

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THE LINCOLN NATIONAL LIFE
INSURANCE COMPANY,

Plaintiffs,

v.

N. W., et al.,

Defendants.

Case No. 15-cv-05763-EMC


**ORDER RE DEFENDANT'S LETTER
OF MAY 13, 2016**

Docket No. 45

Previously, the Court asked Defendants to address the issue of whether there is ERISA jurisdiction over the instant case. *See* Docket No. 42 (civil minutes). Defendant N.W. submitted a letter in response. *See* Docket No. 45 (letter). The Court agrees that there is ERISA jurisdiction. *See, e.g., Aetna Life Ins. Co. v. Bayona*, 223 F.3d 1030, 1033-34 (9th Cir. 2000) (“hold[ing] that interpleader is a cognizable action under ERISA section 1132(a)(3)(B)(ii)”); *see also Metro. Life Ins. Co. v. Parker*, 436 F.3d 1109 (9th Cir. 2006) (addressing interpleader action brought by life insurance company where there were three claimants to ERISA-governed life insurance policy).

IT IS SO ORDERED.

Dated: May 24, 2016


EDWARD M. CHEN
United States District Judge