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19 Attorneys for Plaintiffs

20 **UNITED STATES DISTRICT COURT**  
 21 **DISTRICT OF NEVADA**

22 SHIGE TAKIGUCHI, et. al, Individually and  
 23 On Behalf of All Others Similarity Situated,

24 Plaintiffs,

25 v.

26 MRI INTERNATIONAL, INC., EDWIN J.  
 27 FUJINAGA, JUNZO SUZUKI, PAUL  
 28 MUSASHI SUZUKI, LVT, INC., dba  
 STERLING ESCROW, and DOES 1-500,

Defendants.

Case No.: 2:13-cv-01183-HDM-NJK

**STIPULATION AND ORDER RE  
 DIRECTING PAYMENT OF FUNDS  
 HELD IN TRUST BY LAW FIRMS  
 AND FINANCIAL INSTITUTIONS  
 PURSUANT TO FINAL APPROVAL  
 OF CLASS ACTION SETTLEMENT**

STIPULATION AND ORDER RE PAYMENT OF FUNDS PURSUANT TO FINAL APPROVAL OF  
 CLASS ACTION SETTLEMENT

1 WHEREAS, plaintiffs Shige Takiguchi, et al. (“Plaintiffs”) and (1) Junzo Suzuki, (2)  
2 Paul Suzuki, (3) Keiko Suzuki, (4) the Suzuki Enterprises, Inc. Profit Sharing Plan, (5) Catherine  
3 Suzuki, trustee of the Junzo Suzuki Irrevocable Trust, (6) Catherine Suzuki, trustee of the Keiko  
4 Suzuki Irrevocable Trust, (7) Catherine Suzuki, trustee of the Junzo Suzuki and Keiko Suzuki  
5 Irrevocable Trust, (8) Suzuki Enterprises, Inc., (9) Puuikena Investments LLP, (10) Catherine  
6 Mai Suzuki, trustee of the Catherine Suzuki Irrevocable Trust dated May 10, 2013, and (11) Paul  
7 Musashi Suzuki, trustee of the Paul Musashi Suzuki Irrevocable Trust dated May 10, 2013  
8 (collectively, the “Suzuki Defendants”) are collectively referred to herein as the “Parties”;

9 WHEREAS, on December 11, 2017 the Suzuki Defendants entered into a Settlement  
10 Agreement with Plaintiffs by which they agreed to pay certain funds held at various financial  
11 institutions or attorney trust accounts as consideration for resolution this action;

12 WHEREAS, on May 22, 2018 the Court granted final approval of the class action  
13 settlement with the Suzuki Defendants (Dkt. 840);

14 WHEREAS, pursuant to the Settlement Agreement the following entities are required  
15 to wire transfer the entire balances from the accounts designated below to the Court appointed  
16 claims administrator, Heffler Claims Group to be held in a qualified settlement fund:

- 17 1. The entire balance held in trust by Damon Key Leong Kupchak Hastert for the benefit  
18 of Junzo Suzuki, Keiko Suzuki, Paul Suzuki, Catherine Suzuki, Suzuki Enterprises,  
19 Inc., or Puuikena Investments LLLP;
- 20 2. The entire balance held in trust by McDonald Carano LLP for the benefit of Junzo  
21 Suzuki, Keiko Suzuki, Paul Suzuki, Catherine Suzuki, Suzuki Enterprises, Inc., or  
22 Puuikena Investments LLLP;
- 23 3. The entire balance of account number xx-xx3072 at First Hawaiian Bank in the name  
24 of Junzo and Keiko Suzuki;
- 25 4. The entire balance of account number xx-xx3746 at First Hawaiian Bank in the name  
26 of Suzuki Enterprises, Inc.;

1 5. The entire balance of account number xxx-x1J26 at Merrill Edge Wealth  
2 Management (Bank of America, N.A.) in the name of Junzo Suzuki Trustee U/A  
3 DTD 08/19/20013;

4 6. The entire balance of account number xxx-x1J27 held at Merrill Edge Wealth  
5 Management (Bank of America, N.A.) in the name of Keiko Suzuki Trustee U/A  
6 DTD 08/19/20013;

7 7. The entire balance of account number xxxx-xxxx-3467 held at Bank of America,  
8 N.A. in the name of Junzo Suzuki and Keiko Suzuki;

9 NOW, therefore, the Parties stipulate as follows:

10 1. Damon Key Leong Kupchak Hastert is ordered to wire transfer the entire balance it  
11 holds in trust for the benefit of Junzo Suzuki, Keiko Suzuki, Paul Suzuki, Catherine  
12 Suzuki, Suzuki Enterprises, Inc., or Puuikena Investments LLLP to the qualified  
13 settlement account designated by Heffler Claims Group;

14 2. McDonald Carano LLP is ordered to wire transfer \$22,912.62 it holds in trust for the  
15 benefit of Junzo Suzuki, Keiko Suzuki, Paul Suzuki, Catherine Suzuki, Suzuki  
16 Enterprises, Inc., or Puuikena Investments LLLP to the qualified settlement account  
17 designated by Heffler Claims Group. The remaining balance of \$20,294.20 that  
18 McDonald Carano LLP holds in trust shall be retained by them for the payment of  
19 outstanding legal expenses owed by the Suzuki Defendants. In order to make up for  
20 the funds being retained by McDonald Carano LLP, \$20,294.20 shall be credited to  
21 Plaintiffs from the excess funds from the irrevocable trust accounts in the name of  
22 Junzo Suzuki and/or Keiko Suzuki, which are already in the custody of Heffler  
23 Claims Group;

24 3. First Hawaii Bank is ordered to wire transfer the entire balance in account number xx-  
25 xx3072 held in the name of Junzo and Keiko Suzuki to the qualified settlement  
26 account designated by Heffler Claims Group;

- 1 4. First Hawaii Bank is ordered to wire transfer the entire balance in account number xx-  
2 xx3746 at First Hawaiian Bank held in the name of Suzuki Enterprises, Inc. to the  
3 qualified settlement account designated by Heffler Claims Group;
- 4 5. Merrill Edge Wealth Management (Bank of America, N.A.) is ordered to wire  
5 transfer the entire balance in account number xxx-x1J26 held in the name of Junzo  
6 Suzuki Trustee U/A DTD 08/19/20013 to the qualified settlement account designated  
7 by Heffler Claims Group;
- 8 6. Merrill Edge Wealth Management (Bank of America, N.A.) is ordered to wire  
9 transfer the entire balance in account number xxx-x1J27 in the name of Keiko Suzuki  
10 Trustee U/A DTD 08/19/20013 to the qualified settlement account designated by  
11 Heffler Claims Group; and
- 12 7. Bank of America, N.A. is ordered to wire transfer the entire balance in account  
13 number xxxx-xxxx-3467 at Bank of America, N.A. held in the name of Junzo Suzuki  
14 and Keiko Suzuki to the qualified settlement account designated by Heffler Claims  
15 Group.

16 Dated: June 22, 2018

MANNING & KASS  
ELLROD, RAMIREZ, TRESTER LLP

17  
18 By: /s/ James Gibbons  
19 JAMES E. GIBBONS  
20 STEVEN J. RENICK  
Attorneys for Plaintiffs

21  
22 LAW OFFICES OF ROBERT W. COHEN  
A Professional Corporation

23  
24 By: /s/ Robert W. Cohen  
25 ROBERT W. COHEN  
26 MARIKO TAENAKA  
Attorneys for Plaintiffs

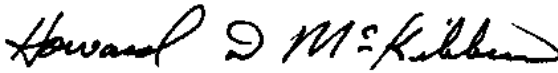
1 PAUL HASTINGS LLP

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3 By: /s/ Nicolas Morgan  
4 NICOLAS MORGAN  
5 Attorneys for Defendant the Suzuki  
6 Defendants

7 **ORDER**

8 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

9 DATED this 22nd day of June, 2018.

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11 Howard D. McKibbin  
12 United State District Court Judge  
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