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5 Attorneys for Defendant
SHELL OIL COMPANY,
6 dba "Shell Chemical Company"

7
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

9 **FOR THE COUNTY OF SAN BERNARDINO**

10
11 Coordination Proceeding
12 Special Title (Rule 1550(b))

) **CASE NO. SCVSS120627**

) **JUDICIAL COUNCIL COORDINATION**
13) **PROCEEDING NO. 4435**

14 **JUDICIAL COUNCIL COORDINATION**
15 **PROCEEDING 4435 - TCP CASES**

) Coordination Judge: The Honorable Donald
Alvarez, Dept. S36

) **NOTICE OF ENTRY OF ORDER ON**
16) **STIPULATION GRANTING**
17) **COORDINATION ADD-ON PETITION**

18 **THIS APPLIES TO ALL INCLUDED**
19 **ACTIONS WITHIN JUDICIAL COUNCIL**
20 **COORDINATION PROCEEDING 4435**

) *Craig Garrison, et al. v. Shell Oil Company,*
21) *et al., San Francisco Superior Court Case*
22) *No. CGC-09-488152*

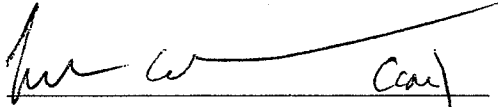
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TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that, on December 10, 2009, pursuant to the stipulation of the parties, the Court entered the Order attached hereto as Exhibit "A".

DATED: January 19, 2010

STEPTOE & JOHNSON LLP

BY: 
Jay E. Smith

Attorneys for Defendant Shell Oil Company

RECEIVED
DEC 07 2009

SUPERIOR COURT
SAN BERNARDINO COUNTY

COPY

FILED-Central District
SUPERIOR COURT
SAN BERNARDINO COUNTY

DEC 10 2009

By *Stephanie Chandler*
Deputy

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN BERNARDINO

15 Coordination Proceeding
16 Special Title (Rule 1550(b))

) **CASE NO. SCVSS120627**

17 **JUDICIAL COUNCIL COORDINATION**
18 **PROCEEDING 4435 - TCP CASES**

) **JUDICIAL COUNCIL COORDINATION**
) **PROCEEDING NO. 4435**

) Coordination Judge: The Honorable Donald
) Alvarez, Dept. S33

) **STIPULATION AND ~~PROPOSED~~**
) **ORDER GRANTING PETITION TO**
) **ADD ON TO COORDINATION**
) **PROCEEDING**

22 **THIS APPLIES TO ALL INCLUDED**
23 **ACTIONS WITHIN JUDICIAL COUNCIL**
24 **COORDINATION PROCEEDING 4435**

) *Craig Garrison, et al. v. Shell Oil Company,*
) *et al., San Francisco Superior Court Case*
) *No. CGC-09-488152*

) Date: December 15, 2009
) Time: 9:00 a.m.
) Dept.: S-36

EXHIBIT "A"

1
STIPULATION AND ~~PROPOSED~~ ORDER GRANTING PETITION
TO ADD ON TO COORDINATION PROCEEDING

1 All parties to the San Francisco Superior Court action styled as *Craig Garrison, et al. v.*
2 *Shell Oil Company, et al.*, Case No. CGC-09-488152 ("*Garrison*") seek to have that action
3 added on to Judicial Council Coordination Proceeding 4435 - "Coordinated TCP Cases" - as an
4 included action.

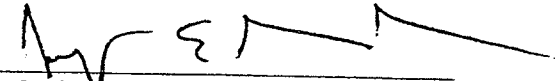
5 For the reasons set forth in this Court's March 7, 2006 "Ruling on Motion to Add Related
6 Action [*Saldana*] to Judicial Council Coordination Proceeding No. 4435 - Coordinated TCP
7 Cases' (the "*Saldana* Add-on Order"), the *Garrison* Action satisfies the requirements for
8 coordination under Code of Civil Procedure § 404.4 and California Rules of Court, Rule 3.544.
9 (This Court's *Saldana* Add-on Order is deemed incorporated herein in its entirety.)

10 Accordingly, the undersigned parties hereby stipulate and request that this Court add
11 *Garrison* as an included action in JCCP 4435. (However, by agreeing to this stipulation, the
12 parties are not waiving any argument they have regarding the proper or appropriate trial venue
13 for these actions.)

14 **IT IS SO STIPULATED AND AGREED.**

15
16 DATED: September 22, 2009

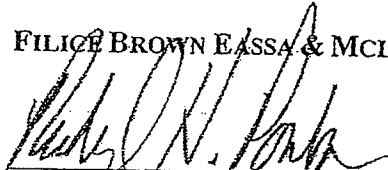
17 STEPTOE & JOHNSON LLP
18 KING & SPALDING LLP

19 
20 Jay E. Smith
21 Tracie J. Renfroe

22 Attorneys for Defendant Shell Oil Company

23 DATED: September 22, 2009

24 FILICE BROWN EASSA & MCLEOD LLP

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26 Gennaro A. Filice III
27 Nicholas D. Kayhan
28 Richard H. Poulson

Attorneys for Defendant The Dow Chemical Company

1 DATED: September 22, 2009

BARG COFFIN LEWIS & TRAPP LLP

2

3



Richard C. Coffin
Jon Enscoe

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5

Attorneys for Defendants John Taylor Fertilizers
Co. and Wilbur-Ellis Company

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7

8 DATED: September 22, 2009

MILLER, AXLINE & SAYWER

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Duane C. Miller
Tracey L. O'Reilly

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Attorneys for Plaintiffs

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DATED: September 24, 2009


BARG COFFIN LEWIS & TRAPP LLP

Richard C. Coffin
Jon Enscoe

Attorneys for Defendants John Taylor Fertilizers
Co. and Wilbur-Ellis Company

DATED: September 24, 2009

MILLER, AXLINE & SAYWER


Duane C. Miller
Tracey L. O'Reilly

Attorneys for Plaintiffs

It is so ordered:

Dated: **DEC 10 2009**

DONALD ALVAREZ

Judge

PROOF OF SERVICE

F.R.C.P. 5 / C.C.P. 1013a(3)/ Rules of Court, Rule 2060

I am a resident of, or employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to this action. My business address is: Steptoe & Johnson LLP, 633 West Fifth Street, Suite 700, Los Angeles, California 90071.

On **January 20, 2010**, I served the following listed document(s), by method indicated below, on the parties in this action: **NOTICE OF ENTRY OF ORDER ON STIPULATION GRANTING COORDINATION ADD-ON PETITION**

SERVICE LIST MAINTAINED BY LEXIS/NEXIS FOR ALL COUNSEL

BY U.S. MAIL (to Judicial Council only)

By placing the original / a true copy thereof enclosed in a sealed envelope(s), with postage fully prepaid, addressed as per the attached service list, for collection and mailing at Steptoe & Johnson LLP, 633 West Fifth Street, Seventh Floor, Los Angeles, California 90071., following ordinary business practices. I am readily familiar with Steptoe & Johnson LLP's practice for collection and processing of documents for mailing. Under that practice, the document is deposited with the United States Postal Service on the same day as it is collected and processed for mailing in the ordinary course of business.

BY OVERNIGHT DELIVERY

By delivering the document(s) listed above in a sealed envelope(s) or package(s) designated by the express service carrier, with delivery fees paid or provided for, addressed as per the attached service list, to a facility regularly maintained by the express service carrier or to an authorized courier or driver authorized by the express service carrier to receive documents.

BY PERSONAL SERVICE

- By personally delivering and handing the document(s) listed above to the person(s) identified on the attached service list.
- By personally delivering the document(s) listed above to the office address(es) as shown on the attached service list and leaving said document(s) with a clerk or other person in charge, or if no one is in charge leaving it in a conspicuous place in the office(s).
- By personally delivering the document(s) listed above to the address(es) as shown on the attached service list and leaving said document(s) with someone of suitable age and discretion residing at said address(es).

XX BY ELECTRONIC SERVICE

(via electronic filing service provider)

By electronically transmitting the document(s) listed above to LexisNexis File and Serve, an electronic filing service provider, at www.fileandserve.lexisnexis.com pursuant to the Court's June 1, 2007 CMO #3 Order mandating electronic service. See Cal. R. Ct. R. 2053, 2055, 2060. The transmission was reported as complete and without error.

BY ELECTRONIC SERVICE

(to individual persons)

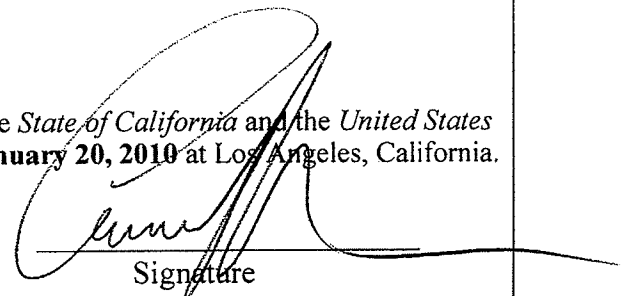
By electronically transmitting the document(s) listed above to the email address(es) of the person(s) set forth on the attached service list from the email address _____@steptoe.com at approximately _____. To my knowledge, the transmission was reported as complete and without error. See Cal. R. Ct. R. 2.260.

BY FACSIMILE

By transmitting the document(s) listed above from Steptoe & Johnson LLP in Los Angeles, California to the facsimile machine telephone number(s) set forth on the attached service list. Service by facsimile transmission was made pursuant to agreement of the parties, confirmed in writing, or as a courtesy to the parties.

I declare under penalty of perjury under the laws of the *State of California* and the *United States of America* that the above is true and correct. Executed on **January 20, 2010** at Los Angeles, California.

Carmen Markarian
Type or Print Name


Signature