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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**

8 \* \* \* \* \*

9 CRAIG P. KENNY & ASSOCIATES,  
10 Plaintiff,

CASE NO.: 15-cv-00093-JCM-VCF

11 vs.

**STIPULATION TO DISTRIBUTE  
INTERPLEADER PROCEEDS  
AND DISMISS CASE**

12 ARSIM BARDIQI, both individually and as  
13 Guardian Ad Litem of ALBINA BARDIQI and  
ALBI BARDIQI; LUMNIJE BINAKU,  
14 individually; CULINARY HEALTH FUND;  
JACKSON PHYSICAL THERAPY; DOES I  
15 through X, inclusive,

16 Defendants.

17 *and Related Counterclaims and Crossclaims*

18  
19 Plaintiff CRAIG P. KENNY & ASSOCIATES and Defendants ARSIM BARDIQI,  
20 LUMNIJE BINAKU, UNITE HERE HEALTH (aka Culinary Health Fund) and JACKSON  
21 PHYSICAL THERAPY, each acting through their respective counsel, hereby stipulate and agree  
22 as stated below. This case was commenced by the filing of a Complaint in Interpleader relating  
23 to tort claims asserted by LUMNIJE BINAKU and by ARSIM BARDIQI, both individually and  
24 as Guardian Ad Litem of ALBINA BARDIQI and ALBI BARDIQI (both minors). All persons  
25 named in the Complaint in Interpleader and in the related Crossclaims and Counterclaims are  
26 parties to this Stipulation.  
27  
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1           IT IS HEREBY STIPULATED AND AGREED that CRAIG P. KENNY &  
2 ASSOCIATES, UNITE HERE HEALTH and JACKSON PHYSICAL THERAPY each have  
3 valid liens against the \$30,000 in tort recoveries obtained by Defendants Arsim Bardiqi and  
4 Lumnije Binaku, the proceeds of which are presently held by Plaintiff CRAIG P. KENNY &  
5 ASSOCIATES.  
6

7           IT IS FURTHER STIPULATED AND AGREED that the sum of \$6,285.00 may be  
8 retained by Plaintiff CRAIG P. KENNY & ASSOCIATES.

9           IT IS FURTHER STIPULATED AND AGREED that the sum of \$18,800.00 be  
10 distributed to Defendant UNITE HERE HEALTH.

11           IT IS FURTHER STIPULATED AND AGREED that the sum of \$4,115.00 be  
12 distributed to Defendant JACKSON PHYSICAL THERAPY.

13           IT IS FURTHER STIPULATED AND AGREED that the sum of \$800.00 be distributed  
14 to Defendant ARSIM BARDIQI, as Guardian Ad Litem of ALBINA BARDIQI (\$350) and  
15 ALBI BARDIQI (\$450).  
16

17           IT IS FURTHER STIPULATED AND AGREED that the value of the valid liens related  
18 to the medical treatments that restored Defendants ARSIM BARDIQI and LUMNIJE BINAKU  
19 to a reasonable state of health exceed the amount of the tort recoveries they obtained  
20 individually, such that ARSIM BARDIQI and LUMNIJE BINAKU shall not retain any portion  
21 of the recoveries currently held by the Plaintiff.  
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1 IT IS FURTHER STIPULATED AND AGREED that this matter may be dismissed with  
2 prejudice.

3 DATED this 29th day of July, 2015.

4 CHRISTENSEN JAMES & MARTIN

CRAIG P. KENNY & ASSOCIATES

5  
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11 CLEAR COUNSEL LAW GROUP

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19 *Attorneys for Jackson Physical*  
20 *Therapy*

18 -----  
19 **ORDER**

20 This matter having been stipulated to by all parties to this Case through their respective  
21 counsel, and the Court being otherwise duly advised;

22 IT IS HEREBY ORDERED that Plaintiff CRAIG P. KENNY & ASSOCIATES,  
23 UNITE HERE HEALTH and JACKSON PHYSICAL THERAPY each have valid liens against  
24 the \$30,000 in tort recoveries (“Recoveries”) obtained by Defendants Arsim Bardiqi and  
25 Lumnije Binaku, the proceeds of which are presently held by Plaintiff CRAIG P. KENNY &  
26 ASSOCIATES.

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IT IS FURTHER ORDERED that out of the Recoveries, the sum of \$6,285.00 shall be distributed to Plaintiff CRAIG P. KENNY & ASSOCIATES.


IT IS FURTHER ORDERED that the sum of \$18,800.00 be distributed by the Plaintiff to Defendant UNITE HERE HEALTH or to its counsel of record.

IT IS FURTHER ORDERED that the sum of \$4,115.00 be distributed by the Plaintiff to Defendant JACKSON PHYSICAL THERAPY or to its counsel of record.

IT IS FURTHER ORDERED that the sum of \$800.00 be distributed by the Plaintiff to Defendant ARSIM BARDIQI, as Guardian Ad Litem of ALBINA BARDIQI (\$350) and ALBI BARDIQI (\$450).

IT IS FURTHER ORDERED that this Case is dismissed with prejudice.

DATED: August 4, 2015.

  
UNITED STATES DISTRICT JUDGE