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7 Attorneys for Plaintiff CENTEX HOMES

8  
 9 **UNITED STATES DISTRICT COURT**  
 10 **DISTRICT OF NEVADA**

11 CENTEX HOMES,  
 12  
 Plaintiff,  
 13  
 v.  
 14  
 EVEREST NATIONAL INSURANCE  
 15 COMPANY, a Delaware corporation;  
 INTERSTATE FIRE & CASUALTY  
 16 COMPANY, an Illinois corporation;  
 LEXINGTON INSURANCE COMPANY, a  
 17 Delaware corporation;  
 18  
 Defendants.

Case No. 2:16-cv-01275-GMN-CWH

**STIPULATION AND ORDER FOR  
 DISMISSAL OF FIRST AMENDED  
 COMPLAINT AGAINST DEFENDANT  
 EVEREST NATIONAL INSURANCE  
 COMPANY**

**PAYNE & FEARS LLP**  
 ATTORNEYS AT LAW  
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 20  
 21 IT IS HEREBY STIPULATED AND AGREED, by and between Sarah J. Odia of Payne &  
 22 Fears LLP, counsel for plaintiff Centex Homes, and Eric S. Powers of Selman Breitman LLP,  
 23 counsel for defendant Everest National Insurance Company, that the First Amended Complaint of  
 24 Centex Homes against Everest National Insurance Company be dismissed *with prejudice*, with  
 25 each party to pay their own attorneys' fees and costs.  
 26  
 27  
 28

1 DATED: May 29, 2018

PAYNE & FEARS LLP

2  
3 By           /s/ Sarah J. Odia          

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9 Attorneys for CENTEX HOMES

10 DATED: May 29, 2018

SELMAN BREITMAN LLP

11 By           /s/ Eric S. Powers          

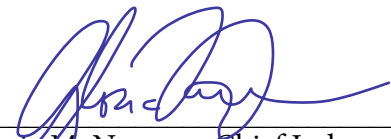
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16 Attorneys for Defendant EVEREST NATIONAL  
17 INSURANCE COMPANY

18 **ORDER**

19 IT IS SO ORDERED, that the First Amended Complaint of Centex Homes against defendant  
20 Everest National Insurance Company is hereby dismissed with prejudice, with each party to pay  
21 their own attorneys' fees and costs.

22 Dated this 14 day of June, 2018.

23   
24 \_\_\_\_\_  
25 Gloria M. Navarro, Chief Judge  
26 UNITED STATES DISTRICT COURT

27 4853-2058-3519.2