

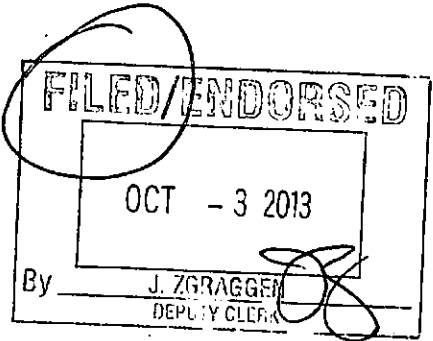
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11 Attorneys for Plaintiffs/Petitioners
Syncora Guarantee Inc. and Syncora Capital
Assurance Inc.

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 COUNTY OF SACRAMENTO

14
15 SYNCORA GUARANTEE INC. and
16 SYNCORA CAPITAL ASSURANCE INC.,
17 Plaintiffs and Petitioners,
18 -against-
19 STATE OF CALIFORNIA; JOHN CHIANG,
in his official capacity as State Controller;
20 ANA J. MATOSANTOS, in her official
capacity as California Director of Finance;
21 LARRY WALKER, in his official capacity as
Auditor-Controller of San Bernardino County,
22 on his own behalf and as representative of all
County Auditors for counties in the State of
23 California where Syncora has insured
redevelopment agency bonds,
24 Defendants and Respondents.

CASE NO. 34-2012-80001215
~~PROPOSED~~ STIPULATED
JUDGMENT
Judge Michael P. Kenny
Action Filed: August 1, 2012
Trial Date: Not Yet Set



Filed by Fax

1 This Stipulated Judgment is being entered by and among Plaintiffs/Petitioners Syncora
2 Guarantee Inc. and Syncora Capital Assurance Inc. ("Syncora") and Defendants/Respondents
3 State of California, John Chiang, in his official capacity as State Controller, Ana J. Matosantos, in
4 her official capacity as California Director of Finance (the "State Respondents,") and Larry
5 Walker in his official capacity as Auditor-Controller of San Bernardino County (collectively with
6 Syncora and State Respondents, the "Parties"), through their counsel of record based on the
7 following facts and agreements:

8 **RECITALS**

9 1. On August 1, 2012, Syncora filed a First Amended Complaint and Petition for Writ
10 of Mandate ("Complaint and Petition") alleging that various provisions of the Health and Safety
11 Code enacted in AB 1X 26 and AB 1484 unconstitutionally impaired the contractual rights of
12 redevelopment bondholders and their insurers and effected a taking of their property without just
13 compensation.

14 2. On April 5, 2013, the State Respondents filed an Answer denying the allegations
15 the Complaint and Petition and raising various affirmative defenses.

16 3. On March 19, 2013, Syncora filed its Memorandum of Points and Authorities in
17 Support of Plaintiffs'/Petitioners' Complaint and Writ of Mandate.

18 4. On April 8, 2013, State Respondents filed their Memorandum of Points and
19 Authorities in Opposition to Petition for Writ of Mandate.

20 5. On May 3, 2013, the Court held a hearing on the Complaint and Petition.

21 6. On May 29, 2013, the Court issued and filed a Ruling on Submitted Matter:
22 Petition for Writ of Mandate and Complaint for Declaratory and Injunctive Relief (the "Ruling").
23 The Court found an "absence of any evidence that successor agencies actually are unable to meet
24 their obligations as they become due, or that successor agencies will be prevented from ultimately
25 paying all redevelopment obligations." Further, the Court denied "Syncora any form of relief
26 requested in the Complaint and Petition on its impairment of contracts claims, solely on the
27 ground that those claims are premature."
28

1 DATED: September 23, 2013

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

2
3 By Erica Taggart
4 Erica P. Taggart
5 Attorney for Plaintiff/Petitioner SYNCORA
6 GUARANTEE INC. AND SYNCORA
7 CAPITAL ASSURANCE INC.

6 DATED: September 23, 2013

OFFICE OF THE ATTORNEY GENERAL OF
CALIFORNIA

8
9 By R. C. Moody
10 Ross C. Moody
11 Attorney for Defendants/Respondents STATE OF
12 CALIFORNIA, CALIFORNIA STATE
13 CONTROLLER, AND DIRECTOR OF THE
14 CALIFORNIA DEPARTMENT OF FINANCE

13 DATED: September 16, 2013

MEYERS NAVE

14
15 By D. W. Skinner
16 David W. Skinner
17 Attorneys for Defendant/Respondent LARRY
18 WALKER, in his official capacity as Auditor-
19 Controller of San Bernardino County

ORDER

20 IT IS SO ORDERED.

21
22 DATED: 10/3/13

23 M. P. Kenny
24 HON. MICHAEL P. KENNY
25 JUDGE OF THE SUPERIOR COURT

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PROOF OF SERVICE

I, Mercedes Hereford, declare under penalty of perjury under the laws of the State of California that the following is true and correct:

I am employed in the City of San Francisco, County of San Francisco, State of California, in the office of a member of the bar of this court, at whose direction the service was made. I am a resident of the United States, over the age of eighteen (18) years, and not a party to or interested in the within-entitled action. My business address is Quinn Emanuel Urquhart & Sullivan, LLP, at 50 California Street, 22nd Floor, San Francisco, California, 94111.

I caused to be served the following document(s):


[PROPOSED] STIPULATED JUDGMENT

I caused the above documents to be served on each person on the attached list by the following means:

- On September 23, 2013, I deposited such document(s) in a box or other facility regularly maintained by FedEx, or delivered such document(s) to a courier or driver authorized by FedEx to receive documents, in sealed envelope(s) or package(s) designated by FedEx with delivery fees paid or provided for, addressed to the person(s) being served. *(Indicated on the attached address list by an [FD] next to the address.)*

I am readily familiar with my firm's practice for collection and processing of correspondence for delivery in the manner indicated above, to wit, that correspondence will be deposited for collection in the above-described manner this same day in the ordinary course of business.

Executed on September 23, 2013, at San Francisco, California.



Mercedes Hereford

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SERVICE LIST

Key: [E] Delivery by E-Mail [H] Delivery by Hand Service	[FD] Delivery by Federal Express [E/FD] Delivery by E-Mail and Federal Express	[M] Delivery by Mail [E/M] Delivery by E-Mail and Mail
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[FD] Office of the Attorney General 1300 "I" Street Sacramento, CA 95814-2919 Ph. (916) 445-9555	[FD] Attn: Orry P. Korb Office of the County Counsel County of Santa Clara 70 West Hedding Street East Wing, 9 th Floor San Jose, California 95110-1770 Ph. (408) 299-5900