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First American Title Insurance Company
7

8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA – SOUTHERN DIVISION**
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11 FEDERAL DEPOSIT INSURANCE
CORPORATION AS Receiver of
12 INDYMAC BANK, F.S.B.,

13 Plaintiff,

14 v.

15 FIRST AMERICAN TITLE
INSURANCE COMPANY, a California
16 corporation; and DOES 1 through 10,
inclusive,

17 Defendants.
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Case No. 8:10-cv-00713-DOC-MLG

Original Complaint Filed June 10, 2010

Assigned To:
Judge David O. Carter

Discovery Magistrate:
Judge Marc Goldman

NOTICE OF SETTLEMENT

Trial Date: October 4, 2011
Pretrial Conf.: September 26, 2011

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21 **TO THE COURT, ALL PARTIES HEREIN, AND THEIR**
22 **ATTORNEYS OF RECORD:**

23 **PLEASE TAKE NOTICE** that all parties to the above-captioned matter,
24 plaintiff FEDERAL DEPOSIT INSURANCE CORPORATION, AS RECEIVER
25 OF INDYMAC BANK, F.S.B. (“FDIC”) and defendant FIRST AMERICAN TITLE
26 INSURANCE COMPANY (“First American”), have settled the pending litigation.
27 The settlement resolves all issues and all causes of action between the parties. The
28 parties are currently negotiating a Settlement Agreement.

1 Based upon the foregoing, the parties request that the court vacate all future
2 dates, including the pre-trial conference, currently scheduled for September 26,
3 2011 and the trial, currently scheduled for October 4, 2011.

4 Additionally, the parties request that the court retain jurisdiction and set a
5 hearing on an Order to Show Cause re Dismissal for a convenient date in November
6 or December 2011.

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Dated: September 7, 2011

SONGSTAD & RANDALL LLP

By: /s/ L. Allan Songstad, Jr.
L. Allan Songstad, Jr.
Linda D. Pasin
Attorneys for Defendant
First American Title Insurance Company