

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

**In re Methyl Tertiary-Butyl Ether
("MTBE") Products Liability Litigation**

Master File No. 1:00-1898 (SAS)
MDL No. 1358

This document pertains to:

*Commonwealth of Pennsylvania v. Exxon Mobil
Corporation, et al., Case No. 14-cv-06228*

STIPULATION OF DISMISSAL OF INSURANCE CLAIMS AGAINST CITGO

WHEREAS Plaintiffs have agreed to dismiss without prejudice their insurance claims (as defined below) against CITGO Petroleum Corporation and CITGO Refining and Chemicals Company L.P. (collectively "CITGO");

WHEREAS the parties have agreed to jointly request that the Court enter the attached proposed order of dismissal:

THE PARTIES HEREBY STIPULATE AND AGREE that Count VII (subrogation), Count VIII (unjust enrichment) and Count IX (Pennsylvania Storage Tank and Spill Prevention Act) of the Amended Complaint, which collectively are defined as the "Insurance Claims," are dismissed without prejudice as to CITGO. All other claims in the Amended Complaint remain pending and unaffected by this Stipulation.

THE PARTIES FURTHER STIPULATE AND AGREE that each of the parties to this stipulation shall bear and pay its own costs, expenses, and attorneys' fees heretofore incurred in connection with the claims made against CITGO in Counts VII, VIII and IX of the Amended Complaint.

SO STIPULATED.

Dated: February 18, 2015

THE COMMONWEALTH OF PENNSYLVANIA,
BY AND THROUGH PENNSYLVANIA
ATTORNEY GENERAL KATHLEEN G. KANE,
THE PENNSYLVANIA INSURANCE
DEPARTMENT, THE PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL
PROTECTION, AND THE PENNSYLVANIA
UNDERGROUND STORAGE TANK
INDEMNIFICATION FUND

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CITGO PETROLEUM CORPORATION AND
CITGO REFINING AND CHEMICALS
COMPANY L.P.

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