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**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA**

EMPLOYEE PAINTERS' TRUST; WESTERN GLAZIERS RETIREMENT FUND; DISTRICT COUNCIL NO. 5 APPRENTICESHIP AND TRAINING TRUST FUND; THE PAINTERS AND ALLIED TRADES LABOR MANAGEMENT COOPERATION INITIATIVE; WASHINGTON CONSTRUCTION INDUSTRY SUBSTANCE ABUSE PROGRAM; WESTERN WASHINGTON GLAZIERS ORG FUND; WESTERN WASHINGTON GLAZIERS MRP, acting by and through their designated fiduciaries Denis Sullivan and Stacey Grund; INTERNATIONAL UNION OF PAINTERS AND ALLIED TRADES DISTRICT COUNCIL NO. 5,

Plaintiffs,

vs.

PACIFIC NORTHWEST CONTRACTORS, INC., a Washington corporation; DANIEL A. JANKANISH, individually; STEVE COOPER, individually; ALLIANCE WINDOW AND DOOR LLC, a Washington limited liability company; DAVID A. JANKANISH, individually; AMERICAN CONTRACTORS INDEMNITY COMPANY, a California corporation; RLI INSURANCE COMPANY, an Illinois corporation; CITY OF TACOMA, a municipality; FISHER & SONS, INC. dba JTM

Case No.: 3:13-cv-05018-BHS

**STIPULATED MOTION AND ORDER
FOR DISMISSAL WITH PREJUDICE**

[Defendant American Contractors Indemnity Company]

Note on Motion Calendar:
March 25, 2014

ORDER

**THE URBAN LAW FIRM
and
CHRISTENSEN JAMES & MARTIN**
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Counsel for Plaintiffs

1 CONSTRUCTION, a Washington Corporation;
2 HARTFORD FIRE INSURANCE COMPANY,
3 a Connecticut corporation; CENTRAL
4 WASHINGTON UNIVERSITY, a public
5 University; KILLIAN CONSTRUCTION CO., a
6 Missouri corporation; SAFECO INSURANCE
7 COMPANY OF AMERICA, a New Hampshire
8 corporation; DEPARTMENT OF ENTERPRISE
9 SERVICES, an administrative agency for the
10 State of Washington; TIGER
11 CONSTRUCTION, LTD, a Washington
12 corporation; TRAVELERS CASUALTY AND
13 SURETY COMPANY OF AMERICA, a
14 Connecticut corporation; EVERETT SCHOOL
15 DISTRICT, SNOHOMISH COUNTY, STATE
16 OF WASHINGTON, a Washington municipal
17 corporation; SYNERGY CONSTRUCTION,
18 INC., a Washington corporation; FIDELITY
19 AND DEPOSIT OF MARYLAND, a Maryland
20 corporation;

21 Defendants.

22 Plaintiffs Employee Painters' Trust; Western Glaziers Retirement Fund; District Council No. 5
23 Apprenticeship And Training Trust Fund; The Painters and Allied Trades Labor Management
24 Cooperation Initiative; Washington Construction Industry Substance Abuse Program; Western
25 Washington Glaziers Org Fund; Western Washington Glaziers MRP, acting by and through their
designated fiduciaries Denis Sullivan and Stacey Grund; and International Union of Painters and Allied
Trades District Council No. 5 ("Plaintiffs"), by and through their counsel, The Urban Law Firm and
Christensen James & Martin, and Defendant American Contractors Indemnity Company ("Defendant"),
by and through its counsel of record, hereby stipulate as follows: (1) Defendants stipulate to withdraw
their Motion for Summary Judgment (Dkt. No. 89); and (2) Plaintiffs stipulate to dismiss their claims
(Dkt. No. 1) against Defendant with prejudice, each side to bear its own fees and costs.

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ORDER

1 Dated: March 25, 2014

THE URBAN LAW FIRM

2 *s/ Michael A. Urban*
3 Michael A. Urban, Esq.
4 Washington State Bar No. 20251
5 800 Bellevue Way NE, Suite 400
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9 E-mail: murban@theurbanlawfirm.com
10 *Attorney for Plaintiffs*

8 Dated: March 25, 2014

YUSEN & FRIEDRICH

9 *s/ John S. York, Jr.*
10 John S. York, Jr., Esq.
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15 F. (206) 545-6828
16 firm@yusenandfriedrich.com
17 *Attorney for Defendant American Contractors*
18 *Indemnity Company*

17 IT IS SO ORDERED THIS 25th day of March, 2014.

18 

19
20 **BENJAMIN H. SETTLE**
21 United States District Judge

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25
THE URBAN LAW FIRM
and
CHRISTENSEN JAMES & MARTIN
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