

Exhibit C

1 TIMOTHY R. MACDONALD (*Admitted Pro Hac Vice*)
timothy.macdonald@arnoldporter.com
2 ARNOLD & PORTER KAYE SCHOLER LLP
370 Seventeenth Street, Suite 4400
3 Denver, CO 80202-1370
Telephone: 303.863.1000
4 Facsimile: 303.832.0428

5 MATTHEW T. HEARTNEY (State Bar No. 123516)
matthew.heartney@arnoldporter.com
6 STEPHANIE B. WEIRICK (State Bar No. 204790)
stephanie.weirick@arnoldporter.com
7 ARNOLD & PORTER KAYE SCHOLER LLP
777 South Figueroa Street, 44th Floor
8 Los Angeles, CA 90017-5844
Telephone: 213.243.4000
9 Facsimile: 213.243.4199

10 *Attorneys for Atlantic Richfield Company, BP West Coast
Products LLC, and BP Products North America Inc.*

11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA
13 SOUTHERN DIVISION

14
15 ORANGE COUNTY WATER
16 DISTRICT,

17 Plaintiff,

18 v.

19 UNOCAL CORPORATION, *et al.*,

20 Defendants.

Case No. 8:03-cv-01742-CJC (DFMx)

Assigned to: Hon. Cormac J. Carney

**[PROPOSED] ORDER GRANTING
MOTION FOR ORDER
DETERMINING GOOD FAITH
SETTLEMENT**

Date: February 25, 2019

Time: 1:30 p.m.

Courtroom: 7C

Judge: Hon. Cormac J. Carney

1 The Motion of Defendants Atlantic Richfield Company, BP West Coast
2 Products LLC, and BP Products North America Inc. (collectively, “BP”) for Order
3 Determining Good Faith Settlement (the “Motion”) came on for hearing in this Court
4 on February 25, 2019. Having considered the papers submitted by the parties, and for
5 good cause shown, the Court will and hereby does issue the following orders:

- 6 1) The Settlement Agreement, Exhibit 1 to the Declaration of Matthew T.
7 Heartney, between Plaintiff Orange County Water District (“OCWD”)
8 and BP, was entered into in good faith, as defined under California Code
9 of Civil Procedure sections 877 and 877.6;
- 10 2) The negotiations of the Settlement Agreement between OCWD and BP
11 were conducted fairly, in good faith, and at arm’s length, and there is no
12 evidence of bad faith, fraud, collusion, tortious conduct, or any intent to
13 impact unfairly or injure the rights or interests of other defendants,
14 former defendants, prior settling defendants, or others;
- 15 3) Pursuant to California Code of Civil Procedure section 877.6(c), all
16 parties who are released from claims by OCWD under the Settlement
17 Agreement are entitled to protection as settling tortfeasors to the extent
18 provided by California Code of Civil Procedure section 877.6(c); and
- 19 4) Pursuant to Federal Rule of Civil Procedure 54(b), final judgment is
20 entered.

21
22 IT IS SO ORDERED.

23
24 Dated: _____

By: _____

25 Hon. Cormac J. Carney
26
27
28