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 13 *Mary Tolan and Lawrence Leisure*

14 **UNITED STATES DISTRICT COURT**  
 15 **DISTRICT OF NEVADA**

16 HUGH S. PROCTOR, an individual; and SP  
 17 TRUST, a Nevada trust,

18 Plaintiffs,

19 v.

20 CPF RECOVERY WAYS, LLC, a Delaware  
 limited-liability company; CHICAGO  
 21 PACIFIC CAPITAL, LP, a Delaware limited  
 partnership; GOLDSTREAM, LLC, a Utah  
 22 limited-liability company; NORTH  
 AMERICAN MANAGEMENT, LLC, a  
 23 Utah limited-liability company; PARSONS  
 BEHLE & LATIMER, a Utah professional  
 24 corporation; LAWRENCE LEISURE, an  
 individual; GEOFFREY W. MAGNUM, an  
 25 individual; JAMES R. PETERSEN, an  
 individual; JOHN ROBERTSON, an  
 26 individual; and MARY TOLAN, an  
 individual,

27 Defendants.

Case No.: 2:14-cv-01693-RFB-PAL

**STIPULATION AND ORDER TO  
 DISMISS ALL CLAIMS WITH  
 PREJUDICE**

28

1           **STIPULATION AND ORDER TO DISMISS ALL CLAIMS WITH PREJUDICE**

2           IT IS HEREBY STIPULATED AND AGREED by and between, the Plaintiffs,  
3 Hugh S. Proctor and SP Trust by and through their attorney Steven Gibson, along with the  
4 Defendants Parsons Behle & Latimer (“Parsons Behle”) and Geoffrey W. Mangum (“Mr.  
5 Mangum”) (together, the “Law Firm Defendants”), by and through their counsel, the law  
6 firm of Bailey Kennedy; Defendants CPF Recovery Ways, LLC (“CPF Recovery Ways”),  
7 Chicago Pacific Capital, LP f/n/a Chicago Pacific Capital, LLC (“Chicago Pacific”),  
8 Lawrence Leisure (“Mr. Leisure”), and Mary Tolan (“Ms. Tolan”) (collectively, the  
9 “Chicago Defendants”), by and through their counsel, the law firms of Armstrong Teasdale,  
10 LLP and Pederson & Houpt; and Defendants Goldstream, LLC (“Goldstream”), North  
11 American Management, LLC (“NAM”), James R. Petersen (“Mr. Petersen”), and John  
12 Robertson (“Mr. Robertson”) (collectively, the “Utah Defendants”), by and through their  
13 counsel, the law firm of Carbajal & McNutt, LLP, that in accordance with the terms of the  
14 Settlement Agreement reached by the parties on April 2, 2015 and pursuant to FRCP  
15 41(a)(1)(A)(ii), the Parties hereby jointly request that this Court dismiss the above-referenced  
16 action with Prejudice, each party to bear its own costs and attorneys’ fees.<sup>1</sup>

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18           IT IS SO STIPULATED.

19           DATED this 30th day of April 2015.

20 CARBAJAL & MCNUTT, LLP

BAILEY KENNEDY

21  
22 /s/Hector Carbajal  
23 Hector Carbajal, Esq.  
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*James R. Petersen, John Robertson,*  
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*Latimer and Geoffrey W. Mangum*

<sup>1</sup> This provision will not affect CPF Recovery Ways, LLC; Chicago Pacific Capital, LP; Mary Tolan; and Lawrence Leisure’s indemnification rights under the parties’ agreements.

1 ARMSTRONG TEASDALE, LLP

GIBSON LEGRAND, LLP

2  
3 /s/Conor P. Flynn

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21 *CPF Recovery Ways, LLC; Chicago Pacific*  
22 *Capital, LP; Lawrence Leisure; and*  
23 *Mary Tolan*

24 \*Admitted Pro Hac Vice

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**ORDER**

IT IS SO ORDERED.

  
\_\_\_\_\_  
RICHARD F. BOULWARE, II  
United States District Judge

DATED this 4th day of May, 2015.