

1 **Dawn R. Throne, Esq.**
 2 Nevada Bar No. 006145
 3 THRONE & HAUSER
 4 1070 W. Horizon Ridge Pkwy., Suite 100
 5 Henderson, NV 89012
 6 Telephone: (702) 800-3580
 7 Facsimile: (702) 800-3581
 8 Email: dawn@thronehauser.com
 9 *Attorney for Defendants/Cross-Complainants,*
 10 *Diane Colley, Michelle Colley Melissa Colley & Megan Colley*

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

13 **NATIONWIDE LIFE INSURANCE**
 14 **COMPANY,**
 15
 16 Plaintiff,
 17
 18 **LYNN MARTINEZ,**
 19 **AMERICAN FUNERAL**
 20 **FINANCIAL, LLC, DIANE COLLEY,**
 21 **MICHELLE COLLEY, MELISSA**
 22 **COLLEY AND MEGAN COLLEY,**
 23
 24 Defendants.
 25
 26 **DIANE COLLEY, MICHELLE**
 27 **COLLEY, MELISSA COLLEY AND**
 28 **MEGAN COLLEY,**
 Cross-Complainants
 vs.
 LYNN MARTINEZ,
 Cross-Defendant.

Case No. 2:16-cv-01845--JAD-NJK

AMENDED STIPULATION TO
DISBURSE FUNDS HELD BY
CLERK OF THE COURT

AND ORDER [ECF No. 69]

1 This Stipulation is entered into by and between the Defendant, Lynn Martinez,
2 by and through her counsel Jeffrey P. Luszek, Esq., of Solomon Dwiggin & Freer,
3 Ltd., and Defendant's Diane Colley, Michelle Colley, Melissa Colley and Megan
4 Colley (collectively, the "Colleys") by and through their counsel, Dawn R. Throne,
5 Esq., of Throne & Hauser.

6 By stipulation of all parties, on June 1, 2017, an Order was entered dismissing
7 all claims in this action by and against Nationwide Life Insurance Company and
8 American Funeral Financial, LLC.

9 Defendant, Lynn Martinez, and Defendant Colleys, as the only remaining
10 parties, having executed a full Settlement Agreement hereby:

11 STIPULATE AND AGREE that the funds on file with the Clerk of the Court
12 in this matter shall be released and distributed as follows:

- 13 1. \$30,000.00 to the client trust fund of THRONE & HAUSER;
- 14 2. All remaining funds to the client trust fund of SOLOMON DWIGGINS &
15 FREER.

16
17 DATED this ___ day of November, 2017. DATED this ___ day of November, 2017.
18

19 SOLOMON DWIGGINS & FREER THRONE & HAUSER

20
21 By: /s/ Jeffrey P. Luszek

22 Jeffrey P. Luszek, Esq.
23 Bar No. 9619
24 Cheyenne Professional Centre
25 9060 West Cheyenne Avenue
26 Las Vegas, Nevada 89129

Attorneys for Lynn Martinez

By: /s/ Dawn R. Throne

27 Dawn R. Throne, Esq.
28 Bar No. 6145
1070 W. Horizon Ridge Pkwy #100
Henderson, NV 89012

*Attorneys for Dianne Colley, Michelle
Colley, Melissa Colley and Megan Colley*

**IT IS SO ORDERED. This order vacates and replaces the prior order at ECF
No. 66.**