

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

WILLIAM ROPER and CAROL ROPER,
individually and as a marital community,

Plaintiffs,

v.

BORGWARNER MORSE TEC, INC., *et al.*,

Defendants.

No.: 2:16-CV-01453-TSZ

STIPULATED MOTION OF DISMISSAL
AS TO DEFENDANT METALCLAD
INSULATION, LLC

[Clerk's Action Required]

STIPULATION

Plaintiffs have agreed to dismiss their claims with prejudice against defendant, Metalclad Insulation, LLC, as alleged in their complaint filed herein, and defendant has agreed to waive its fees and costs incurred in this matter.

By stipulated motion, the undersigned parties hereby move the court for entry of the order incorporated herein.

DATED: June 13, 2017

NAPOLI SHKOLNIK, PLLC

/s/ Tammy C. Barcenilla
Tammy C. Barcenilla (*pro hac vice*)
Attorneys for Plaintiffs

DATED: June 13, 2017

BULLIVANT HOUSER BAILEY PC

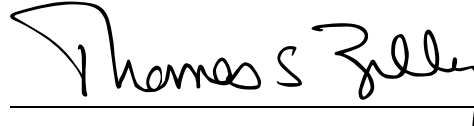
/s/ Katherine M. Steele
Katherine M. Steele, WSBA #11927
Attorneys for Defendant
Metalclad Insulation, LLC

1 **ORDER**

2 Pursuant to stipulation, it is so ORDERED.

3 Plaintiffs' claims against defendant Metalclad Insulation, LLC are dismissed with
4 prejudice, reserving to plaintiffs their claims against all other parties. Defendant Metalclad
5 Insulation, LLC's motion for summary judgment, docket no. 93, is STRICKEN as moot.

6 DATED this 14th day of June, 2017.

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8 Thomas S. Zilly
9 United States District Judge

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11 Prepared and presented by:

12 BULLIVANT HOUSER BAILEY PC

13
14 By /s/ Katherine M. Steele
15 Katherine M. Steele, WSBA #11927
16 Attorneys for Defendant
17 Metalclad Insulation, LLC

18 APPROVED AS TO FORM:
19 NOTICE OF PRESENTATION WAIVED

20 NAPOLI SHKOLNIK, PLLC

21
22 By /s/ Tammy C. Barcenilla
23 Tammy C. Barcenilla (*pro hac vice*)
24 Attorneys for Plaintiffs

25 4852-8898-9770.1