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THE HONORABLE RONALD B. LEIGHTON

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
IN TACOMA**

AMERICAN COMMERCE
INSURANCE COMPANY,

Plaintiff,

v.

JEFFREY A. STEWART, a single man,

Defendant.

No. 10-cv-05240-RBL

STIPULATION REGARDING
DEFENDANT’S DISMISSAL OF
EXTRA-CONTRACTUAL
COUNTERCLAIMS WITH
PREJUDICE AND WITHOUT COSTS
AND REQUEST FOR ENTRY OF
FINAL JUDGMENT PURSUANT TO
FRCP 54

IT IS HEREBY STIPULATED by and between the parties to this action through their designated counsel that Defendant Jeffrey A. Stewart dismisses his extra-contractual counterclaims against Plaintiff American Commerce Insurance Company in the above-captioned action with prejudice and without an award of costs pursuant to FRCP 41(a)(1)—specifically those causes of action enumerated “Causes of Action 3, 4, 5, and 6” which are stated in Defendant’s Revised First Amended Answer, Affirmative Defenses, and Counterclaims, *Dkt. No. 41*.

STIPULATION REGARDING DEFENDANT’S DISMISSAL OF
EXTRA-CONTRACTUAL COUNTERCLAIMS WITH
PREJUDICE AND WITHOUT COSTS AND REQUEST FOR
ENTRY OF FINAL JUDGMENT PURSUANT TO FRCP 54 - 1

CASE #10-cv-05240-RBL

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600 UNIVERSITY STREET, SUITE 2420
SEATTLE, WASHINGTON 98101
TELEPHONE: 206-340-8010
FACSIMILE: 206-260-2852

1 All claims between Plaintiff American Commerce Insurance Company and
2 Defendant Jeffrey A. Stewart, having now been fully adjudicated or disposed of, the parties
3 hereby request that the Court enter Final Judgment in the matter.

4 DATED this 21st day of September, 2010.

5 HARPER | HAYES PLLC

6 By: /s/ _____

7 Gregory L. Harper, WSBA No. 27311

8 Andre V. Egle, WSBA No. 34687

9 Attorneys for Defendant

10 DATED this 21st day of September, 2010.

11 COLE LETHER WATHEN LEID & HALL PC

12 By: /s/ _____

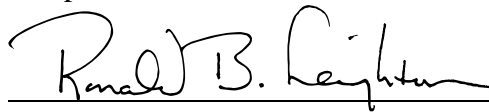
13 Rick J. Wathen, WSBA #25539

14 Attorneys for Plaintiff

15 **ORDER**

16 Based upon the foregoing stipulation of the parties and as a result of this Court's prior
17 orders entered in this case, all claims between Plaintiff American Commerce Insurance
18 Company and Defendant Jeffrey A. Stewart, have now been fully adjudicated and disposed
19 of. IT IS HEREBY ORDERED that Final Judgment shall be entered in this case in favor of
20 Plaintiff pursuant to FRCP 54(b), as of the date of this Order.

21 SO ORDERED this 24th day of September, 2010.

22 

23 RONALD B. LEIGHTON

UNITED STATES DISTRICT JUDGE

STIPULATION REGARDING DEFENDANT'S DISMISSAL OF
EXTRA-CONTRACTUAL COUNTERCLAIMS WITH
PREJUDICE AND WITHOUT COSTS AND REQUEST FOR
ENTRY OF FINAL JUDGMENT PURSUANT TO FRCP 54 - 2

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