

CIVILLE & TANG, PLLC
330 HERNAN CORTEZ AVENUE, SUITE 200
HAGÁTÑA, GUAM 96910
TELEPHONE: (671) 472-8869/69
FACSIMILE: (671) 477-2511

FILED

DISTRICT COURT OF GUAM

SEP - 8 2006 *mbt*

MARY L.M. MORAN
CLERK OF COURT

Attorneys for Defendant
Pacific Indemnity Insurance Company

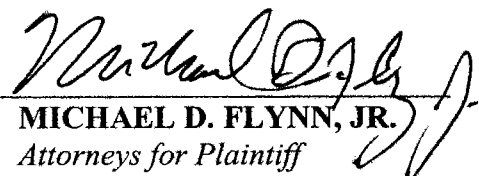
IN THE UNITED STATES DISTRICT COURT OF GUAM


NATIONAL UNION FIRE INSURANCE)	CIVIL CASE NO. CV06-00017
COMPANY OF PITTSBURGH, PA,)	
)	
Plaintiff,)	
)	STIPULATION WITHDRAWING
vs.)	PACIFIC INDEMNITY'S MOTION TO
)	DISMISS
PACIFIC INDEMNITY)	
INSURANCE COMPANY,)	
)	
Defendant.)	

In accordance with L.R. 7.1(h)(1), the parties stipulate that, in light of the recent amendment of the complaint, which dropped two parties and changed the nature of the claims asserted by the plaintiff, Pacific Indemnity shall withdraw its pending motion to dismiss, which was directed to claims presented in the original complaint. A date for oral argument on the motion has not yet been set. The parties further agree that, by withdrawing this motion, Pacific Indemnity does not waive any claims or defenses it may have with respect to the claims presented in the amended complaint.

**MAHER • YANZA • FLYNN •
TIMBLIN, LLP**

CIVILLE & TANG, PLLC

By: 
MICHAEL D. FLYNN, JR.
Attorneys for Plaintiff
National Union Fire Insurance
Company of Pittsburgh, Pa.

By: 
G. PATRICK CIVILLE
Attorneys for Defendant
Pacific Indemnity Insurance
Company

Date: September *ghe*, 2006

Date: September 8, 2006

ORIGINAL