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5 Attorneys for Defendants
 Union Security Insurance Company
 6 (formerly known as Fortis Benefits
 Insurance Company);
 7 Assurant Employee Benefits; and
 Lighthouse Capital Partners Long
 8 Term Disability Plan

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

11
 12 LIZABETH HEALY,

13 Plaintiff,

14 v.

15 FORTIS BENEFITS INSURANCE
 16 COMPANY; UNION SECURITY
 INSURANCE COMPANY; ASSURANT
 17 EMPLOYEE BENEFITS; ASSURANT,
 INC.; LIGHTHOUSE CAPITAL
 18 PARTNERS, INC. LONG TERM
 DISABILITY PLAN; LIGHTHOUSE
 19 CAPITAL PARTNERS, INC. ,

20 Defendants.
 21

Case No. CV 14-00832 RS

**STIPULATION TO AND ~~[PROPOSED]~~
 ORDER OF DISMISSAL OF SECOND
 CAUSE OF ACTION AND OF DE NOVO
 REVIEW OF FIRST CAUSE OF ACTION**

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 23 Plaintiff Lizabeth Healy, and Defendants Union Security Insurance Company (formerly
 24 known as Fortis Benefits Insurance Company), Assurant Employee Benefits (which “exists” as a
 25 brand name only), and Lighthouse Capital Partners Long Term Disability Plan hereby stipulate as
 26 follows:

- 27 1. Plaintiff’s Second Cause of Action for Breach of Fiduciary Duty shall be dismissed
 28 without prejudice.

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2. The Court shall conduct a *de novo* review of the claims decision which forms the basis for Plaintiff's first cause of action seeking relief under ERISA, 29 U.S.C. § 1132 (a)(1)(B).

DATED: July 15, 2014

THE GREY LAW FIRM

By: /s/ Rebecca Grey
Rebecca Grey
Attorneys for Plaintiff
Lizabeth Healy

DATED: July 15, 2014

BUCHMAN PROVINE BROTHERS SMITH LLP

By: /s/ Horace W. Green
Horace W Green
Attorneys for Defendants
Fortis Benefits Insurance Company; Union
Security Insurance Company; Assurant Employee
Benefits; and Lighthouse Capital Partners, Inc.
Long Term Disability Plan

ATTESTATION OF ELECTRONIC FILING

As the attorney for Defendant e-filing this document, I hereby attest that Rebecca Grey concurred in this filing.

DATED: July 15, 2014

BUCHMAN PROVINE BROTHERS SMITH LLP

By: /s/ Horace W. Green
Horace W Green
Attorneys for Defendants
Fortis Benefits Insurance Company; Union
Security Insurance Company; Assurant Employee
Benefits; and Lighthouse Capital Partners, Inc.
Long Term Disability Plan

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ORDER

Having reviewed the Stipulation to and Proposed Order of Dismissal of Second Cause of Action and of *de novo* review of First Cause of Action, and good cause appearing therefor,

IT IS HEREBY ORDERED:

1. Plaintiff's Second Cause of Action be, and hereby is, dismissed without prejudice.
2. The Court's review of Plaintiff's First Cause of Action seeking relief under 29 U.S.C. §1132 (a)(1)(B) shall be conducted *de novo*.

Dated: 7/17/14



The Honorable Richard Seeborg
United States District Judge