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6 Attorneys for Defendant
 7 CIGNA HEALTHCARE

8 UNITED STATES DISTRICT COURT
 9 DISTRICT OF NEVADA

11 CATHERINE FLEMING, an individual,
 12 Plaintiff,

Case No. 2:17-cv-03049-JAD-CWH

13 vs.

**STIPULATION TO SUBSTITUTE PARTY
 DEFENDANT**

14 CIGNA HEALTHCARE, DOES I-X; ROE
 15 CORPORATIONS I-X,
 16 Defendants.

17 The Parties, by and through the undersigned counsel, agree and stipulate to the following:

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- 19 1. Defendant has informed Ms. Fleming that the proper name of her employer was “Life
 20 Insurance Company of North America,” and not “Cigna Healthcare” as identified in the Complaint.
 - 21 2. Accordingly, the Parties agree and stipulate to dismiss the erroneously named
 22 Defendant, “Cigna Healthcare” with prejudice and substitute the “Life Insurance Company of North
 23 America” as Defendant.
 - 24 3. The Parties agree and stipulate that the substituted Defendant (Life Insurance
 25 Company of North America) will be deemed to take the place of the previous and original Defendant
 26 (Cigna Healthcare) on the docket for all of the previous filings and accepts service of the Complaint
 27 when the original Defendant was served.
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1 4. The Parties agree and stipulate that the intention of this stipulation is to avoid
2 confusion in the future should any liability attach to the Defendant, to make sure the proper
3 Defendant is before the court, and in not in any way to alter, deprive or act as a waiver of any claims,
4 defenses or rights of any of the parties in the case by virtue of this substitution.
5

6 5. The Parties agree and stipulate that Defendant Cigna Healthcare is hereby dismissed
7 as a party from this action with prejudice and they will caption the case with “Life Insurance
8 Company of North America” as the named Defendant in this case.

9 Dated: February 1, 2018

10 Respectfully submitted,

11 /s/ Jenny L. Foley
12 JENNY L. FOLEY, ESQ.
13 HKM EMPLOYMENT ATTORNEYS

14 Attorneys for Plaintiff
15 CATHERINE FLEMING

Respectfully submitted,

/s/ Kaitlyn M. Burke
WENDY MEDURA KRINCEK, ESQ.
KAITLYN M. BURKE, ESQ.
LITTLER MENDELSON, P.C.

Attorneys for Defendant
CIGNA HEALTHCARE

16 IT IS SO ORDERED.

17 DATED: February 6, 2018

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20 Firmwide:152614705.1 049939.1022
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22 C.W. HOFFMAN, JR.
23 UNITED STATES MAGISTRATE JUDGE
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