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12 **UNITED STATES DISTRICT COURT**  
 13 **DISTRICT OF NEVADA**

14 INTERSTATE FIRE & CASUALTY  
 15 COMPANY, an Illinois Corporation;  
 16 FIREMAN'S FUND, a California Corporation,

17 Plaintiffs,

18 vs.

19 EVELYN ESTRADA-GROBL, an individual;  
 20 VALLEY HEALTH SYSTEM LLC d/b/a  
 21 SPRING VALLEY MEDICAL CENTER, a  
 22 Delaware corporation; HRN SERVICES, INC.,  
 23 a California Corporation; ACCOUNTABLE  
 24 HEALTHCARE STAFFING, INC. d/b/a HRN  
 25 SERVICES, INC., a Delaware Corporation;  
 26 ARTHUR FLASTER, an individual; KAREN  
 27 FLASTER, an individual; DOES I - X, and  
 28 ROE BUSINESS ENTITIES I - X,

Defendants.

**CASE NO.: 2:16-CV-00885-MMD-CWH**

**STIPULATION AND ORDER FOR  
 DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED between the parties, through their undersigned counsel, that the above-captioned matter shall be dismissed with prejudice. The parties reserve the right to seek attorneys' fees and costs in subsequent proceedings. Further, Accountable Healthcare Staffing, Inc. ("Accountable") expressly reserves its right to set-off, if any, as to the funds at issue in this litigation. Specifically, to the extent Accountable is somehow

1 found liable in any legal action or arbitration for the conduct or claims at issue in the related  
2 Nevada state court litigation (Case No. A-12-672867-C), Accountable reserves its right to reduce  
3 that liability by applying the funds at issue in this matter.

4 It is understood by all parties that this stipulation does not confer upon Accountable a  
5 guaranteed or established right to the set off for the payments made herein, nor does this  
6 stipulation confer upon any other party a guaranteed or established right, if any, to relief against  
7 Accountable. Instead, all parties agree that, pursuant to this stipulation, Accountable may  
8 advance its claim that it is entitled to a set off, if any, for the settlement amounts paid herein, if  
9 necessary, in any future litigation or arbitration proceeding related to the underlying claim.  
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11 **IT IS SO STIPULATED:**

12 DATED this 21<sup>st</sup> day of February, 2017.

DATED this 21<sup>st</sup> day of February, 2017.

13  
14 **CARROLL, KELLY, TROTTER,  
FRANZEN, McKENNA & PEABODY**

**HALL PRANGLE & SCHOONVELD, LLC**

15 /s/ Ashley Balducci  
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Valley Health System, LLC

21 DATED this 21<sup>st</sup> day of February, 2017.

DATED this 21<sup>st</sup> day of February, 2017.

22 **SNELL & WILMER, LLP**

**EGLET PRINCE**

23 /s/ Alex L. Fugazzi  
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28 Accountable HealthCare Staffing, Inc.

/s/ Dennis Prince  
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**ORDER**

Based upon the parties' stipulation,

IT IS HEREBY ORDERED that this action is DISMISSED with prejudice. Each party shall bear her or its own attorneys' fees and costs in this proceeding only, but the parties reserve the right to seek attorneys' fees and costs in subsequent proceedings. The pending Motion to Direct Plaintiffs to Deposit Funds [#33] is DENIED as moot; and the February 27, 2017 [#32] deadline is VACATED. The Clerk of the Court is directed to close this case.

Dated: February 21, 2017



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UNITED STATES DISTRICT JUDGE