

1 Robert D. Phillips, Jr. (SBN 82639)
 Heather B. Hoesterey (SBN 201254)
 2 REED SMITH LLP
 1999 Harrison Street, Suite 2400
 3 Oakland, CA 94612-3572

4 **Mailing Address:**
 P.O. Box 2084
 5 Oakland, CA 94604-2084

6 Telephone: 510.763.2000
 Facsimile: 510.273.8832

7 Attorneys for Plaintiff
 8 Minnesota Life Insurance Company

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

11 MINNESOTA LIFE INSURANCE COMPANY,

Case No. C05-05146 WDB

12 Plaintiff,

**STIPULATION AND ~~PROPOSED~~
 ORDER FOR ENTRY OF JUDGMENT IN
 INTERPLEADER**

13 vs.

14 NANCY MARR, as TRUSTEE OF THE
 ROBERT F. GOODWIN, M.D. FAMILY
 15 TRUST DATED NOVEMBER 25, 2003, and
 BEVERLY J. GOODWIN, an individual,

16 Defendants.
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IT IS HEREBY STIPULATED by and between Plaintiff Minnesota Life Insurance
 Company, defendant Nancy Marr, as Trustee of the Robert F. Goodwin, M.D. Family Trust Dated
 November 25, 2003, and defendant Beverly J. Goodwin, by and through their respective attorneys of
 record:

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1. That the Court may enter judgment in the form attached hereto and marked as Exhibit "A"

DATED: March ____, 2006. REED SMITH LLP

By _____
Robert D. Phillips, Jr.
Heather B. Hoesterey
Attorneys for Plaintiff
Minnesota Life Insurance Company

DATED: March ¹⁰ ____, 2006. VAUGHT & BOUTRIS LLP

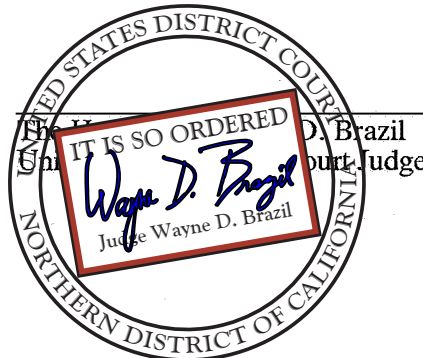
By _____
Jon R. Vaught
Jon R. Vaught
Attorney for Defendant
Nancy Marr, as Trustee of the Robert F. Goodwin,
M.D. Family Trust Dated November 25, 2003

DATED: March ____, 2006. HASKETT LAW FIRM, P.C.

By _____
Amber C. Haskett
Attorney for Defendant Beverly J. Goodwin

IT IS SO ORDERED:

DATED: 3/22, 2006.




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1. That the Court may enter judgment in the form attached hereto and marked as Exhibit

"A"


DATED: March 18, 2006. REED SMITH LLP

By 
Robert D. Phillips, Jr.
Heather B. Hoesterey
Attorneys for Plaintiff
Minnesota Life Insurance Company

DATED: March __, 2006. VAUGHT & BOUTRIS LLP

By _____
Jon R. Vaught
Attorney for Defendant
Nancy Marr, as Trustee of the Robert F. Goodwin,
M.D. Family Trust Dated November 25, 2003

DATED: March __, 2006. HASKETT LAW FIRM, P.C.

By 
Amber C. Haskett
Attorney for Defendant Beverly J. Goodwin

IT IS SO ORDERED:

DATED: _____, 2006.

The Honorable Wayne D. Brazil
United States District Court Judge

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1 Robert D. Phillips, Jr. (SBN 82639)
2 Heather B. Hoesterey (SBN 201254)
3 REED SMITH LLP
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7 Facsimile: 510.273.8832

8 Attorneys for Plaintiff
Minnesota Life Insurance Company

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA

11 MINNESOTA LIFE INSURANCE COMPANY,

Case No. C05-05146 WDB

12 Plaintiff,

**STIPULATED JUDGMENT IN
INTERPLEADER**

13 vs.

14 NANCY MARR, as TRUSTEE OF THE
15 ROBERT F. GOODWIN, M.D. FAMILY
TRUST DATED NOVEMBER 25, 2003, and
16 BEVERLY J. GOODWIN, an individual,

17 Defendants.

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23 Upon reading the Stipulation and Order for entry of Judgment in Interpleader, and it
24 appearing that this Court has jurisdiction of the parties and of the subject herein, and good cause
25 appearing,

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27 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED:**
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Exh. A

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1. That plaintiff Minnesota Life Insurance Company ("Minnesota Life") filed its Complaint in Interpleader in good faith on or about December 13, 2005, that this is a proper cause for Interpleader, and that Minnesota Life is hereby granted Judgment of Interpleader;

2. That by reason of the death of Robert F. Goodwin, M.D. ("Decedent") on or about June 21, 2005, the sum of Five Hundred Thousand Dollars and No Cents (\$500,000.00) (hereinafter "the Death Benefit") became payable under Minnesota Life's Adjustable Life Insurance Policy number 19737860, issued on the life of Decedent ("the Policy");

3. That defendants Nancy Marr, as Trustee of the Robert F. Goodwin, M.D. Family Trust Dated November 25, 2003, and defendant Beverly J. Goodwin each claimed entitlement to One Hundred Thousand Dollars and No Cents (\$100,000.00) of the Death Benefit and that, to date, no other person or entity has made a claim to the Death Benefit;

4. That, having deposited the disputed \$100,000.00 of the Death Benefit, plus interest, for a total amount of One Hundred One Thousand, Nine Hundred Two Dollars and Sixty Four Cents (\$101,902.64) (the "Disputed Amount") with the Clerk of this Court on or about December 13, 2005, Minnesota Life is hereby released, discharged, and acquitted of and from any liability of any kind or nature whatsoever under the Policy;

5. That the remaining parties, Nancy Marr, as Trustee of the Robert F. Goodwin, M.D. Family Trust Dated November 25, 2003 and Beverly J. Goodwin, will litigate the dispute between them and Minnesota Life is not a necessary party to such litigation.

6. That plaintiff Minnesota Life shall recover Four Thousand Two Hundred Dollars and Eighty Three Cents (\$4,200.83) from the Disputed Amount deposited with the Court as reimbursement for its attorneys' fees and costs incurred in this action. The Clerk of the Court shall remit a check in the amount of \$4,200.83 payable to The Minnesota Life Insurance Company, to its

1 attorneys, Reed Smith, LLP 1999 Harrison Street, Suite 2400, Oakland, CA 94612, Attention:
2 Heather B. Hoesterey.

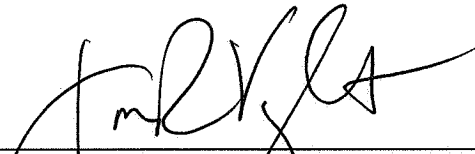
4 DATED: March __, 2006. REED SMITH LLP

6 By _____
7 Robert D. Phillips, Jr.
8 Heather B. Hoesterey
9 Attorneys for Plaintiff
10 Minnesota Life Insurance Company

11 DATED: March __, 2006. HASKETT LAW FIRM, P.C.

14 By _____
15 Amber C. Haskett
16 Attorney for Defendant Beverly J. Goodwin


18 DATED: March ¹⁰ __, 2006. VAUGHT & BOUTRIS LLP

20 By  _____
21 Jon R. Vaught
22 Attorney for Defendant
23 Nancy Marr, as Trustee of the Robert F. Goodwin,
24 M.D. Family Trust Dated November 25, 2003

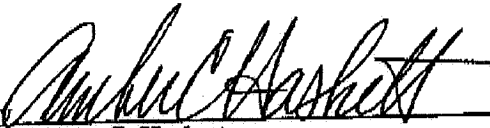
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1 attorneys, Reed Smith, LLP 1999 Harrison Street, Suite 2400, Oakland, CA 94612, Attention:
2 Heather B. Hoesterey.

4 DATED: March 18, 2006. REED SMITH LLP

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6 By 
7 Robert D. Phillips, Jr.
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9 Attorneys for Plaintiff
10 Minnesota Life Insurance Company

11 DATED: March __, 2006. HASKETT LAW FIRM, P.C.

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13 By 
14 Amber C. Haskett
15 Attorney for Defendant Beverly J. Goodwin

17 DATED: March __, 2006. VAUGHT & BOUTRIS LLP

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