

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CIVIL ACTION NO. 3:14CV596 (MOC-DSC)

MICHAEL RICH,

Plaintiff,

vs.

THE ESTATE OF ROBERT BROWN,  
through its administrator, KEVIN BROWN,

Defendant.

**ORDER**

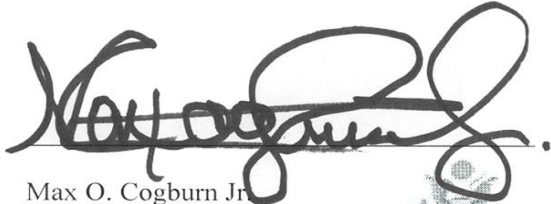
**THIS MATTER** is before the Court on the Joint Stipulation of Dismissal and Joint Motion to Disburse Funds (#32) and a Joint Motion for Disbursement of Funds (#33). The court has considered the joint Motion for Disbursal of Funds first and then considered the joint Stipulation of Dismissal as being filed only after the first motion is resolved. Upon consideration of such motions, the court enters the following Order.

**ORDER**

**IT IS, THEREFFORE, ORDERED** that the joint Motion to Disburse Funds (#33) and contained in (#32) is **GRANTED**, and the Clerk of Court shall issue from funds interpleaded and deposited with the court:

- (1) a check in the amount of fifteen thousand dollars (\$15,000.00) payable to the Estate of Robert Brown, mailed to such defendant's attorney Ted. F. Mitchell;
- (2) a check in the amount of one-hundred five thousand nine-hundred ninety-four dollars and 26/100 (\$105,994.26) payable to the "Trust Account of DeVore, Acton & Stafford, P.A. for the benefit of MICHAEL RICH," and mailed to such plaintiff's attorney Derek P. Adler.

**IT IS FURTHER ORDERED** that the joint Stipulation of Dismissal (#32), which the court deems to be a joint Motion for Dismissal based upon stipulation of the parties under Rule 41, is **GRANTED** and this action is **DISMISSED** with prejudice pursuant to the terms stated in the joint Stipulation of Dismissal, which is incorporated by reference.



Max O. Cogburn Jr.  
United States District Judge