



San Francisco Superior Courts
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Case Number: CGC-03-422470

Filing Date: Apr-18-2005 2:20

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ORDER

JESUS GUERRERO VS. BARCELINO CONTINENTAL CORPORATION et al

001C01180456

Instructions:

Please place this sheet on top of the document to be scanned.

1 Stephen K. Anderson (SB# 194769)
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4 Facsimile 925/274-0950
5 Attorneys for Defendants
6 TRIAD CONSULTANTS and
PATRICK COFFEY

FILED
San Francisco County Superior Court
APR 18 2005
GORDON PARK LI, Clerk
By: *[Signature]* Deputy Clerk

7
8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF SAN FRANCISCO

10 JESUS GUERRERO ,
11 Plaintiff,
12
13 v.
14 BARCELINO CONTINENTAL
CORPORATION, TRIAD
15 CONSULTANTS, REGGIE MYRICK, AL
HESSABI, PATRICK COFFEY, the
16 individuals and DOES 1 to 20, inclusive,
17 Defendants.

CASE NO. CGC-03-422470
ORDER DETERMINING GOOD
FAITH SETTLEMENT
[CCP section 877 and 877.6]
DATE: January 26, 2005
TIME: 9:30 a.m.
DEPT: 302
JUDGE: Ronald E. Quidachay
Complaint Filed: 7/15/03
Trial Date: 2/22/05

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19 Upon the motion filed with this Court of Defendants, TRIAD CONSULTANTS and
20 PATRICK COFFEY (hereinafter collectively "Defendants") for an Order Determining the
21 Good Faith Settlement between Defendants and Plaintiff, JESUS GUERRERO
22 (hereinafter "Plaintiff"):

23 IT IS HEREBY ORDERED that the settlement between Defendants and Plaintiff
24 was made and entered into in good faith within the meaning of Code of Civil Procedure
25 §877 and 877.6 and pursuant to the factors considered in Tech-Bilt v. Woodward-Clyde
26 (1985) 38 Cal.3d 488.

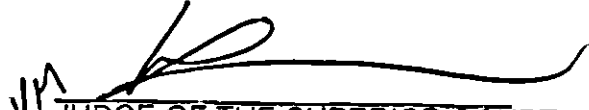
27 IT IS FURTHER ORDERED that all future actions for equitable comparative
28

1 contribution or partial or comparative indemnity based on comparative negligence or
2 comparative fault and/or implied contractual indemnity against Defendants are forever
3 barred.

4 IT IS FURTHER ORDERED that all actual cross-actions or deemed cross-actions
5 against Defendants in the above-entitled matter for contribution or equitable indemnity
6 shall be dismissed with prejudice.

7 IT IS FURTHER ORDERED that the \$10,000.00 settlement as between Plaintiff
8 and Defendants be allocated \$5,000.00 to Plaintiff's economic damages (lost wages)
9 and \$5,000.00 to non-economic damages (emotional distress).

11 Date: January __, 2005
12 APR 15 2005


13 JUDGE OF THE SUPERIOR COURT
14 RONALD EVANS QUIDACHAY

14 APPROVAL AS TO FORM

15 Date: January __, 2005


16 THE LAW OFFICES OF DANIEL FEEDER

17 SEE EXHIBIT "A" RE
18 COMPLIANCE WITH CRC 391

19 DANIEL L. FEDER
Attorneys of record for Plaintiff,
JESUS GUERRERO

20 Date: January 31, 2005

21 ROPERS, MAJESKI, KOHN & BENTLEY

22 
23 TODD J. WENZEL
24 Attorneys of record for Defendants,
25 BARCELINO CONTINENTAL CORPORATION,
26 REGGIE MYRICK, and AL HESSABI

26 JMKAC122795:PLD:FINALORD SKA

EXHIBIT "A"

Murchison & Cumming, LLP
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March 1, 2005

Hon. Ronald E. Quidachay
Department 302
San Francisco County Superior Court
400 McAllister Street
San Francisco, California 94102

Re: Jesus Guerrero v. Barcelino Continental Corporation, et al
Client: Triad Consultants and Patrick Coffey
Our File No.: 22795 KAC

Your Honor:

Enclosed please find for your execution the Order Determining Good Faith Settlement.

The parties were provided a copy of the order to approve as to form on January 27, 2005. To date we have only counsel for Barcelino Continental Corporation's signature on the order. Counsel for Plaintiff has not responded to inquiries from this office concerning the pleading.

We ask that you execute the order and return it in the enclosed envelope for filing by this office. Thank you for your attention to this matter.

Very truly yours,

MURCHISON & CUMMING, LLP


Stephen K. Anderson

KAC:ces

Enclosure: As noted.

cc: Daniel Feder, Esq. (w/encl.)
Todd Wenzel, Esq. (w/encl.)

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