

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT CINCINNATI**

JAMES A. STEPHENS

*

Case No. 1:11 cv 513

Plaintiff,

*

Judge Sandra S. Beckwith

vs.

*

AETNA LIFE INSURANCE COMPANY

*

Defendant.

*

**AGREED ORDER DISMISSING
CLAIM FOR STATUTORY PENALTIES**

Upon the agreement of the parties, the Court hereby dismisses with prejudice Plaintiff's second claim for statutory penalties under the Employee Retirement Income Security Act (Complaint paragraphs 33 to 37). The first claim, an action to recover long term disability benefits, remains for adjudication.

SO ORDERED.


United States District Judge Sandra S. Beckwith