

The Honorable James L. Robart

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

WEYERHAEUSER COMPANY, a
Washington corporation,

Plaintiff,

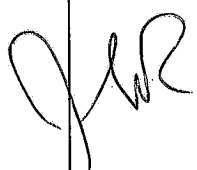
v.

NOVAE SYNDICATE 2007; APOLLO
LIABILITY CONSORTIUM 9984; ANV
CASUALTY CONSORTIUM 9148; SCOR
UK COMPANY LTD; STARSTONE
SYNDICATE 1301; XL CATLIN
SYNDICATE 2003; ALLIANZ
UNDERWRITERS INSURANCE
COMPANY; HISCOX DEDICATED
CORPORATE MEMBER LIMITED as
representative member of Syndicate 33 at
Lloyd's; STARR UNDERWRITING
AGENTS LTD.; LLOYD'S SYNDICATE
CVS 1919,

Defendants.

NO. 2:18-cv-00585-JLR

STIPULATION AND ~~PROPOSED~~
ORDER OF DISMISSAL AS TO XL
CATLIN SYNDICATE 2003



STIPULATION

The undersigned parties stipulate and agree that all claims asserted against XL Catlin Syndicate 2003 (“XL Catlin”) in this matter may be dismissed with prejudice and without an award of costs or fees to any party for costs or fees incurred in this lawsuit. This stipulation and dismissal pertain only to the arbitrability of coverage disputes under the subject XL Catlin policy, and is without prejudice to Weyerhaeuser’s and XL Catlin’s respective claims, rights, and positions with respect to whether or to what extent the subject policy covers the relevant underlying costs and liabilities.

DATED this 2nd day of January, 2019.

GORDON TILDEN THOMAS & CORDELL LLP
Attorneys for Plaintiff

By s/Franklin D. Cordell

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1 DATED this 2nd day of January, 2019.
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4 **COZEN O'CONNOR**
5 Attorneys for Defendant XL Catlin Syndicate 2003

6 By s/Jodi A. McDougall
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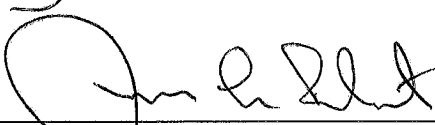
STIPULATION AND [PROPOSED] ORDER OF DISMISSAL
AS TO XL CATLIN SYNDICATE 2003 - 3
No. 2:18-cv-00585-JLR

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ORDER

Pursuant to the above stipulation, IT IS HEREBY ORDERED that: (1) all claims asserted against XL Catlin Syndicate 2003 are DISMISSED WITH PREJUDICE and each party shall bear its own costs and fees incurred in this lawsuit; and (2) this Order pertains only to the arbitrability of coverage disputes under the subject XL Catlin policy, and is without prejudice to Weyerhaeuser's and XL Catlin's respective claims, rights, and positions with respect to whether or to what extent the subject policy covers the relevant underlying costs and liabilities.

DATED this 2nd day of January, 2019.



The Honorable James L. Robart
District Court Judge

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CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of January, 2019, 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:

Counsel for Defendants Novae Syndicate 2007, Apollo Liability Consortium 9984, Scor UK Company, Ltd. and Starstone Syndicate 1301:

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DATED this 2nd day of January, 2019, at Seattle, Washington.

s/ Franklin D. Cordell
Franklin D. Cordell, WSBA #26392