S:\Martinez\Massachusetts 17-1174.stip-ord-dsm.docx

1 2 3 4 5 UNITED STATES DISTRICT COURT 6 FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE 7 MASSACHUSETTS BAY INSURANCE NO. C17-1174 RSM 8 COMPANY and THE HANOVER 9 STIPULATED LIMITED DISMISSAL INSURANCE COMPANY, OF PLAINTIFFS' CLAIMS AGAINST 10 DEFENDANTS PUSH HDD, LLC, Plaintiffs, REECE CONSTRUCTION VS. 11 COMPANY, AND HUDSON **INSURANCE COMPANY** PUSH HDD, LLC; REECE 12 CONSTRUCTION COMPANY; ZURICH 13 AMERICAN INSURANCE COMPANY: AND HUDSON INSURANCE COMPANY 14 Defendants. 15 16 I. STIPULATION 17 Plaintiffs Massachusetts Bay Insurance Company and The Hanover Insurance Company 18 (hereinafter collectively "Plaintiffs") and Defendants Push HDD, LLC, Reece Construction 19 20 Company, and Hudson Insurance Company, by and through their attorneys of record, hereby 21 agree and stipulate that Plaintiffs' claims against Defendants Push HDD, LLC, Reece 22 Construction Company, and Hudson Insurance Company ONLY should be dismissed with 23 prejudice and without fees or costs to either party pursuant to Fed. R. Civ. P. 41(a)(2). 24 25 DATED this 6th day of June, 2018. STIPULATED VOLUNTARY DISMISSAL - 1 Lether & Associates, PLLC

1848 Westlake Ave. N. Ste. 100 Seattle, WA 98109 T: 206-467-5444 F: 206-467-5544

1	LETHER & ASSOCIATES, PLLC	OLES MORRISON RINKER & BAKER, LLP
2 3 4 5 6 7 8 9	By: /s/ Thomas Lether Thomas Lether, WSBA #18089 /s/ Erick J. Neal Eric J. Neal, WSBA #31863 /s/ Westin McLean Westin McLean, WSBA #46462 1848 Westlake Avenue N, Suite 100 Seattle, WA 98109 Telephone: 206-467-5444 Facsimile: 206-467-5544 tlether@letherlaw.com Attorneys for Plaintiffs	/s/ Angela D. Wesch Angela D. Wesch, WSBA #23377 701 Pike Street, Ste. 1700 Seattle, WA 98101 Telephone: 206-623-3427 Facsimile: 206-682-6234 wesch@oles.com Attorney for Defendant Push, HDD, LLC
11	A. SHAWN HICKS, P.S.	SELMAN BREITMAN, LLP
12 13 14 15 16 17 18 19 20	/s/ Aaron Shawn Hicks Aaron Shawn Hicks, WSBA #14734 800 5 th Ave. Ste. 3825 Seattle, WA 98104 shawnhicks@att.net Attorney for Reece Construction	Peter J. Mintzer Peter J. Mintzer, WSBA #19995 /s/ Justin S. Landreth Justin S. Landreth, WSBA #44849 800 Fifth Ave. Ste. 4100 Seattle, WA 98104 pmintzer@selmanlaw.com jlandreth@selmanlaw.com Attorneys for Hudson Insurance Company
21		
22		
2324		
25		
	41	

1			
2	ORDER		
3	Based on the Parties' foregoing Stipulation, it is hereby ORDERED that Plaintiffs'		
4	claims against Defendants PUSH HDD, LLC, REECE CONSTRUCTION COMPANY, and		
5	HUDSON INSURANCE COMPANY are hereby dismissed with prejudice and without fees or		
6	costs to any party. The claims asserted by and between the remaining parties are not affected by		
7	this Order.		
8			
9	DATED this 8 th day of June 2018.		
10			
11	RICARDO S. MARTINEZ		
12	CHIEF UNITED STATES DISTRICT JUDGE		
13			
14			
15			
16	Presented by:		
17	LETHER & ASSOCIATES, PLLC		
18			
19	By: /s/ Thomas Lether Thomas Lether, WSBA #18089		
20	/s/ Eric J. Neal Eric J. Neal, WSBA #31863		
21	/s/ Westin McLean		
22	Westin McLean, WSBA #46462 1848 Westlake Avenue N, Suite 100		
23	Seattle, WA 98109 Telephone: 206-467-5444		
24	Facsimile: 206-467-5544		
25	tlether@letherlaw.com eneal@letherlaw.com		
	wmclean@letherlaw.com Attorneys for Plaintiffs		

STIPULATED VOLUNTARY DISMISSAL - 3

 $S: \label{lem:massachusetts} S: \label{lem:massachusetts} Assachusetts 17-1174. stip-ord-dsm. docx$