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8 Attorney for Defendants
 9 KYLE BARNETT and JENNA MCCAIN

10 UNITED STATE DISTRICT COURT
 11 EASTERN DISTRICT OF CALIFORNIA

12 STATE FARM LIFE INSURANCE)
 13 COMPANY,)
 14 Plaintiff,)

Case No.: 14-CV-01688-GEB-SAB
 STIPULATION AND ORDER FOR
 DISTRIBUTION ON FUNDS ON DEPOSIT
 AND DISMISSAL WITH PREJUDICE

15 vs.)

16 LUZ PATRICIA BARNETT, JENNA)
 17 McCAIN AND KYLE BARNETT,)
 18 Defendant)
 19

20
 21 IT IS HEREBY STIPULATED, by and among Defendants Luz Patricia Barnett,
 22 defendant Jenna McCain and defendant Kyle Barnett, through their respective attorneys of
 23 record, that:
 24

25 1. State Farm properly filed its Complaint in Interpleader herein, and that this is a proper
 26 cause for interpleader.
 27
 28

1 2. By reason of the death of Justin Barnett (the “Decedent”) on or about July 27, 2014,
2 the total sum of \$250,024.95 (the “Proceeds”) became due and payable under State Farm’s life
3 insurance policy number LF-2251-5400 (the “Policy”).
4

5 3. Defendant Luz Patricia Barnett, defendant Jenna McCain and defendant Kyle Barnett
6 each claim all or some portion of Proceeds. No other person or entity has made a claim to the
7 proceeds.
8

9 4. Plaintiff State Farm Insurance company deposited the sum of \$252,273.67 (two
10 hundred fifty-two thousand two hundred seventy-three dollars and sixty-seven cents),
11 representing the Proceeds plus interest, with the Clerk of this Court on or about October 29,
12 2014. Plaintiff State Farm was released and discharged by previous Stipulation and Order of this
13 Court. At the time of said release and discharge, State Farm was awarded the sum of \$1,000.00
14 for the attorneys’ fees and costs it incurred in connection with this action, and pursuant to the
15 previous Stipulation and Order the Clerk of the Court paid said sum directly to Plaintiff State
16 Farm Insurance Company.
17

18 5. Pursuant to the previous Stipulation and Order, defendant Jenna McM Cain and
19 defendant Kyle Barnett were jointly awarded the sum of \$125,636.84 as that portion of the funds
20 deposited herein as to which defendant Luz Patricia Barnett made no claim. The Clerk of this
21 Court has paid that sum jointly to defendants Jenna McCain and defendant Kyle Barnett.
22

23 6. The parties have resolved their dispute through negotiation, and have agreed that the
24 remaining funds on deposit shall be paid as follows: \$20,000 (twenty thousand dollars) to Luz
25 Patricia Barnett, by check made payable to Farley Law Firm in trust for Luz Patricia Barnett and
26 delivered via first class mail to her attorneys of record at the following address: 108 West Center
27 Avenue, Visalia, CA 93291; one hundred percent (100%) of the remaining balance on deposit
28

1 after the Court's registry fee is satisfied, including accrued interest, shall be paid to Kyle Barnett
2 and Jenna McCain, by check made payable to "Len Tillem & Associates in trust for Kyle Barnett
3 and Jenna McCain" and delivered via first class mail to their attorneys of record at the following
4 address: Len Tillem & Associates, Att'n: Audrey J. Gerard, 846 Broadway, Sonoma, California
5 95476;
6

7 7. Upon the execution of this Stipulation and Order and distribution of the funds as set
8 forth in Paragraph 6, above, the case can be dismissed with prejudice as to all parties.
9

10 8. This stipulation may be executed in any number of counterparts, each of which may be
11 an original, but all of which shall constitute one and the same instrument.
12

13 IT IS SO STIPULATED.

LEN TILLEM & ASSOCIATES

14 DATED: _____

15 _____
16 AUDREY J. GERARD, Attorneys for
17 KYLE BARNETT and JENNA McCAIN

18 IT IS SO STIPULATED.

FARLEY LAW FIRM

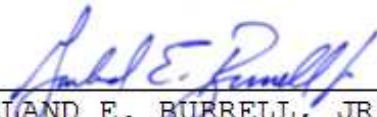
19 DATED: _____

20 _____
21 MICHAEL FARLEY, Attorney for
22 LUZ PATRICIA BARNETT

23 **ORDER**

24 IT IS SO ORDERED.

25 Dated: January 4, 2016

26
27
28 

GARIAND E. BURRELL, JR.
Senior United States District Judge