IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF WISCONSIN

NEW YORK LIFE INSURANCE COMPANY and NEW YORK LIFE INSURANCE AND ANNUITY CORPORATION,

Plaintiffs,

Case No. 15-C-1198

VS.

TERRY GILBERTSON, GALE GILBERTSON, INDIVIDUALLY AND AS TRUSTEE OF THE BRIAN M. GILBERTSON IRREVOCABLE SPECIAL NEEDS TRUST, and THE STATE OF WISCONSIN DEPARTMENT OF HEALTH SERVICES,

Defendants.

ORDER OF DISMISSAL WITHOUT PREJUDICE

This matter having come before the Court on the Parties' Joint Stipulation of Dismissal, the Court HEREBY approves said stipulation and DISMISSES the case filed in the above-captioned action WITHOUT PREJUDICE.

Dated this 2nd day of December, 2015.

s/ William C. Griesbach

William C. Griesbach, Chief Judge United States District Court, WIED