

THE HON. BARBARA JACOBS ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

KING COUNTY, a Washington municipal corporation,

Plaintiff,

vs.

TRAVELERS INDEMNITY COMPANY; et. al.,

Defendants.

No. 2:14-cv-01957-BJR

ORDER GRANTING WESTPORT INSURANCE CORPORATION'S MOTION FOR ORDER APPROVING SETTLEMENT AND BARRING CLAIMS BY NON-SETTLING INSURERS

THIS MATTER having come on for consideration before The Honorable Barbara Jacobs Rothstein on Westport Insurance Corporation's ("Westport") Motion For Order Approving Settlement And Barring Claims By Non-Settling Insurers, and the Court having considered:

1. Westport's Motion For Order Approving Settlement And Barring Claims By Non-Settling Insurers;
2. Declarations of Robin Craig and Ken Battis in support thereof;
3. Responses,

The Court GRANTS Westport's Motion for Order Approving Settlement and Barring Claims and APPROVES the Confidential Settlement Agreement and Release ("Settlement Agreement") between Plaintiff King County and Defendant Westport. The Court further FINDS and ORDERS:

1. The Settlement Agreement between Westport and King County is reasonable, and was

1 the result of arm's-length negotiations between parties represented by counsel. The Settlement
2 Agreement is not collusive, inadequate, or entered into for any other improper purpose.

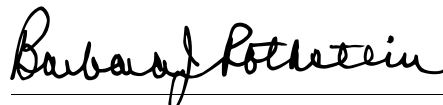
3 2. The non-settling insurers are adequately protected based on, among other things, the
4 terms of the Settlement Agreement, the non-settling insurers' retention of their coverage defenses.
5 And King County's representations related to potential setoff for settlements in this case. *See King*
6 *County v. Travelers Indem. Co.*, 2018 WL 1792189, at *3 (W.D. Wash. Apr. 16, 2018).

7 3. The Court ORDERS that all Claims, cross-claims, and counterclaims, by and against
8 Westport in this action are DISMISSED with PREJUDICE. The Court further ORDERS that any other
9 claims for contribution, allocation, subrogation, and equitable indemnity and any other cause of action
10 in connection with this action against Westport by any other insurers of King County are hereby
11 BARRED.

12 4. The Court directs that this Order shall be entered as a final judgment under Federal
13 Rule of Civil Procedure 54(b).

14 IT IS SO ORDERED.

15 DATED this 5th day of September, 2019.

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20 Barbara Jacobs Rothstein
21 U.S. District Court Judge

22 Presented by:

23
24 s/ Sally E. Metteer

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11 *Employers Reinsurance Corporation; and Westport*
12 *Insurance Corporation, as successor-in-interest to*
13 *Puritan Insurance Company, formerly known as*
14 *The Manhattan Fire & Marine Insurance Company*
15 *Westport Insurance Corporation*

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