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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 JT3, LLC, as Plan Administrator and on behalf
 11 of the JT3 LLC Savings Plan,

12 Plaintiffs,

13 Vs.

14 Annette Aguirre, et al.,

15 Defendants

Case No.: 2:17-CV-01471-APG-CWH

**STIPULATION AND ORDER TO
 DEPOSIT AND DISBURSE FUNDS**

16 Plaintiffs JT3, LLC, as Plan Administrator and on behalf of the JT3 LLC Savings Plan
 17 (hereinafter “JT3”); Defendants Annette Aguirre, Patricia J. Aguirre, Alexander James Aguirre,
 18 Mary K. Volio, Elizabeth Broskoff, Christina Garcia, Rachel Aguirre, Matthew Aguirre, Jessica
 19 Aguirre, Gemma Aguirre, Michael Fleming and Jason Fleming (hereinafter the “Aguirre
 20 Defendants”); and Defendant Annette Morrison (collectively the “Parties”) by and through their
 21 undersigned counsel, hereby stipulate and agree as follows:
 22

23 1. The Parties have reached an agreement regarding entitlement to certain funds
 24 payable by reason of the death of Robert L. Aguirre, who was a participant in JT3 LLC’s
 25 Savings Plan (hereinafter “Funds”).
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 27
 28

1 2. The Parties stipulate to allow JT3 to deposit the funds of approximately
2 \$150,000.00 with the Registry of the Court, minus \$7,033,28 for JT3's attorney's fees and
3 \$2,535.45 in costs.
4

5 3. Upon the deposit of these funds, JT3 will be discharged from any and all liability
6 as to the death benefit that is the subject matter of JT3's Complaint in Interpleader (ECF No. 1.)
7

8 4. The Parties further stipulate and jointly move the Court for an Order directing the
9 Clerk to pay the entire balance of the deposited funds to the order of "Hutchison & Steffen,
10 PLLC Trust Account. This check is to be delivered to the offices of Defendant Annette
11 Morrison's counsel of record: Hutchison & Steffen, PLLC, attn.: Todd L. Moody, Esq., 10080
12 W. Alta Drive, Suite 200, Las Vegas, Nevada, 89145.
13

14 5. The disbursement sought herein, once effectuated, will result in the voluntary and
15 joint dismissal of the above-captioned matter, with prejudice.
16

17 Dated this 21st day of February, 2018.

18 JACKSON LEWIS P.C.

19 */s/ Mahna Poushaban*

/s/ Annette Aguirre

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28 *Attorneys for JT3, LLC*

Attorney for Defendants (except Annette Morrison)

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/s/ Todd L. Moody

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ORDER

GOOD CAUSE APPEARING, AND BY STIPULATION OF THE PARTIES, IT IS
HEREBY ORDERED that the Plaintiff JT3 LLC shall deposit surplus funds (approximately
\$150,000.00) minus \$7,033.28 for JT3's attorney's fees and \$2,535.45 in costs. Once the
deposited funds have cleared, the Clerk of Court shall disburse to the entire balance of the
deposited funds to the order of "Hutchison & Steffen, PLLC Trust Account. This check is to be
delivered to the offices of Defendant Annette Morrison's counsel of record: Hutchison &
Steffen, PLLC, attn.: Todd L. Moody, Esq., 10080 W. Alta Drive, Suite 200, Las Vegas, Nevada,
89145.

IT IS SO ORDERED.

Dated: March 15, 2018



By: _____
HONORABLE ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE