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

THE GUARDIAN LIFE INSURANCE  
COMPANY OF AMERICA,

Plaintiff,

v.

LATOUR BARTHOLOMEW, an  
individual; COTIS CHARLES  
CHILDS, an individual; NORTH  
SACRAMENTO FUNERAL HOME,  
INC.; and DOES 1 to 10, inclusive,

Defendants.

Case No. 2:17-cv-00227-JAM-KJN

**ORDER FOR DISCHARGE,  
DISMISSAL, AND  
DISBURSEMENT OF  
INTERPLEADED PROCEEDS**

Upon consideration of the Parties' Stipulation, and good cause appearing, IT  
IS HEREBY ORDERED as follows:

1. The Guardian Life Insurance Company of America ("Guardian") is  
hereby and shall be discharged from any liability to Defendants to the full extent  
permitted by law with respect to group policy of insurance, no. G- 00471981-TC  
(the "Policy") issued by Guardian to Trustees of the Food and Kindred Products  
Industry Insurance Trust Fund, under which under which Blue Diamond Growers  
("Blue Diamond") and/or coverage for basic life and accidental death insurance

1 benefits under the Policy or Blue Diamond's employee welfare benefit plan ("the  
2 Plan").

3 2. Defendants shall be restrained from taking, or proceeding with or  
4 commencing any action against Guardian or its present, former, and future officers,  
5 directors, shareholders, employers, employees, parents, subsidiaries, affiliates,  
6 reinsurers, insurers, administrators, agents, predecessors, successors, attorneys and  
7 assigns, for or on account of any transaction, matter, happening or thing in any way  
8 arising out of or relating to the rights and obligations of the parties with respect to  
9 the Policy and/or the Plan, and/or with respect to benefits due under the Policy  
10 and/or the Plan.

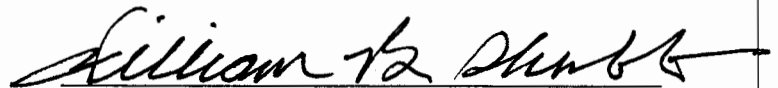
11 3. Based on the parties' stipulation, the entirety of the proceeds deposited  
12 with the Court, together with accumulated interest, shall be distributed to Defendant  
13 Cotis Charles Childs in a check made payable to "Cotis C. Childs and Law Offices  
14 of Linda Dankman" and mailed to:

15 Linda Dankman  
16 Law Offices of Linda Dankman  
17 2601 24th Street  
18 Sacramento, CA 95818

19 4. This action shall be dismissed in its entirety with prejudice as to all  
20 parties.

21 IT IS SO ORDERED.

22  
23 Dated: 8/4/2017



24 William B. Shubb for  
25 Honorable John A. Mendez  
26 United States District Court Judge  
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