake Diner and Igor Katsman (collectively, the “Parties”) stipulate and agree as follows:

3 1. Following a Court-ordered ADR process with the Court’s ADR Mediator  
4 Tamara Lange, the Parties have agreed to a fully executed Settlement Agreement resolving the  
5 captioned matter (the “Action”).

6 2. The Settlement Agreement requires that certain terms be satisfied by Defendants  
7 within the next sixty (60) days, and, upon satisfaction of those terms, Plaintiff will file a  
8 dismissal with prejudice of the Action.

9 3. The Settlement Agreement calls for the Parties to jointly request – and the Parties  
10 do hereby so request – that this Court stay all proceedings for sixty (60) days, and vacate any  
11 pending deadlines during that sixty-day period, to permit satisfaction of the terms of the  
12 Settlement Agreement and submission of the dismissal with prejudice. The Parties also jointly  
13 request that the Court set a Status Conference on or about April 27, 2016, which Status  
14 Conference shall be vacated if the dismissal with prejudice has been filed as anticipated in the  
15 Settlement Agreement by that date.

16 DATED: February 22, 2016

**BALLARD SPAHR LLP**

17 By: /s/ Scott S. Humphreys  
18 Scott S. Humphreys

19 Attorneys for Plaintiff  
20 ALLSTATE INSURANCE COMPANY

21 DATED: February 22, 2016

**FENWICK & WEST LLP**

22 By: /s/ Eric Ball  
23 Andrew P. Bridges  
24 Jedediah Wakefield  
25 Eric Ball

26 Attorneys for Defendants  
27 DRIVEWAY SOFTWARE CORPORATION,  
28 JAKE DINER, and IGOR KATSMAN

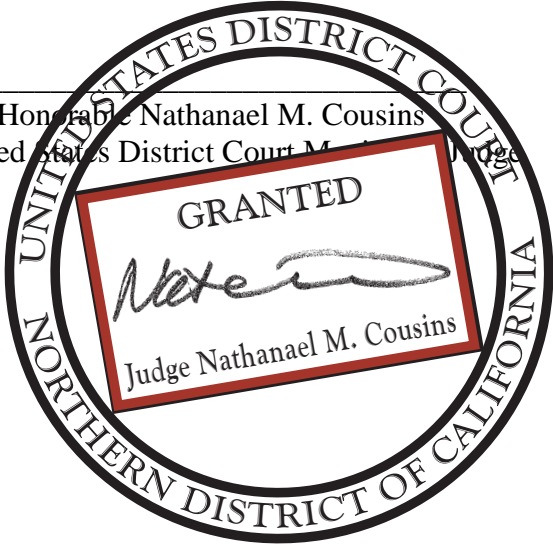
The filer of this document attests that concurrence in the filing of the document has been obtained from each of the other Signatories which shall serve in lieu of their signatures on the document.

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**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED: February 22, 2016

The Honorable Nathanael M. Cousins  
United States District Court



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1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on this 22nd day of February, 2016, I electronically filed a true and  
3 correct copy of the foregoing STIPULATION AND [PROPOSED] ORDER RE: SETTLEMENT  
4 AND 60-DAY STAY OF PROCEEDINGS with the Clerk of the Court using the CM/ECF  
5 system, which will cause same to be served on all parties through their counsel of record.

6 I declare under penalty of perjury under the laws of the State of California that the  
7 foregoing is true and correct.

8 Executed on February 22, 2016 at Los Angeles, California.

9 /s/ Scott S. Humphreys  
10 Scott S. Humphreys

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