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8 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 KENNETH FLEMING, *et al.*,

11 Plaintiffs,

12 v.

13 THE CORPORATION OF THE  
14 PRESIDENT OF THE CHURCH OF JESUS  
CHRIST OF LATTER DAY SAINTS, *et al.*,

15 Defendants.

CASE NO. C04-2338RSM

ORDER GRANTING PLAINTIFF'S  
MOTION FOR APPOINTMENT OF  
LITIGATION GUARDIAN AD  
LITEM

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17 This matter comes before the Court on plaintiff John Doe's counsel's Motion for  
18 Appointment of Litigation Guardian ad Litem. (Dkt. #105). John Doe has recently settled his  
19 claims against defendants in this action. However, plaintiff's counsel informs the Court that  
20 there are serious concerns that John Doe's interests cannot be protected without pursuing the  
21 appointment of a Limited Guardian of the Estate of John Doe to manage the settlement funds  
22 from this litigation. Accordingly, plaintiff's counsel asks this Court to appoint Andrew  
23 Benjamin as a Litigation Guardian ad Litem to investigate John Doe's situation, and to then  
24 provide a report to this Court regarding his opinion as to whether Limited Guardianship  
25 proceedings should be commenced in state Superior Court to determine whether a Limited  
26 Guardian should be appointed. Defendants have not filed an opposition to the motion.

ORDER  
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1 Accordingly, the Court hereby finds and ORDERS:

2 (1) Plaintiff's Motion for Appointment of Litigation Guardian ad Litem (Dkt. #105) is  
3 GRANTED.

4 (2) At plaintiff John Doe's expense, Andrew Benjamin, is hereby appointed Litigation  
5 Guardian ad Litem for John Doe.

6 (3) Mr. Benjamin will provide a written report to this Court within twenty-one (21) days  
7 of the date of this Order with an opinion as to whether Guardianship proceedings in the Superior  
8 Court of Washington should be commenced to appoint a Limited Guardian for the Estate of  
9 John Doe to manage the settlement funds of this litigation.

10 (4) The Clerk shall forward a copy of this Order to all counsel of record.

11 DATED this 3 day of May 2006.

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13 RICARDO S. MARTINEZ  
14 UNITED STATES DISTRICT JUDGE