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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

AMERICAN NATIONAL INSURANCE )  
COMPANY, )  
 )  
Plaintiff-in-Interpleader, )  
 )  
vs. )  
 )  
KRISTEN E. ARNAUD and SUSAN )  
BOLTON, )  
 )  
Defendants-in-Interpleader. )

Case No. 2:17-CV-00007-MCE-AC

**ORDER GRANTING  
STIPULATION RE:**

- (1) DISCHARGE, DISMISSAL AND RELEASE OF PLAINTIFF AMERICAN NATIONAL INSURANCE COMPANY; AND**
- (2) AWARD OF ATTORNEYS' FEES TO PLAINTIFF AMERICAN NATIONAL INSURANCE COMPANY**
- (3) DISBURSEMENT OF INTERPLED FUNDS; AND**
- (4) DISMISSAL OF ENTIRE ACTION**

Based upon the Stipulation of the parties, and good cause appearing:

IT IS HEREBY ORDERED that the Complaint in Interpleader herein was properly and in good faith brought by Plaintiff American National Insurance Company ("ANICO"), and the sum specified in the Stipulation of the parties, to wit: One Hundred and Eleven Thousand, Five Hundred and One Dollars and Twenty Cents (\$111,501.20), and previously deposited into the registry of this Court (the

1 “Interpled Funds”), represents the total annuity policy proceeds and interest (the  
2 “Annuity Policy Proceeds”) payable under the subject ANICO annuity policy  
3 bearing policy number 14855987 (the “Annuity Policy”), owned by now deceased  
4 annuitant Frances G. Henson.

5 IT IS FURTHER ORDERED that ANICO and its owners, shareholders,  
6 partners, officers, directors, employees, agents, general agents, legal representatives,  
7 predecessors, successors, assignees, parent corporations, subsidiaries, affiliates,  
8 attorneys, re-insurers, and insurers are dismissed from this action with prejudice and  
9 forever discharged, released and relieved from any and all further liability or  
10 responsibility of any kind to Defendants Kristen Arnaud and Susan Bolton, any other  
11 current or subsequently added party to this action, and any other persons or entities  
12 whether claiming by, through, or under any said persons or entities, or arising out of  
13 or in any way connected with the Annuity Policy, the Annuity Policy Proceeds  
14 payable under the Annuity Policy, this action, and/or the facts set forth herein.

15 IT IS FURTHER ORDERED that Kristen Arnaud and Susan Bolton, and  
16 every other current or subsequently added party to this action are, during the  
17 pendency of this action and hereafter, permanently enjoined and restrained from  
18 instituting, prosecuting, or taking any further steps or proceedings against ANICO,  
19 its owners, shareholders, partners, officers, directors, employees, agents, general  
20 agents, legal representatives, predecessors, successors, assignees, parent  
21 corporations, subsidiaries, affiliates, attorneys, re-insurers, and insurers in any action,  
22 suit or proceeding, in any way arising out of or in any way connected with the  
23 Annuity Policy, the Annuity Policy Proceeds payable under the Annuity Policy, this  
24 action, and/or the facts set forth herein.

25 IT IS FURTHER ORDERED that ANICO be awarded the amount of Five  
26 Thousand Nine Hundred and Ninety Eight Dollars and Sixty-Five Cents (\$5,998.65)  
27 for its reasonable attorneys’ fees and costs incurred in connection with this action.  
28 This amount shall be paid forthwith out of the Interpled Funds which were deposited

1 into the registry of this Court on or about January 19, 2017, and that the attorneys'  
2 fees and costs awarded to ANICO shall be paid to ANICO before the balance of the  
3 Interpled Funds on deposit with this Court are distributed as set forth herein below.  
4 The Court, by and through its Clerk, or as otherwise appropriate, shall disburse this  
5 amount to ANICO as follows:

6 AMERICAN NATIONAL INSURANCE COMPANY  
7 Attn: Charles K. Chineduh, Esq.  
8 Meserve, Mumper & Hughes LLP  
9 800 Wilshire Boulevard, Suite 500  
10 Los Angeles, California 90017-2611

11 IT IS FURTHER ORDERED that after the deduction for the attorneys' fees  
12 and costs of ANICO as described herein above, the remaining Interpled Funds, on  
13 deposit with the registry of the Court (approximately \$105,502.55), be transferred to  
14 the registry of the Superior Court of the State of California, County of Sacramento,  
15 Case No. 34-2017-00207075--where Defendants are currently involved in another  
16 litigation. Defendants will resolve their conflicting claims over the remaining  
17 Interpled Funds in the action currently pending in the Sacramento County Superior  
18 Court.

19 IT IS FURTHER ORDERED that after all of the Interpled Funds on deposit  
20 with this Court have been distributed as set forth hereinabove, this action shall be and  
21 hereby is dismissed in its entirety with prejudice pursuant to Rule 41(a) of the  
22 Federal Rules of Civil Procedure, with each party to bear their own attorneys' fees  
23 and costs, except as set forth herein.

24 **IT IS SO ORDERED.**

25 **Dated: March 21, 2017**

26   
27 MORRISON C. ENGLAND, JR.  
28 UNITED STATES DISTRICT JUDGE