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The Honorable Robert S. Lasnik

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ALLIED WORLD SURPLUS LINES
INSURANCE COMPANY F/K/A DARWIN
SELECT INSURANCE COMPANY and ALLIED
WORLD SPECIALTY INSURANCE COMPANY
F/K/A DARWIN NATIONAL ASSURANCE
COMPANY,

Plaintiff,

v.

PREMERA,

Defendant.

NO. 2:17-cv-00714-RSL

**STIPULATION FOR DISMISSAL
OF CLAIMS BETWEEN ALLIED
WORLD AND PREMERA WITH
PREJUDICE**

PREMERA,

Counterclaimants,

v.

ALLIED WORLD SURPLUS LINES
INSURANCE COMPANY F/K/A DARWIN
SELECT INSURANCE COMPANY and ALLIED
WORLD SPECIALTY INSURANCE COMPANY
F/K/A DARWIN NATIONAL ASSURANCE
COMPANY; LEXINGTON INSURANCE
COMPANY; BCS INSURANCE COMPANY;
HOMELAND INSURANCE COMPANY OF
NEW YORK; IRONSHORE SPECIALTY
INSURANCE COMPANY; RLI INSURANCE
COMPANY; TRAVELERS CASUALTY AND

STIPULATION FOR DISMISSAL OF CLAIMS BETWEEN ALLIED
WORLD AND PREMERA WITH PREJUDICE - 1
Case No. 2:17-cv-00714

1830972.01

1 SURETY COMPANY OF AMERICA; AND
2 RSUI INDEMNITY COMPANY,

3 Counterclaim Defendants.

4 Pursuant to Federal Rule of Civil Procedure 41(a)(1) and (2), Plaintiffs-Counter
5 Defendants Allied World Surplus Lines Insurance Company f/k/a Darwin Select Insurance
6 Company and Allied World Specialty Insurance Company f/k/a Darwin National Assurance
7 Company Allied World (collectively "Allied World") and Defendant Premera Blue Cross
8 ("Premera") by and through their respective attorneys, hereby dismiss all claims, counterclaims
9 and defenses asserted by and between Allied World and Premera with prejudice, with Allied
10 World and Premera to bear their own fees and costs. Counterclaim Defendants Lexington
11 Insurance Company ("Lexington"); BCS Insurance Company ("BCS"); Homeland Insurance
12 Company Of New York ("Homeland"); Ironshore Specialty Insurance Company ("Ironshore");
13 RLI Insurance Company ("RLI"); Travelers Casualty And Surety Company of America
14 ("Travelers"); and RSUI Indemnity Company ("RSUI"), by and through their respective
15 attorneys, hereby stipulate to the dismissal. In support of this motion, the Parties state as
16 follows:

17 1. This lawsuit arises in the context of Premera's ongoing defense of underlying
18 antitrust litigation in Multi-District Litigation pending in the United States District Court for
19 the Northern District of Alabama, In Re: Blue Cross Blue Shield Antitrust Litigation, Master
20 File No 2:13-cv-20000-RDP ("Antitrust Litigation"), brought against Premera, all other Blue
21 Cross and Blue Shield Plans and the Blue Cross Blue Shield Association by (1) all health care
22 providers in the United States and Puerto Rico and (2) all individuals covered under a health
23 plan with any Blue Cross Blue Shield company. See ECF Nos. 1, 12, 26.

1 COMPANY OF AMERICA; AND RSUI
2 INDEMNITY COMPANY,

3
4 Defendants.

5 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

6 DATED this 10th day of December, 2018.

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Allied World Specialty Insurance Company F/K/A
Darwin National Assurance Company***

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1 Based on the above Stipulation, IT IS SO ORDERED.

2 DATED this 11 day of December, 2018.

3 *Robert S. Lasnik*

4 The Honorable Robert S. Lasnik

5 Presented by:

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