

1 IT IS HEREBY STIPULATED AND AGREED as follows by and between
2 the parties hereto through their respective attorneys of record:

3 1. The parties agree that this Court shall apply a *de novo* standard of
4 review in this case. This Stipulation regarding the appropriate standard of review is
5 specifically limited to the facts and circumstances of this particular case.

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8 IT IS SO STIPULATED.

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10 Dated: April 24, 2012

Charles B. Perkins
FLYNN, ROSE & PERKINS

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By: //s/Charles B. Perkins
Charles B. Perkins
Attorney for Plaintiff
BRIAN WHISNANT

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Dated: April 24, 2012

Linda M. Lawson
Jason A. James
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By: //s/Jason A. James
Jason A. James
Attorneys for Defendant
THE PRUDENTIAL INSURANCE
COMPANY OF AMERICA

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IT IS SO ORDERED.

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Dated: April 25, 2012



Hon. Lucy H. Koh
Judge, United States District Court

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