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12 Harbor Insurance Company  
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15 **UNITED STATES DISTRICT COURT**

16 **DISTRICT OF NEVADA**

17 MARIA GARNICA, an individual,

18 Plaintiff,

19 v.

20 INDIAN HARBOR INSURANCE COMPANY;  
21 DOES I - V, and ROE CORPORATIONS I - V,  
22 inclusive,

23 Defendants.

24 Case No. 2:21-cv-00560-JCM-VCF

25 **ORDER RE: INDIAN HARBOR  
INSURANCE COMPANY'S MOTION  
TO INTERPLEAD FUNDS AND FOR  
DISMISSAL (ECF NOS. 45 AND 46)**

26 INDIAN HARBOR INSURANCE COMPANY,

27 Counterclaimant,

28 v.

MARIA GARNICA,

Counterdefendant.

INDIAN HARBOR INSURANCE COMPANY,

Third-Party Plaintiff,

v.

LOUI DEEDS, an individual, NELLY IRAN, an  
individual, BLUE SHIELD OF CALIFORNIA, a

1 California corporation,  
2 Third Party Defendants.

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4 LOUI DEEDS, an Individual,  
5 Third-Party Defendant's Counterclaim,  
6 v.  
7 INDIAN HARBOR INSURANCE COMPANY;  
8 DOES I-V, and ROE CORPORATIONS I-V,  
9 inclusive  
Counterdefendants.

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11 Before the Court is Indian Harbor Insurance Company's Motion to Interplead Funds and for  
12 Dismissal (ECF Nos. 45 and 46), filed on March 22, 2022. Maria Garnica filed a Response on  
13 March 31, 2022 (ECF No. 47) and Loui Deeds' filed a Response on April 4, 2022 (ECF No. 48) to  
14 which Maria Garnica Joined (ECF No. 49). Indian Harbor Insurance Company filed its Reply on  
15 April 7, 2022 (ECF No. 50). The hearing was held on May 3, 2022 before the Honorable Cam  
16 Ferenbach via videoconference.

17 **IT IS THEREFORE ORDERED** that Indian Harbor Insurance Company's Motion to  
18 Interplead Funds (ECF No. 45) is granted.

19 **IT IS FURTHER ORDERED** that Indian Harbor Insurance Company's Motion for  
20 Dismissal (ECF No. 46) is denied without prejudice.

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**IT IS FURTHER ORDERED** that Defendant Indian Harbor Insurance Company has until May 10, 2022 to deposit the funds.

DATED: May 10, 2022.

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CAM FERENBACH  
UNITED STATES MAGISTRATE JUDGE

Respectfully submitted by,

## SELMAN BREITMAN LLP

By: */s/ Dana Jonathon Nitz*

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