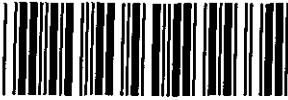


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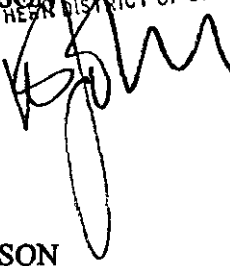
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1 Stephen D. Alexander (SBN: 141099)
2 Susan C. Chun (SBN: 193364)
3 FRIED, FRANK, HARRIS, SHRIVER & JACOBSON
350 South Grand Avenue, Suite 3200
4 Los Angeles, CA 90071-3406
Telephone: 213.473.2000
Facsimile: 213.473.2222

U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY:  DEPUTY

5 Of Counsel:
6 Debra M. Torres
7 FRIED, FRANK, HARRIS, SHRIVER & JACOBSON
One New York Plaza
New York, NY 10004-1980
8 Telephone: 212.859.8000
9 Facsimile: 212.859.4000

10 Attorneys for Plaintiff
THE SOCIETY OF LLOYD'S

11 Gregory Ryan
12 LAW OFFICES OF GREG JOHN RYAN
1010 Second Street
Suite 2500
13 San Diego, CA 92101
Telephone: 619.239.4848
14 Facsimile: 619.239.8858

15 Attorneys for Defendants

16 UNITED STATES DISTRICT COURT
17 SOUTHERN DISTRICT OF CALIFORNIA
18

19 THE SOCIETY OF LLOYD'S,
20 Plaintiff,
21 v.
22 ROBERT C. BLACKWELL, ET AL.,
23 Defendants.

) Case No. 02 CV 0448 J (AJB)

) **STIPULATION AND**
) **~~PROPOSED~~ ORDER FOR**
) **APPROVAL OF JUDGMENT**
) **SECURITY**

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1 WHEREAS, money judgments were entered on June 4, 2003, in favor of Plaintiff
2 The Society of Lloyd's ("Lloyd's") and against Defendants Robert C. Blackwell, Samme Jo
3 Brady, John R. Dougery, Joseph Melvin Gagliardi, Harry Walter Gorst, Frederick Gordon
4 Graeber, Michael Calvin Hirsh, Ivars Ralph Janieks, William Dobson Kilduff, Jane
5 Elizabeth Lamb, Donald Rudolph Laub, Geoffrey O. Mavis, William Fenton Miller Jr.,
6 Robert Marshall Morton, Charles Webb Ott, Ronald George Speno, Stephen John Wilsey
7 and Peter Francis Zinsli, (collectively, "Defendants");

8 WHEREAS, the parties have agreed that Defendants may post a supersedeas bond in
9 an amount equal to 125% of their judgments to obtain a stay on execution and enforcement
10 pending appeal, as provided for in Fed. R. Civ. Proc. 62(d); or may substitute an irrevocable
11 standby letter of credit, in an amount equal to 125% of their judgment in lieu of a
12 supersedeas bond, subject to the Uniform Customs and Practice for Documentary Credits
13 (1993 Revision), International Chamber of Commerce Publication No. 500 and the
14 Designation of Documents as agreed to by the parties;

15 WHEREAS, the parties have agreed that the judgment amount used for purposes of
16 calculating the 125% sum for a Defendant's supersedeas bond or Letter of Credit includes
17 only the interest that has accrued as of the date the judgments were entered (June 4, 2003);

18 WHEREAS, the parties have agreed that the supersedeas bonds and letters of credit
19 in lieu of supersedeas bonds may be approved and filed by the Clerk; and that a copy of the
20 bond or letter of credit in lieu of bond as well as the notice of filing shall be served on all
21 affected parties promptly;

22 WHEREAS, the parties have agreed that for those Defendants who do not post a
23 supersedeas bond or letter of credit because of financial hardship, enforcement and
24 execution of the judgments will be stayed until July 18, 2003; for the purpose of determining
25 Defendants' hardship claims, Defendants benefiting from the additional stay have agreed to
26 the following terms:

27 (1) Defendant promptly provides to Lloyd's under penalty of perjury all financial
28 information required by Lloyd's in the Application and Questionnaire provided by Lloyd's to

1 Defendant;

2 (2) Defendant does not transfer or expend any assets other than in the ordinary
3 course for basic living expenses for a period of 60 days from the date of this stipulation;

4 (3) Lloyd's will be entitled to file judgment liens and record abstracts of the
5 judgments as soon as the mandatory ten-day stay under Fed. R. Civ. Proc. 62(a) expires; and

6 (4) Defendants will submit to a Debtor's Examination upon ten days written notice
7 from Lloyd's; and

8 WHEREAS, the parties have agreed that upon full satisfaction of a judgment by any
9 Defendant during pendency of the appeal, the Defendant's judgment security shall be
10 released or surrendered by Lloyd's.

11 THEREFORE, Lloyd's and Defendants, through their designated counsel,
12 respectfully request that the Clerk be authorized to approve and file the above described
13 judgment security, and that the stay on execution of the judgments be extended, under the
14 above referenced terms, to July 18, 2003, for those Defendants claiming financial hardship.

15 Respectfully submitted
16 FRIED, FRANK, HARRIS, SHRIVER & JACOBSON

17 Dated: June 16, 2003

18 By: Stephen D. Alexander, Esq.
19 Stephen D. Alexander, Esq.
20 Attorneys for Plaintiff Society of Lloyd's

21 LAW OFFICES OF GREG J. RYAN, APLC

22 Dated: June 16, 2003

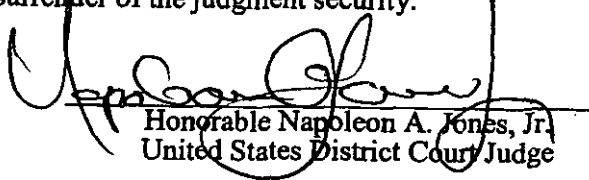
23 By: Greg J. Ryan, Esq.
24 Greg J. Ryan, Esq.
25 Attorney for Defendants

26 ~~PROPOSED~~ ORDER

27 Based on the Stipulation of the parties and good cause appearing therefore, the Clerk
28 is hereby authorized to approve and file Defendants' supersedeas bonds and/or letters of
credit in lieu of supersedeas bonds in the amounts agreed to by the parties. It is also ordered

1 that the stay period for executing on the judgments is extended, under the terms agreed to by
2 the parties, to July 18, 2003 for those Defendants claiming financial hardship The Court
3 retains jurisdiction to determine objections to the form of the bonds/letters of credit,
4 sufficiency of the surety, and release or surrender of the judgment security.

5 Dated June 16, 2003


Honorable Napoleon A. Jones, Jr.
United States District Court Judge

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