

THE HONORABLE JAMES L. ROBERT

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PATRICK JACK and LESLIE JACK,  
husband and wife,

Plaintiffs,

v.

ASBESTOS CORPORATION LTD., et al,

Defendants.

No.: 2:17-cv-00537 JLR

STIPULATION AND ~~PROPOSED~~  
ORDER OF DISMISSAL AS TO  
DEFENDANT AURORA PUMP  
COMPANY



STIPULATION

Plaintiffs Patrick Jack and Leslie Jack and defendant Aurora Pump Company, by and through their respective counsel of record, hereby stipulate and agree that all claims against defendant Aurora Pump Company only may be dismissed in their entirety without prejudice, with all parties to bear their own costs and fees.

///

///

///

///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

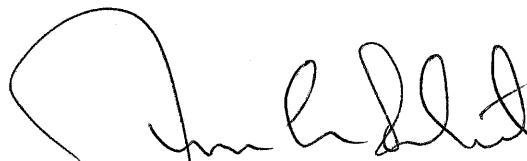
<p>DATED this 2<sup>nd</sup> day of April, 2018.</p>	<p>DATED this 2<sup>nd</sup> day of April, 2018.</p>
<p><u>/s/ Jeanne F. Loftis</u>                  Jeanne F. Loftis, WSBA #35355                  E-mail: <a href="mailto:jeanne.loftis@bullivant.com">jeanne.loftis@bullivant.com</a>                  BULLIVANT HOUSER BAILEY                  888 SW Fifth Avenue, Ste 300                  Portland, OR 97024                  Telephone: (503) 499-4430</p> <p><u>/s/ Brendan Hanrahan</u>                  Brendan Hanrahan, WSBA #42980                  E-mail: <a href="mailto:brendan.hanrahan@bullivant.com">brendan.hanrahan@bullivant.com</a>                  BULLIVANT HOUSER BAILEY                  1700 Seventh Ave., Ste. 1810                  Seattle, WA 98101                  Telephone: (206) 292-8930</p> <p>Attorneys for Aurora Pump Company</p>	<p><u>/s/ Benjamin H. Adams (with permission)</u>                  Benjamin H. Adams (<i>Pro Hac Vice</i>)                  Charles W. Branham, III (<i>Pro Hac Vice</i>)                  Email: <a href="mailto:badams@dobllp.com">badams@dobllp.com</a>,  <a href="mailto:cbranham@dobllp.com">cbranham@dobllp.com</a>                  DEAN OMAR BRANHAM LLP                  302 N. Market Street, Suite 300                  Dallas, TX 75202                  Telephone: (214) 722-5990</p> <p>Thomas J. Breen, WSBA #34574                  Lucas Garrett, WSBA #32452                  William Rutzick, WSBA #11533                  Kristin Houser, WSBA #7286                  SCHROETER GOLDMARK &amp; BENDER                  Email: <a href="mailto:breen@sgb-law.com">breen@sgb-law.com</a>, <a href="mailto:garrett@sgb-law.com">garrett@sgb-law.com</a>,  <a href="mailto:rutzick@sgb-law.com">rutzick@sgb-law.com</a>,  <a href="mailto:houser@sgb-law.com">houser@sgb-law.com</a>                  810 Third Avenue, Suite 500                  Seattle, WA 98104                  Telephone: (206) 622-8000</p> <p>Attorneys for Plaintiffs</p>

ORDER OF DISMISSAL

1  
2 The Court having considered the Stipulation by the plaintiffs and defendant Aurora  
3 Pump Company, and being fully advised in the premises, now, therefore hereby ORDERS  
4 that all claims against defendant Aurora Pump Company are dismissed without prejudice and  
5 without costs to any party.  
6

7 FURTHER, the Court finds that there is no just reason for delaying entry of final  
8 judgment in regard to defendant Aurora Pump Company. Based on the foregoing finding, the  
9 Court hereby directs that pursuant to CR 54(b) final judgment be entered dismissing all  
10 claims against defendant Aurora Pump Company.

11 DATED this <sup>9<sup>th</sup></sup> day of April, 2018

  
\_\_\_\_\_  
14 THE HONORABLE JAMES L. ROBART  
15  
16

17 PRESENTED BY:

18 /s/ Brendan Hanrahan  
19 Brendan Hanrahan, WSBA #42980  
20 E-mail: [brendan.hanrahan@bullivant.com](mailto:brendan.hanrahan@bullivant.com)  
21 BULLIVANT HOUSER BAILEY  
22 1700 Seventh Ave., Ste. 1810  
Seattle, WA 98101  
Telephone: (206) 292-8930

23  
24 Attorneys for Aurora Pump Company  
25  
26

1 APPROVED as to form and content:

2 /s/ Benjamin H. Adams (with permission)

3 Benjamin H. Adams (*Pro Hac Vice*)

4 Charles W. Branham, III (*Pro Hac Vice*)

5 Email: [badams@doblpl.com](mailto:badams@doblpl.com), [cbranham@doblpl.com](mailto:cbranham@doblpl.com)

6 DEAN OMAR BRANHAM LLP

7 302 N. Market Street, Suite 300

8 Dallas, TX 75202

9 Telephone: (214) 722-5990

10 Thomas J. Breen, WSBA #34574

11 Lucas Garrett, WSBA #32452

12 William Rutzick, WSBA #11533

13 Kristin Houser, WSBA #7286

14 SCHROETER GOLDMARK & BENDER

15 Email: [breen@sgb-law.com](mailto:breen@sgb-law.com), [garrett@sgb-law.com](mailto:garrett@sgb-law.com), [rutzick@sgb-law.com](mailto:rutzick@sgb-law.com), [16 \[law.com\]\(mailto:houser@sgb-law.com\)](mailto:houser@sgb-</a></p></div><div data-bbox=)

17 810 Third Avenue, Suite 500

18 Seattle, WA 98104

19 Telephone: (206) 622-8000

20 Attorneys for Plaintiffs

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

**CERTIFICATE OF SERVICE**

I hereby certify that on April 6, 2018 I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Thomas J. Breen  
Lucas Garrett  
SCHROETER GOLDMARK & BENDER  
500 Central Bldg.  
810 3rd Ave.  
Seattle, WA 98104-1693  
breen@sgb-law.com; garrett@sgb-law.com; rutzick@sgb-law.com; houser@sgb-law.com

Benjamin Adams  
DEAN OMAR BRANHAM  
3900 Elm St.  
Dallas, TX 75226  
badams@dobllp.com

**Attorneys for Plaintiffs**

Barry N Mesher  
Brian D. Zeringer  
SEDGWICK LLP  
600 University St., Ste. 2915  
Seattle, WA 98101-4172  
Asbestos.Seattle@sedgwicklaw.com

**Attorneys for Air & Liquid Systems Corporation, Buffalo Pumps, Inc., Crown Cork & Seal**

William E. Fitzharris, Jr.  
David Chawes  
PREG O'DONNELL & GILLET, PLLC  
901 5th Ave., Ste. 3400  
Seattle, WA 98164  
asbestos@pregodonnell.com

**Attorneys for Armstrong International**

1 Mark Tuvim  
2 Kevin Craig  
3 GORDON REES SCULLY MANSUKHANI, LLP  
4 701 5th Ave., Ste. 2100  
Seattle, WA 98104  
SEAAbestos@gordonrees.com

5 **Attorneys for Asbestos Corporation Ltd., Hennessy Industries, Inc., Ingersoll Rand**  
6 **Company, Velan Valve**

7 Richard D. Ross  
8 Michael J. Madderra  
9 Selman Breitman LLP  
10 800 Fifth Ave., Ste. 4100  
Seattle, WA 98104  
ross@selmanlaw.com; asbestoswa@selmanlaw.com

11 **Attorneys for Borg Warner Corporation**

12 Christopher S. Marks  
13 Erin P. Fraser  
14 TANENBAUM KEELE LLP  
15 One Convention Place  
701 Pike St., Suite 1575  
Seattle, WA 98101  
efraser@tktrial.com

16 **Attorneys for CBS Corp., General Electric Company**

17  
18 Philip S. Van Der Weele  
19 K&L GATES  
20 925 4th Ave., Ste. 2900  
Seattle, WA 98104-1158  
SE.Asbestos@klgates.com

21 **Attorneys for Crane Co.**

22 Barry N Mesher  
23 John G. Goller - von Briesen & Roper, S.C.  
24 SEDGWICK LLP  
25 600 University St., Ste. 2915  
Seattle, WA 98101-4172  
asbestos.seattle@sedgwicklaw.com

26 **Attorneys for Crosby Valve, Inc.**

CERTIFICATE OF SERVICE

PAGE 2

Bullivant|Houser|Bailey PC

300 Pioneer Tower  
888 SW Fifth Avenue  
Portland, Oregon 97204-2089  
Telephone: 503.228.6351

1  
2 Randy J Aliment  
3 LEWIS BRISBOIS BISGAARD & SMITH LLP  
4 1111 Third Ave., Ste. 2700  
5 Seattle, WA 98101  
6 seattle-asbestos@lewisbrisbois.com

7 **Attorneys for Flowserve US, Inc.**

8 Mark J Fucile  
9 Daniel Reising  
10 FUCILE & REISING, LLP  
11 Portland Union Station  
12 800 NW 6th Ave., Ste. 211  
13 Portland, OR 97209-3783  
14 service@frllp.com

15 **Attorneys for Ford Motor Company**

16 Dirk Bernhardt  
17 SEDGWICK LLP  
18 600 University St., Ste. 2915  
19 Seattle, WA 98101-4172  
20 Asbestos.Seattle@sedgwicklaw.com

21 **Attorneys for Foster Wheeler Energy Corp.**

22 Claude F. Bosworth  
23 RIZZO MATTINGLY BOSWORTH PC  
24 1300 SW 6th Ave., Ste. 330  
25 Portland, OR 97201-3530  
26 asbestos@rizzopc.com

**Attorneys for Gardner Denver, Inc.**

Ronald C. Gardner  
GARDNER TRABOLSI & ASSOCIATES PLLC  
2200 6th Ave., Ste. 600  
Seattle, WA 98121  
Rgardner@gandtlawfirm.com; amy.talarico@morganlewis.com;  
william.lancaster@morganlewis.com; william.schaub@morganlewis.com

**Attorneys for Goulds Pumps (IPG), Inc.**

1 James H Gidley  
2 Kristine E. Kruger  
3 PERKINS COIE LLP  
4 1201 Third Ave., Ste. 4800  
5 Seattle, WA 98101  
6 HW\_Asbestos\_SEA@perkinscoie.com

7 **Attorneys for Honeywell International Inc.**

8 James E. Horne  
9 GORDON THOMAS HONEYWELL  
10 600 University, Suite 2101  
11 Seattle, WA 98101-4185  
12 service@gth-law.com

13 **Attorneys for IMO Industries, Inc.**

14 Katherine M Steele  
15 BULLIVANT HOUSER BAILEY  
16 1700 Seventh Ave., Ste. 1810  
17 Seattle, WA 98101-1618  
18 asbestos@bullivant.com

19 **Attorneys for Kelsey-Hayes Company, MeadWestvaco Corporation, MW Custom  
20 Papers, LLC**

21 Richard Gawlowski  
22 WILSON, SMITH, COCHRAN & DICKERSON  
23 901 5th Ave., Ste. 1700  
24 Seattle, WA 98164-2050  
25 metlifeasbestos@wscd.com

26 **Attorneys for Metropolitan Life Insurance Company**

Diane J Kero  
GORDON THOMAS HONEYWELL  
600 University, Suite 2101  
Seattle, WA 98101-4185  
service@gth-law.com

**Attorneys for Pneumo Abex LLC, Dana Companies, LLC**



1  
2 Nicole R. MacKenzie  
3 Ryan W. Vollans  
4 WILLIAMS, KASTNER & GIBBS  
5 601 Union St., Ste. 4100  
6 Seattle, WA 98101-2380  
7 wkgasbestos@williamskastner.com

8 **Attorneys for Carrier Corporation**

9 Tim D. Wackerbarth  
10 LANE POWELL PC  
11 1420 5th Ave., Ste. 4100  
12 Seattle, WA 98101  
13 asbestos@lanepowell.com

14 **Attorneys for Union Pacific Railroad Company**

15 Christopher R. Youtz  
16 SIRIANNI YOUTZ MEIER & SPOONEMORE  
17 719 2nd Ave., Ste. 1100  
18 Seattle, WA 98104-1709  
19 cyoutz@sylaw.com

20 **Attorneys for Uniroyal Holdings, Inc.**

21 Ronald C. Gardner  
22 GARDNER TRABOLSI & ASSOCIATES PLLC  
23 2200 6th Ave., Ste. 600  
24 Seattle, WA 98121  
25 asbestos@gandtlawfirm.com

26 **Attorneys for Viad Corporation**

J. Michael Mattingly  
RIZZO MATTINGLY BOSWORTH PC  
1300 SW 6th Ave., Ste. 330  
Portland, OR 97201-3530  
asbestos@rizzopc.com

**Attorneys for Warren Pumps, Inc.**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

Dana C. Kopij  
WILLIAMS, KASTNER & GIBBS  
601 Union St., Ste. 4100  
Seattle, WA 98101-2380  
wkgasbestos@williamskastner.com

**Attorneys for Weir Valve and Controls USA, Inc., The Nash Engineering Company**

Brian Smith  
FOLEY & MANSFIELD, PLLP  
999 3rd Ave., Ste. 3760  
Seattle, WA 98104  
asbestos-sea@foleymansfield.com

**Attorneys for Wm. Powell**

By /s/ Rachel Barbour  
Rachel Barbour, Legal Assistant  
Bullivant Houser Bailey, PC  
888 SW Fifth Avenue, Ste 300  
Portland, OR 97024  
Telephone: (503) 499-4628  
Email: Rachel.barbour@bullivant.com