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5 Attorneys for Defendant A.M., A Minor
Appearing Through Guardian Ad Litem
6 INGERLISHA MARTINEZ

7
8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10
11 THE PRUDENTIAL INSURANCE
COMPANY OF AMERICA,

12 Plaintiff,

13 v.

14 A.M, a minor; D.P., a minor; ANDREA
15 MORGAN in her personal capacity;
16 INGERLISHA MARTINEZ, as mother and
next friend of the minor child A.M.; and
17 ANDREA MORGAN, in her capacity as
mother and next friend of the minor child
D.P.;

18 Defendants.
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No. 2:13-cv-00820-MCE-AC

**ORDER RE: APPROVAL OF STATE
COURT ORDER AND DISBURSEMENT OF
FUNDS**

22 On April 26, 2013, An Interpleader Complaint was filed by The Prudential
23 Insurance Company of America ("Prudential") to resolve a dispute regarding life insurance
24 proceeds governed by federal law.

25 On December 23, 2014, this Court issued an Order approving the proposed
26 settlement of the claims of the minors D.P. and A.M. See Order, ECF 63. The Order
27 includes the following statement regarding disbursement of the minor A.M.'s funds:

28 Upon receipt and approval of a properly fashioned state court order, the
Court shall direct the Clerk to disburse funds deposited into the Court's

1 Registry (Order, ECF 44), as follows: The Remaining Death Benefit plus
2 accrued interest, less \$50,000, to the registry of the Fifth Judicial District
Court In And For The Parish Of Richland – State of Louisiana.

3 Order, ECF 63.

4 On February 21, 2015, an order signed by the Hon. Terry A. Doughty, Judge, 5th
5 Judicial District, Richland Parish, LA (“state court order”) was filed with this Court. See ECF
6 64-1.

7 Pursuant to L.R. 202(e), this Court finds that the state court order, and the distribution
8 plan mandated therein, properly protects the minor A.M. and her money now deposited in
9 the Registry of this Court. The Court hereby approves the state court order.

10 The Court directs the Clerk to disburse funds deposited by Prudential into the Court’s
11 Registry on May 7, 2014, (see Receipt No. CAE200059841 in the total amount of
12 \$206,957.47 fbo Prudential), less the sum of \$50,000 payable as attorneys’ fee s to attorney
13 Candice Fields, as follows:


14 All deposited funds, less \$50,000, to the registry of the Fifth Judicial District
15 Court In And For The Parish Of Richland – State Of Louisiana, on the account
16 of Docket No. 8879 (*In Re: Tutorship of A.M.* (redacted)). According to
attorney Fields, the payee address is Clerk of Court, Richland Parish
Courthouse, P.O. Box 119, Rayville, Louisiana, 71269.

17 The Clerk is further directed to include with the disbursement 1) the state court order
18 on file with this Court as Docket No. 64-1; and 2) correspondence from attorney Fields to
19 the Clerk of Court, Richland Parish Courthouse, on file with the Court as Docket No. 64-2. T

20 The remaining \$50,000.00 shall be distributed by the Clerk to attorney Fields on proof
21 that the remainder of the settlement funds, less other disbursements as authorized by the
22 state court order, have been deposited within 20 days following their receipt in a blocked
23 interest-bearing account held with a banking institution that is insured with the Federal
24 Deposit Insurance Company until A.M. reaches 18 years of age.

25 IT IS SO ORDERED.

26 Dated: March 3, 2015

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MORRISON C. ENGLAND, JR., CHIEF JUDGE
UNITED STATES DISTRICT COURT