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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ANTHONY ABUZEIDE, Special
Administrator for the Estate of Jack Berry
Dane,

Plaintiff,

v.

OPENROAD AUTO GROUP, INC., a
Washington corporation d/b/a BELLEVUE
LAMBORGHINI ROLLS-ROYCE
BENTLEY,

Defendant.

No. C17-583 RSM

STIPULATION AND ORDER RE
THE DEPOSIT OF FUNDS INTO
COURT REGISTRY

STIPULATION

This stipulation is entered into by and between the parties, Plaintiff Anthony Abuzeide, Special Administrator for the Estate of Jack Berry Dane, and Defendant OpenRoad Auto Group, Inc. (“OpenRoad”). This action involves a dispute regarding the ownership and the right to possession of a Porsche 918 Spyder, VIN WP0CA2A13FS800236 (the “Vehicle”).

The parties have separately stipulated and agreed that OpenRoad may sell the Vehicle under certain conditions. *See* Dkt. 26. In connection with that stipulation and agreement, the parties have further agreed that, if OpenRoad sells the Vehicle, it shall

1 deposit all resulting proceeds (“Sale Proceeds”) into the Court registry within two
2 business days of receiving such Sale Proceeds, pending resolution of this action. Said
3 funds may not be disbursed without prior order of this Court.

4 The parties have further stipulated and agreed that any payment or distribution of
5 insurance proceeds from OpenRoad’s insurance for any loss associated with the Vehicle
6 occurring during the pendency of this Court’s preliminary injunction, shall be subject to
7 the terms of this Stipulation and Order, and shall be deposited into escrow or the registry
8 of the Court as if such funds were Sale Proceeds. *See* Dkt. 26.

9
10 DATED this 24th day of May, 2017.

11 McNAUL EBEL NAWROT & HELGREN PLLC

12 By s/ Avi J. Lipman

13 Robert M. Sulkin, WSBA No. 15425

14 Avi J. Lipman, WSBA No. 37661

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23 Attorneys for Defendant

24 DATED this 24th day of May, 2017.

25 SMITH ALLING P.S.

26 By s/ Michael E. McAleena Jr.

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Attorneys for Plaintiff

1 **ORDER**

2 The Court, having reviewed the above stipulation and the records and files herein,
3 hereby finds and ORDERS that OpenRoad shall place into the Court registry all proceeds
4 generated from the sale, if any, of the Vehicle within two business days of receiving such
5 proceeds.
6

7 The Court further ORDERS that OpenRoad shall place into the Court registry,
8 within two business days of receipt, any payment or distribution of insurance proceeds
9 from OpenRoad’s insurance for any loss associated with the Vehicle occurring during the
10 pendency of the Court’s preliminary injunction, as if such funds were Sale Proceeds.
11

12 IT IS SO ORDERED this 24th day of May 2017.

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14 

15 RICARDO S. MARTINEZ
16 CHIEF UNITED STATES DISTRICT
17 JUDGE

18 Presented by:

19 McNAUL EBEL NAWROT & HELGREN PLLC

20 By s/ Avi J. Lipman
21 Robert M. Sulkin, WSBA No. 15425
22 Avi J. Lipman, WSBA No. 37661
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