



FOR ALL YOUR LEGAL NEEDS
PARA TODOS LOS ASUNTOS LEGALES

619 W. PERSIMMON STREET
ROGERS, AR 72756
TELEPHONE: (479) 621-0120
FAX: (479) 621-0838
WWW.SWINDLELAWFIRM.COM

November 26, 2013

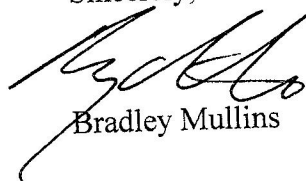
Honorable John Scott
Benton County Circuit Court
Division 4
102 NE "A" Street, Box 12
Bentonville AR 72712

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
Benton County Circuit Court, CV13-544-4

Dear Judge Scott:

Please find enclosed a proposed Order granting my Motion to Withdraw. If this Order meets with the Court's approval, please sign the same and return it to me in the enclosed, self-addressed stamped envelope. If it is the Court's preference, please have the same filed and kindly return a file-marked copy to me in the enclosed, self-addressed stamped envelope. If the Court wishes to have a hearing in this matter, please advise. Thank you, in advance, for the Court's time in this matter.

Sincerely,



Bradley Mullins

Enclosures

fc: Staci Carson, Esq.
(501) 372-1209

fc: Patrick James, Esq.
(501) 372-6333

pc: Gabriela Albarran
500 East Magnolia
Rogers AR 72756

TRANSMISSION VERIFICATION REPORT

TIME : 11/26/2013 11:32
NAME : SWINDLE LAW FIRM
FAX : 4796210838
TEL : 4796210120
SER.# : BROD7J638728

DATE, TIME
FAX NO./NAME
DURATION
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OK
STANDARD
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FOR ALL YOUR LEGAL NEEDS
PARA TODOS LOS ASUNTOS LEGALES

619 W. PERSIMMON STREET
ROGERS, AR 72756
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FAX: (479) 621-0838
WWW.SWINDLELAWFIRM.COM

November 26, 2013

Honorable John Scott
Benton County Circuit Court
Division 4
102 NE "A" Street, Box 12
Bentonville AR 72712

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
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Sincerely,

Bradley Mullins

Enclosures

fc: Staci Carson, Esq.
(501) 372-1209

TRANSMISSION VERIFICATION REPORT

TIME : 11/26/2013 11:33
NAME : SWINDLE LAW FIRM
FAX : 4796210838
TEL : 4796210120
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STANDARD
ECM



FOR ALL YOUR LEGAL NEEDS
PARA TODOS LOS ASUNTOS LEGALES

619 W. PERSIMMON STREET
ROGERS, AR 72756
TELEPHONE: (479) 621-0120
FAX: (479) 621-0838
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November 26, 2013

Honorable John Scott
Benton County Circuit Court
Division 4
102 NE "A" Street, Box 12
Bentonville AR 72712

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
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Bradley Mullins

Enclosures

fc: Staci Carson, Esq.
(501) 372-1209

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756

Phone: (479) 621-0120 Fax: (479) 621-0838

Noviembre 25, 2013

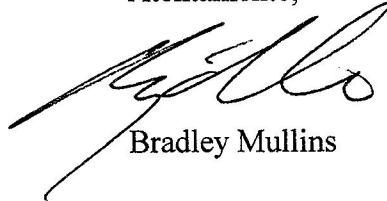
Gabriela Albarran
500 East Magnolia
Rogers AR 72756

RE: Su Accidente de 12/2/2010

Esimada Sra. Albarran:

Por favor encuentre adjunta una copia de la Petición de Retiro como Abogado para su caso. Usted nos ha pedido no trabajar en su caso, por lo tanto nos estamos retirando de la demanda contra el Dr. Looper para tratar de evitar que le quite dinero de su acuerdo con la aseguranza. Usted debe enviar esta carta a su nuevo abogado tan pronto como le sea posible. El juicio en este asunto se fija para el 9 de enero de 2014.

Atentamente,



Bradley Mullins

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

November 25, 2013

Staci Dumas Carson, Esq.
200 River Market Avenue
Suite 200
Little Rock AR 72201

Patrick James, Esq.
PO Box 3585
Little Rock AR 72203

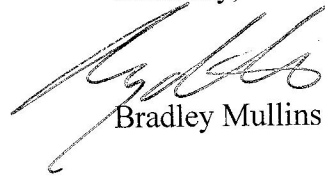
Via Facsimile: (501) 372-1209 (501) 372-6333

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
Benton County Circuit Court, CV13-544-4

Dear Ms. Carson and Mr. James:

Please find attached my Motion to Withdraw as Attorney of Record in this matter.

Sincerely,



Bradley Mullins

Attachment

TRANSMISSION VERIFICATION REPORT

TIME : 11/25/2013 09:51
NAME : SWINDLE LAW FIRM
FAX : 4796210838
TEL : 4796210120
SER.# : BROD7J638728

DATE, TIME
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OK
STANDARD
ECM

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

November 25, 2013

Staci Dumas Carson, Esq.
200 River Market Avenue
Suite 200
Little Rock AR 72201

Patrick James, Esq.
PO Box 3585
Little Rock AR 72203

Via Facsimile: (501) 372-1209

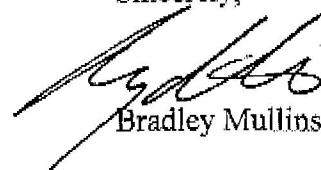
(501) 372-6333

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
Benton County Circuit Court, CV13-544-4

Dear Ms. Carson and Mr. James:

Please find attached my Motion to Withdraw as Attorney of Record in this matter.

Sincerely,



Bradley Mullins

Attachment

TRANSMISSION VERIFICATION REPORT

TIME : 11/25/2013 09:49
NAME : SWINDLE LAW FIRM
FAX : 4796210838
TEL : 4796210120
SER.# : BROD7J638728

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

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00:00:47
05
OK
STANDARD
ECM

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

November 25, 2013

Staci Dumas Carson, Esq.
200 River Market Avenue
Suite 200
Little Rock AR 72201

Patrick James, Esq.
PO Box 3585
Little Rock AR 72203

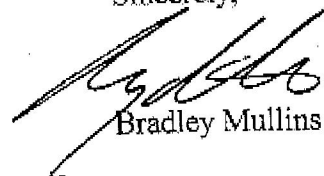
Via Facsimile: (501) 372-1209 (501) 372-6333

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
Benton County Circuit Court, CV13-544-4

Dear Ms. Carson and Mr. James:

Please find attached my Motion to Withdraw as Attorney of Record in this matter.

Sincerely,


Bradley Mullins

Attachment

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

Septiembre 12, 2013

Gabriela Albarran
500 East Magnolia
Rogers AR 72756

Via Restricted Certified Mail: 7012 0470 0001 5202 4885

RE: Su Accidente de 12/2/2010

Estimada Sra. Albarran:

Hemos recibido la indemnización en su caso y se ha distribuido según el acuerdo que firmó el año pasado. Adjuntamos su cheque y una copia de la nota de liquidación. Los \$3.185,00 pagados a Accident & Injury Treatment Center (Dr. Looper) actualmente está retenido por el Tribunal de circuito del Condado de Benton hasta que el juez decida si los cargos del Dr. Looper aun se deben. Si el Juez decide que no se deben estos cargos, usted recibirá el dinero de la corte. Si tiene alguna pregunta, por favor póngase en contacto con nuestra oficina. Gracias.

Atentamente,



Bradley Mullins

7012 0470 0001 5202 4885

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)		
For delivery information visit our website at www.usps.com		
ROGERS AR 72756		
Postage	\$ 00.46	0756 01 Postmark Here 09/16/2013
Certified Fee	\$3.10	
Return Receipt Fee (Endorsement Required)	\$2.55	
Restricted Delivery Fee (Endorsement Required)	\$4.75	
Total Postage & Fees	\$ 10.86	
Sent To <u>Gabriela Albarran</u> Street, Apt. No., or PO Box No. <u>500 East Magnolia</u> City, State, ZIP+4 <u>ROGERS AR 72756</u>		
PS Form 3800, August 2006 See Reverse for Instructions		

SENDER: COMPLETE THIS SECTION - Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. - Print your name and address on the reverse so that we can return the card to you. - Attach this card to the back of the mailpiece, or on the front if space permits. 1. Article Addressed to: Gabriela Albarran 500 East Magnolia Rogers AR 72756 2. Article Number (Transfer from service label)	COMPLETE THIS SECTION ON DELIVERY A. Signature ☒ <u>Gabriela Albarran</u> ☐ Agent ☒ Addressee B. Received by (Printed Name) <u>Gabriela Albarran</u> C. Date of Delivery <u>9-19-13</u> D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No 3. Service Type ☒ Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee) ☒ Yes
--	--

012 0470 0001 5202 4885

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

TELEPHONE: (501) 372-1406
FACSIMILE: (501) 372-1209
DIRECT DIAL: (501) 850-7089

E-mail: staci.carson@wdt-law.com

Staci Dumas Carson

September 6, 2013

Mr. Patrick R. James
James, Fink & House, P.A.
P.O. Box 3585
Little Rock, AR 72203-3585

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Patrick:

I have not received your client's release of its lien as to Plaintiff, Hickey, Howard Himmel, Inc., and BFM Transportation. I have previously forwarded the file-marked Order for Interpleader requiring same. Please forward your client's release to me as soon as possible so that I may close my file. Thank you.

Sincerely,



Staci Dumas Carson

SDC:ai

September 6, 2013

Page 2

cc: Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

August 26, 2013

Staci Dumas Carson, Esq.
200 River Market Avenue
Suite 200
Little Rock AR 72201

Via facsimile: (501) 372-1209
and USPS mail

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
Benton County Circuit Court, CV13-544-4

Dear Ms. Carson:

Please find attached/enclosed the release in this claim. As you can see, Mr. Swindle signed the release on behalf of Ms. Albarran. Please see the attached/enclosed attorney client agreement, paragraph 4. Thank you, and please contact me if you have any questions.

Sincerely,


Bradley Mullins

Attachments/Enclosures

TRANSMISSION VERIFICATION REPORT

TIME : 08/26/2013 10:05
NAME : SWINDLE LAW FIRM
FAX : 4796210838
TEL : 4796210120
SER.# : BR0D7J638728

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
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08/26 10:03
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07
OK
STANDARD
ECM

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

August 26, 2013

Staci Dumas Carson, Esq.
200 River Market Avenue
Suite 200
Little Rock AR 72201

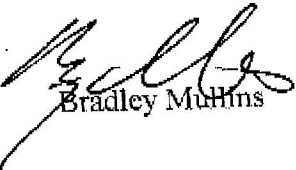
Via facsimile: (501) 372-1209
and USPS mail

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
Benton County Circuit Court, CV13-544-4

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Sincerely,


Bradley Mullins

Attachments/Enclosures

SWINDLE LAW FIRM

Bradley Mullins, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

August 22, 2013

Wendy Howerton, Esq.
440 North College Avenue
Suite 2
Fayetteville AR 72701

Via Facsimile: (479) 587-9339

Re: *Albarran family of cases (4)*

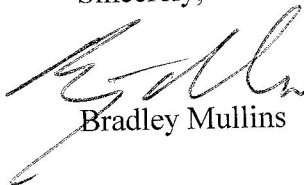
Dear Ms. Howerton:

Please allow this letter to follow up the message I left with your assistant this afternoon. There are updates on the Albarran family of cases. To my knowledge, you have only entered your appearance on Carmen's Benton County Circuit Court case. The family has the following cases pending:

1. Carmen has three cases pending. The first is the Benton County Circuit case. He also has two cases pending in the Arkansas Court of Appeals. They are CV 13-90 and CV-13-561. Both of these appeals deal with an improper award of attorney fees that Mr. Albarran was ordered to pay to a healthcare management company.
2. Gabriela has one case pending in the Benton County Circuit Court. This is an interpleader action to determine whether an expired lien must be paid from Ms. Albarran's settlement with Travelers' Insurance. The docket number on this case is CV-13-544.
3. The two minor children, Eduardo and Alejandro, have settlements with Travelers' that must be approved by a probate judge. These cases have not been filed, because we were waiting to see how the expired lien issue was resolved in Gabriela's case, as the same liens exist on the children's cases. There is a potential statute of limitations problem that may arise in this case.

Please let me know, via a telephone call, facsimile letter, or otherwise, if you plan to enter your appearance in Gabriela's and the children's cases. Thank you.

Sincerely,



Bradley Mullins

TRANSMISSION VERIFICATION REPORT

TIME : 08/22/2013 13:37
NAME : SWINDLE LAW FIRM
FAX : 4796210838
TEL : 4796210120
SER.# : BROD7J638728

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MODE	STANDARD ECM

SWINDLE LAW FIRM

Bradley Mullins, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

August 22, 2013

Wendy Howerton, Esq.
440 North College Avenue
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Fayetteville AR 72701

Via Facsimile: (479) 587-9339

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TELEPHONE: (479) 621-0120
FAX: (479) 621-0838
WWW.SWINDLELAWFIRM.COM

August 22, 2013

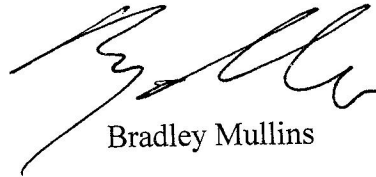
Jeff C. Borden, Esq.
9420 Bunsen Parkway
Suite 250
Louisville KY 40220

RE: Your client: Healthcare Recoveries for Cigna
My Client: Gabriela Albarran

Dear Mr. Borden:

Please find enclosed a check payable to your client, Healthcare Recoveries, in the amount of \$6,446.84, which represents payment in full of its lien on Ms. Albarran's settlement. Please let me know if you require anything further. Again, thank you for your patience.

Sincerely,



Bradley Mullins

Enclosure

THIS DOCUMENT HAS A RED BACKGROUND - BORDER CONTAINS MICRO PRINTING AND AN ARTIFICIAL WATERMARK - HOLD AT AN ANGLE TO VIEW

Citibank, N.A.
One Penns Way
New Castle DE 19720

TRAVELERS

896D

82625387

940 WEST PORT PLAZA STE 450
SAINT LOUIS MO 63146-3118
(314)579-8865

DATE ACCOUNT NUMBER FILE NUMBER
07/25/13 J99 516 AB EHC8860 E

VOID IF NOT PRESENTED WITH
ONE YEAR AFTER DATE OF ISS

SIX THOUSAND FOUR HUNDRED FORTY SIX AND 84/100

PAY: \$****6,446.84

PAY
TO THE ORDER OF HEALTHCARE RECOVERIES INC
P.O. BOX 36380
LOUISVILLE KY 40233

001754
SB00842

Maria Olivo
AUTHORIZED SIGNATURE

82625387

031100209

38622892

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

Agosto 14, 2013

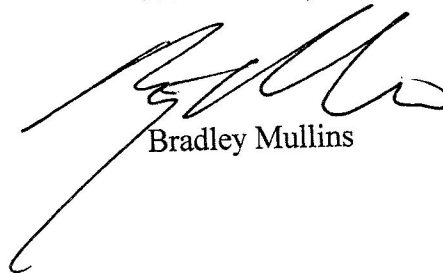
Gabriela Albarran
500 East Magnolia
Rogers AR 72756

RE: Su Accidente de Diciembre 2 del 2010

Sra. Albarran:

Esperando que se encuentre bien al recibir esta carta. Ademas para hacerle saber que no hemos podido comunicarnos con usted telefonicamente . Por favor contactenos tan pronto como le sea posible. Hemos recibido cheques de liquidación en su caso y su nuevo abogado no responde nuestros mensajes. Por favor acerquese a nuestra officina para así poder entregarle su cheque. Gracias.

Atentamente,



Bradley Mullins



SWINDLE LAW FIRM

Bradley Mullins, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

August 9, 2013

Wendy Howerton, Esq.
440 North College Avenue
Suite 2
Fayetteville AR 72701

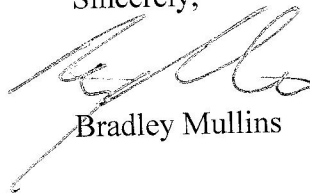
Via Facsimile: (479) 587-9339

Re: *Gabriela Albarran and children*

Dear Ms. Howerton:

I am writing to confirm that you have not entered your appearance in Gabriela Albarran's case, *The Charter Oak Fire Insurance Co. v. Gabriela Albarran Looper Chiropractic, PA*, CV13-544-4. Because you have not yet agreed to take over in this matter, my firm has no choice but to keep Ms. Albarran informed on her case as required by Arkansas Rule of Professional Conduct 1.4. If you have any questions, please don't hesitate to contact me. Thank you.

Sincerely,



Bradley Mullins



RECEIPT

Brenda DeShields
Benton County Circuit Clerk
102 NE A Street
Bentonville, 72712

Receipt 0901527

Date: August 2, 2013

Received From: TRAVELERS

Amount: 3,185.00

Three Thousand One Hundred Eighty Five Dollars And No Cents ***** Dollars

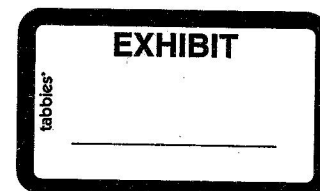
Method of Payment: Check Check # 82624783

Bank Account # XXXX - 2017

Comment: PER COURT ORDER FILED 07/16/2013

Distribution

CIV2013-0544	CHARTER OAK INS CO VS ALBARRAN, GABRIELA ET AL	\$3,185.00
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Signed: Kerry Hensley
(Kerry Hensley)

TRANSMISSION VERIFICATION REPORT

TIME : 08/09/2013 10:54
NAME : SWINDLE LAW FIRM
FAX : 4796210838
TEL : 4796210120
SER.# : BR0D7J638728

DATE, TIME	08/09 10:54
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RESULT	OK
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SWINDLE LAW FIRM

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Rogers AR 72756
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August 9, 2013

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440 North College Avenue
Suite 2
Fayetteville AR 72701

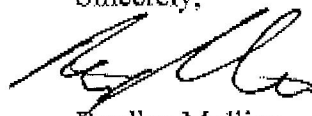
Via Facsimile: (479) 587-9339

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Sincerely,


Bradley Mullins

EXHIBIT

tabbies

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

TELEPHONE: (501) 372-1406
FACSIMILE: (501) 372-1209
DIRECT DIAL: (501) 850-7089

E-mail: staci.carson@wdt-law.com

Staci Dumas Carson

August 7, 2013

Mr. Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756

Mr. Patrick R. James
James, Fink & House, P.A.
P.O. Box 3585
Little Rock, AR 72203-3585

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Bradley and Patrick:

Enclosed is receipt from Brenda DeShields, Benton County Circuit Clerk,
acknowledging the deposit pursuant to Order for Interpleader and to
Deposit/Distribute Settlement Proceeds. Thank you.

Sincerely,



Staci Dumas Carson

SDC:ai
Enclosure

SWINDLE LAW FIRM

Bradley Mullins, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

August 2, 2013

Wendy Howerton, Esq.
440 North College Avenue
Suite 2
Fayetteville AR 72701

Via Facsimile: (479) 587-9339

Re: *Gabriela Albarran and children*

Dear Ms. Howerton:

I am writing to determine whether you have decided to enter your appearance in the interpleader action involving Gabriela Albarran. This case is pending in the Benton County Circuit Court, and is styled *The Charter Oak Fire Insurance Co. v. Gabriela Albarran Looper Chiropractic, PA*, CV13-544-4. You should also be advised that there is a potential statute of limitations problem with the two minor children's settlements. These settlements involve the same type of chiropractor lien dispute as Ms. Albarran's case, and they have not been resolved. Ms. Albarran's case is not set for trial until next January, however the statute of limitations on the minors' cases runs on December 1, 2013. If you have any questions, please don't hesitate to contact me. Thank you.

Sincerely,



Bradley Mullins

TRANSMISSION VERIFICATION REPORT

TIME : 08/02/2013 15:57
NAME : SWINDLE LAW FIRM
FAX : 4796210838
TEL : 4796210120
SER.# : BROD7J638728

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
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MODE

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OK
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SWINDLE LAW FIRM

Bradley Mullins, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

August 2, 2013

Wendy Howerton, Esq.
440 North College Avenue
Suite 2
Fayetteville AR 72701

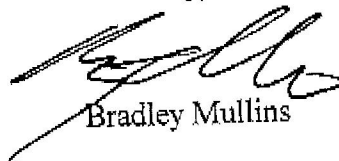
Via Facsimile: (479) 587-9339

Re: *Gabriela Albarran and children*

Dear Ms. Howerton:

I am writing to determine whether you have decided to enter your appearance in the interpleader action involving Gabriela Albarran. This case is pending in the Benton County Circuit Court, and is styled *The Charter Oak Fire Insurance Co. v. Gabriela Albarran Looper Chiropractic, PA*, CV13-544-4. You should also be advised that there is a potential statute of limitations problem with the two minor children's settlements. These settlements involve the same type of chiropractor lien dispute as Ms. Albarran's case, and they have not been resolved. Ms. Albarran's case is not set for trial until next January, however the statute of limitations on the minors' cases runs on December 1, 2013. If you have any questions, please don't hesitate to contact me. Thank you.

Sincerely,


Bradley Mullins

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

TELEPHONE: (501) 372-1406
FACSIMILE: (501) 372-1209
DIRECT DIAL: (501) 850-7089

E-mail: staci.carson@wdt-law.com

Staci Dumas Carson

August 1, 2013

Mr. Patrick R. James
James, Fink & House, P.A.
P.O. Box 3585
Little Rock, AR 72203-3585

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Patrick:

Enclosed is file-marked Order for Interpleader and to Deposit/Distribute Settlement Proceeds. Under separate cover, I have forwarded a check for the disputed proceeds to Brenda DeShields, Benton County Circuit Clerk. Enclosed is a copy of my correspondence to Ms. DeShields. Pursuant to the Order, your client is to release its lien as to Plaintiff, Hickey, Howard Himmel, Inc., and BFM Transportation. The Order states that you will provide notice to me of this release. Now that I have mailed the disputed funds to the clerk, I trust that you will have your client release the lien and provide me with notice of the same. If you have any questions, please let me know. Otherwise, I will look for your client's release. Thank you.

Sincerely,



Staci Dumas Carson

SDC:ai
Enclosures

Mr. Patrick R. James
August 1, 2013
Page 2

cc: Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

TELEPHONE: (501) 372-1406
FACSIMILE: (501) 372-1209
DIRECT DIAL: (501) 850-7089

E-mail: staci.carson@wdt-law.com

Staci Dumas Carson

August 1, 2013

Ms. Brenda DeShields
Benton County Circuit Clerk
Benton County Circuit Court
102 N.E. A St.
Bentonville, AR 72712

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Ms. DeShields:

Enclosed is file-marked Order for Interpleader and to Deposit/Distribute Settlement Proceeds. Pursuant to this Order, enclosed check number 82624783 made payable to the Benton County Circuit Clerk in the amount of \$3,185.00. Please provide me with documentation evidencing your receipt of these funds.

Please make this letter part of the Court's file. By copy of same, I am notifying Judge Scott of this deposit. I am also notifying the attorneys of record in this case. Should you have any questions, please do not hesitate to contact me. Thank you.

Sincerely,



Staci Dumas Carson

SDC:ai
Enclosures

Ms. Brenda DeShields
August 1, 2013
Page 2

cc: Mr. Patrick R. James
James House Downing
P.O. Box 3585
Little Rock, AR 72203-3585

Mr. Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756

Honorable John R. Scott
Circuit Judge
Benton County Circuit Court
202 Courthouse, 102 N.E. 'A' St.
Bentonville, AR 72712

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

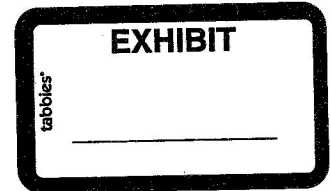
TELEPHONE: (501) 372-1406
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E-mail: staci.carson@wdt-law.com

Staci Dumas Carson

August 1, 2013

Mr. Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756



RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Bradley:

Enclosed is file-marked Order for Interpleader and to Deposit/Distribute Settlement Proceeds. Pursuant to the Order, I have mailed to Brenda DeShields, Benton County Circuit Clerk, a check for the disputed proceeds. Enclosed is a copy of my correspondence to Ms. DeShields.

Also pursuant to the Order, enclosed are the following checks:

- Check No. 82625384 made payable to Healthcare Recoveries Inc. in the amount of \$6,446.84;
- Check No. 82624950 made payable to Swindle Law Firm and Gabriela Albarran in the amount of \$14,766.90;
- Check No. 82625442 made payable to Outpatient Rehabilitation in the amount of \$2,058.59; and
- Check No. 82625443 made payable to Accident and Injury Clinic Inc. in the amount of \$3,542.67.

Finally, enclosed is proposed Release. Please have your client sign the Release and return the original, executed copy to me. Please do not negotiate the above

August 1, 2013

Page 2

checks until the Release has been executed and returned to me.

I appreciate your professionalism throughout this matter. Upon return of the Release, my involvement in this case will be concluded. I trust that you will keep me advised of the Judge's decision as to the lien, as it is my understanding that this decision will inform how we handle the minors' claims. Thank you.

Sincerely,

A handwritten signature in black ink, reading "Staci Dumas Carson". The signature is written in a cursive, flowing style with a prominent flourish at the end.

Staci Dumas Carson

SDC:ai
Enclosures

Bradley Mullins

From: Staci Carson [staci.carson@wdt-law.com]
Sent: Monday, July 15, 2013 2:12 PM
To: Bradley Mullins
Cc: Allison Intervallo

Subject: RE: ALBARRAN, GABRIELA

Okay. Thanks for the info. I'm sending a request now for the checks. Once I get those, I'll forward the one in question directly to the clerk. I'll send the others to you with a release.

Do you happen to have an address for Healthcare Recoveries? Travelers will need it to issue the check. Don't see it on any of the email traffic you sent to me.

From: Bradley Mullins [mailto:Bradley@swindlelawfirm.com]
Sent: Monday, July 15, 2013 2:01 PM
To: Staci Carson
Subject: RE: ALBARRAN, GABRIELA

No, the payments to this provider were made in 2011 and are already a part of the HI subro that you have listed.

Bradley Mullins, Esq.
Swindle Law Firm, P.A.
619 West Persimmon Street
Rogers AR 72756
Tel. 479.621.0120
Fax 479.621.0838

From: Staci Carson [mailto:staci.carson@wdt-law.com]
Sent: Monday, July 15, 2013 1:58 PM
To: Bradley Mullins
Cc: Allison Intervallo
Subject: RE: ALBARRAN, GABRIELA

Bradley, are these payments by health insurance recent (post settlement with Healthcare Recoveries)? Will the health insurer be claiming additional sub for them? Just want to be sure we all through and all done.

From: Bradley Mullins [mailto:Bradley@swindlelawfirm.com]
Sent: Friday, July 12, 2013 11:31 AM
To: Staci Carson
Subject: RE: ALBARRAN, GABRIELA

The only thing that is off is the amount owed to Accident and Injury Clinic, Inc. They received some money from health insurance, making their balance \$3,542.67. That makes the balance to the client \$14,766.90. Thanks for your help.

Bradley Mullins, Esq.
Swindle Law Firm, P.A.

7/15/2013

619 West Persimmon Street
Rogers AR 72756
Tel. 479.621.0120
Fax 479.621.0838

From: Staci Carson [<mailto:staci.carson@wdt-law.com>]
Sent: Thursday, July 11, 2013 11:56 AM
To: Bradley Mullins
Cc: Allison Intervallo
Subject: ALBARRAN, GABRIELA

Bradley:

Here's what I have on issuance of the checks. Let me know if I am in error in any way.

\$3,185.00 issued to Benton County Circuit Clerk (Accident and Injury Treatment Center/Looper lien)
\$6,446.84 issued to Healthcare Recoveries (or whatever its proper name is)
\$4,370.00 issued to Accident and Injury Clinic, Inc.
\$2,058.59 issued to Outpatient Rehabilitation
\$13,939.57 issued to Gabriela Albarran and Swindle Law Firm

This should add up to \$30,000.

Let me know if I am missing anything. If not, I'll go ahead and order the checks.

Staci

Staci Dumas Carson
Watts, Donovan & Tilley, P.A.
200 River Market Avenue, Suite 200
Little Rock, AR 72201-1769
Phone: 501-372-1406
Direct Dial: 501-850-7089
Fax: 501-372-1209

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7/15/2013

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

TELEPHONE: (501) 372-1406
FACSIMILE: (501) 372-1209
DIRECT DIAL: (501) 850-7089

E-mail: staci.carson@wdt-law.com

Staci Dumas Carson

July 11, 2013

Honorable John R. Scott
Circuit Judge
Benton County Circuit Court
202 Courthouse, 102 N.E. A St.
Bentonville, AR 72712

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Judge Scott:

Pursuant to your e-mail of July 10, 2013, enclosed is proposed Order for Interpleader and to Deposit/Distribute Settlement Proceeds. Please sign and forward to the clerk for filing. I have enclosed a self-addressed, stamped envelope for the clerk to return my file-marked copies to me. Thank you.

Sincerely,



Staci Dumas Carson

SDC:ai
Enclosures

cc: Mr. Patrick R. James
James House Downing
P.O. Box 3585
Little Rock, AR 72203-3585

Mr. Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756

IN THE CIRCUIT COURT OF BENTON COUNTY, ARKANSAS
CIVIL DIVISION – 4TH

THE CHARTER OAK INSURANCE COMPANY

PLAINTIFF

V.

CASE NO. CV-13-544-4

GABRIELA ALBARRAN and
LOOPER CHIROPRACTIC, PA d/b/a
ACCIDENT AND INJURY TREATMENT CENTER

DEFENDANTS

**ORDER FOR INTERPLEADER AND TO DEPOSIT/DISTRIBUTE
SETTLEMENT PROCEEDS**

This is an interpleader action pursuant to Ark. R. Civ. P. 22 involving proceeds of a settlement. Plaintiff received conflicting and competing claims from the Defendants and filed this action to deposit the disputed settlement proceeds into the Registry of the Court for ultimate disposition by the Court.

On December 2, 2010, separate Defendant Gabriela Albarran was involved in a motor vehicle accident with third party, John H. Hickey. Upon information and belief, Hickey was employed with Howard Himmel, Inc. and was driving a vehicle leased to him or Howard Himmel, Inc. by BFM Transportation.

John H. Hickey and Howard Himmel, Inc. were insured by the Charter Oak Fire Insurance Company.

The Charter Oak Fire Insurance Company reached a settlement agreement

with separate Defendant Albarran in the amount of \$30,000.

Separate Defendant Albarran received certain services from Accident and Injury Treatment Center for injuries she sustained as a result of the above-referenced accident.

Separate Defendant Accident and Injury Treatment Center asserts a lien against the proceeds of the settlement in the amount of \$3,185.

Separate Defendant Albarran claims the above-referenced lien is invalid.

Plaintiff disclaims any interest in the settlement proceeds and wishes to pay the settlement proceeds to the rightful payee or payees but cannot do so pursuant to Ark. Code Ann. § 18-46-101 et seq., until the validity of separate Defendant Accident and Injury Treatment Center's lien is resolved.

If separate Defendants' claims are not dealt with in this action, Plaintiff may be exposed to double or multiple liability.

Having carefully considered the pleadings and Plaintiff's motion, the Court grants the same.

IT IS THEREFORE CONSIDERED, ORDERED, AND ADJUDGED:

1. That Plaintiff deposit the disputed settlement proceeds, \$3,185, into the Registry of the Court;
2. That Plaintiff pay separate Defendant Albarran (and any applicable lienholders) the proceeds that are not in dispute in this interpleader;

3. That Plaintiff is hereby and herein discharged of any and all liability upon payment of the proceeds;
4. That upon deposit and payment of the proceeds separate Defendant Albarran is ordered to execute a complete release as to Plaintiff and third parties Hickey, Howard Himmel, Inc., and BFM Transportation; and
5. That upon payment of the disputed proceeds into the Registry of the Court, separate Defendant Accident and Injury Treatment Center is ordered to release its lien as to Plaintiff, Hickey, Howard Himmel, Inc., and BFM Transportation and shall provide notice of same to the parties (or their attorney).

That this Order shall have no effect upon the rights or entitlement to the disputed proceeds, \$3,185, as between separate Defendants Gabriela Albarran and Accident and Injury Treatment Center.

That entitlement to these proceeds shall be dealt with in subsequent hearings and/or the trial scheduled in this matter for January 9, 2014.

IT IS SO ORDERED.

CIRCUIT COURT JUDGE

DATE

PREPARED BY:



Staci Dumas Carson (2003158)

Watts, Donovan & Tilley, P.A.

200 River Market Ave., Ste. 200

Little Rock, AR 72201-1769

501-372-1406

Bradley Mullins

From: Staci Carson [staci.carson@wdt-law.com]
Sent: Wednesday, July 10, 2013 10:14 AM
To: John Scott
Cc: pjames@jamesandhouse.com; Bradley Mullins; Brenda Deshields; Allison Intervallo
Subject: Re: Charter Oak Fire Insurance Company v. Albarran and Looper Chiropractic, CV 13-544
I will. Thank you for your attention to this matter.

Staci

Sent from my iPhone

On Jul 10, 2013, at 10:12 AM, "John Scott" <John.Scott@bentoncountyar.gov> wrote:

Ms. Carson, no one objected to your Motion For Interpleader and to Deposit/Distribute Settlement Proceeds. Your motion is granted to deposit the funds in the Clerk's Registry. Submit the Order you attached as Exhibit B to your motion.

John R. Scott, Circuit Judge
19th West Judicial District
102 N.E. A Street, Box 12
Bentonville, AR 72712
Phone: 479-271-1022
Fax: 479-271-5750

Please update your address book:
From this point forward my email address is
john.scott@bentoncountyar.gov

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7/10/2013

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

TELEPHONE: (501) 372-1406
FACSIMILE: (501) 372-1209
DIRECT DIAL: (501) 850-7089

E-mail: staci.carson@wdt-law.com

Staci Dumas Carson

June 21, 2013

Ms. Brenda DeShields
Benton County Circuit Clerk
Benton County Circuit Court
102 N.E. A St.
Bentonville, AR 72712

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Ms. DeShields:

Enclosed is original and two (2) copies of Motion for Interpleader and to
Deposit/Distribute Settlement Proceeds and Brief in Support for filing in the above
matter. Please file and return my file-marked copies to me in the enclosed, self-
addressed, stamped envelope. Thank you for your assistance.

Sincerely,



Staci Dumas Carson

SDC:ai
Enclosures

cc: Mr. Patrick R. James
James House Downing
P.O. Box 3585
Little Rock, AR 72203-3585

Mr. Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

Junio 18, 2013

J. Carmen Albarran
500 East Magnolia
Rogers AR 72756

Via Certified mail: 7010 3090 0000 6268 0523

Re: *El Accidente de 2, 2010*

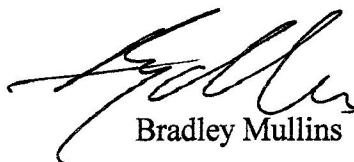
Le escribo esta cara para confirmarle el status de su caso. Hemos tenido una oferta en su caso de \$30,000.00 que fue ofrecida en la primavera del año pasado. No pudimos obtener su firma en el "release" para resolver su caso por varios meses. Durante ese tiempo la compañía de aseuransa de medico interpuso un "lien" en su caso. Tuvimos que interponer una demand contra su aseguransa de medico y un proveedor de medico para resolver esto.

En esta demanda, el juez hizo una decisión incorrecta y ordeno que pagara \$ 4,410.00 en gastos de el abogado que representa al proveedor médico. El juez amenazó con enviarlo a la cárcel si no paga las cuotas. Estamos en el proceso de ir a un tribunal superior que revise esta decisión

Usted y su esposa nos entregaron a nosotros una carta en Mayo indicando que ya no querian que trabajaramos en su caso. No vamos a tomar ninguna acción adicional sobre la apelación de la cuota de \$ 4,410.00 evaluado en su contra, o la amenaza del juez para encarcelarlo ha usted. Sin embargo, no hemos oficalmente presentado una retira de su caso y no lo haremos hasta que usted contrate un nevo abogado o hasta que archive los documentos apropiados por la corte indicando que se representara used misma. Tenemos el deber de asegurarnos de que no tiene perjuicios antes de que nosotros nos retiremos oficialmente. Para nosotros retirarnos de el caso si que usted tega abogado o sin que entre oficianlmente su propia apariencia, seria como lastimar su caso. Regla Arkansas de Conducta Profesional 1.16 (b) (1).

Si usted lo dese, le enviaremos su archivo a otro abogado. Por favor, póngase en contacto con otro abogado, escriba su comparecencia ante el tribunal, o denos instrucciones para continuar trabajando en su caso para proteger sus derechos e intereses. Estoy a su disposición si desea que le explique sus casos y los derechos en persona. Gracias.

Atentamente,


Bradley Mullins



SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

June 18, 2013

Gabriela Albarran
500 East Magnolia
Rogers AR 72756

Via Certified mail: 7010 3090 0000 6268 0523

Re: *The Accident of December 2, 2010*

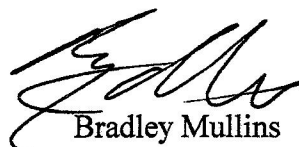
Allow this letter to confirm the status of your case. There is and has been since last spring a settlement offer in the amount of \$30,000.00 on your case. We could not obtain your signature on the release to settle your claim for several months. During this time, your health insurance company placed a lien on your settlement. We first resolved the lien issue on your husband's case to avoid litigation in both cases at the same time.

The two year time period in which one provider, Dr. Looper, could recover payment for your treatment from your settlement has expired. The insurance company has sought court approval to determine how they should pay the \$30,000.00 settlement. Dr. Looper is still claiming he should get paid, even though it is past two years. This case will be decided by a judge next year, and he will determine if Dr. Looper gets paid from your settlement or not.

You and your husband delivered a letter to us in May indicating that you no longer want us to work on your cases. We will not take any further action on the case involving Dr. Looper's bill. We have not, however, officially withdrawn from your case, and will not do so until you hire another attorney or file something with the Court indicating you will represent yourself. We have a duty to make sure you are not prejudiced before we officially withdraw, and to withdraw without a new attorney or officially entering your own appearance would hurt your case. Arkansas Rule of Professional Conduct 1.16(b)(1).

We will send your file to another attorney should you wish. Please contact another attorney, enter your own appearance in court, or instruct us to resume working on your case to protect your rights and interests. I am available if you would like me to explain your cases and rights in person. Thank you.

Sincerely,



Bradley Mullins

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

Junio 18, 2013

Gabriela Albarran
500 East Magnolia
Rogers AR 72756

Via Certified mail: 7010 3090 0000 6268 0523

Re: *El Accidente de 2, 2010*

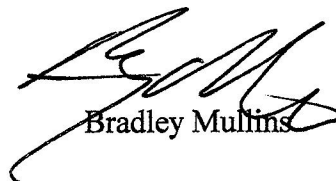
Le escribo esta cara para confirmarle el status de su caso. Hemos tenido una oferta en su caso de \$30,000.00 que fue ofrecida en la primavera del año pasado. No pudimos obtener su firma en el "release" para resolver su caso por varios meses. Durante ese tiempo la compañía de aseuransa de medico interpuso un "lien" en su caso. Primero resolvimos el problem de el "lien" en el caso de su esposo para evitar demands en ambos casos al mismo tiempo.

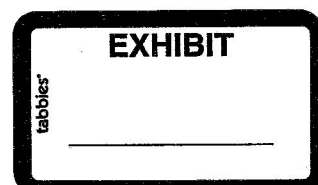
El período de tiempo de los dos años en el que un proveedor, Dr. Looper, podría recuperar el pago por su tratamiento de su liquidación ha expirado. La compañía de seguros ha buscado la aprobación del tribunal para determinar cómo deben pagar el acuerdo de \$ 30,000.00. Dr. Looper sigue afirmando que debe recibir el pago, a pesar de que ha pasado dos años. Este caso será decidido por un juez el próximo año, y determinará si el Dr. Looper se le paga de su acuerdo o no.

Usted y su esposo nos entregaron a nosotros una carta en Mayo indicando que ya no querian que trabajaramos en sus cases. No tomaremos ninguna ccion adicional sobre su caso de la cuenta de Dr. Looper. Sin embargo, no hemos oficalmente presentado una retira de su caso y no lo haremos hasta que usted contrate un nevo abogado o hasta que archive los documentos apropiados por la corte indicando que se representara used misma. Tenemos el deber de asegurarnos de que no tiene perjuicios antes de que nosotros nos retiremos oficialmente. Para nosotrosretiranos de el caso si que usted tega abogado o sin que entre oficianlmente su propia aparencia, seria como lastimar su caso. Regla Arkansas de Conducta Profesional 1.16 (b) (1).

Si usted lo dese, le enviaremos su archivo a otro abogado. Por favor, póngase en contacto con otro abogado, escriba su comparecencia ante el tribunal, o denos instrucciones para continuar trabajando en su caso para proteger sus derechos e intereses. Estoy a su disposición si desea que le explique sus casos y los derechos en persona. Gracias.

Atentamente,


Bradley Mullins



7010 3090 0000 6268 0523

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or PO Box No. _____
City, State, ZIP+4 _____

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- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Gabriela Albarran
500 East Magnolia
Rogers AR 72756

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X*Gabriela Albarran*☐ Agent☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

*6/19*D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

3. Service Type

☒

Certified Mail

☐ Express Mail☐ Registered☐ Return Receipt for Merchandise☐ Insured Mail☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number

(Transfer from service label)

7010 3090 0000 6268 0523

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

IN THE CIRCUIT COURT OF BENTON COUNTY, ARKANSAS
CIVIL DIVISION – 4TH

THE CHARTER OAK INSURANCE COMPANY

PLAINTIFF

V.

CASE NO. CV-13-544-4

GABRIELA ALBARRAN and
LOOPER CHIROPRACTIC, PA d/b/a
ACCIDENT AND INJURY TREATMENT CENTER

DEFENDANTS

AGREED ORDER FOR INTERPLEADER

This is an interpleader action pursuant to Ark. R. Civ. P. 22 involving proceeds of a settlement. Plaintiff received conflicting and competing claims from the Defendants, and filed this action to deposit the disputed settlement proceeds into the Registry of the Court for ultimate disposition by the Court.

On December 2, 2010, separate Defendant Gabriela Albarran was involved in a motor vehicle accident with third party, John H. Hickey. Upon information and belief, Hickey was driving a vehicle leased to him by BFM Transportation.

John H. Hickey and Howard Himmel, Inc. were insured by the Charter Oak Fire Insurance Company.

The Charter Oak Fire Insurance Company reached a settlement agreement with separate Defendant Albarran in the amount of \$30,000.

Separate Defendant Albarran received certain services from Accident and Injury Treatment Center for injuries she sustained as a result of the above-referenced accident.

Separate Defendant Accident and Injury Treatment Center asserts a lien against the proceeds of the settlement in the amount of \$3,185.

Separate Defendant Albarran claims the above-referenced lien is invalid.

Plaintiff disclaims any interest in the settlement proceeds, and in particular, the disputed settlement proceeds, and wishes to pay the disputed settlement proceeds to the rightful payee but cannot do so pursuant to Ark. Code Ann. § 18-46-101 et seq., until the validity of separate Defendant Accident and Injury Treatment Center's lien is resolved. If separate Defendants' claims are not dealt with in this action, Plaintiff may be exposed to double or multiple liability.

The parties agree that the disputed settlement proceeds should be deposited into the Registry of the Court.

The parties agree that Plaintiff pay separate Defendant Albarran (and any applicable lienholders) the proceeds that are not in dispute in this interpleader.

The parties agree that Plaintiff should be discharged of all liability.

The parties agree that separate Defendant Albarran should execute a complete release as to plaintiff and third parties Hickey, Howard Himmel, Inc., and BFM Transportation.

The parties agree that separate Defendant Accident and Injury Treatment Center should release its lien against Plaintiff, Hickey, Howard Himmel, Inc., and BFM Transportation and provide notice of said release to the parties (or their attorney).

That each of the parties (or their attorneys) have approved this Order in writing.

That no party or their representatives have advised, influenced, or coerced any other party's decision to enter into this agreed Order.

IT IS THEREFORE CONSIDERED, ORDERED, AND ADJUDGED that:

1. That Plaintiff deposit the disputed settlement proceeds, \$3,185, into the Registry of the Court;
2. That Plaintiff pay separate Defendant Albarran (and any applicable lienholders) the proceeds that are not in dispute in this interpleader;
3. Plaintiff is hereby and herein discharged of all liability to Defendants upon payment of the proceeds;
4. That upon deposit and payment of the proceeds separate Defendant Albarran is ordered to execute a complete release as to Plaintiff and third parties Hickey, Howard Himmel, Inc., and BFM Transportation; and
5. That separate Defendant Accident and Injury Treatment Center is

ordered to release its lien as to Plaintiff, Hickey, Howard Himmel, Inc., and BFM Transportation upon payment of the disputed proceeds into the Registry of the Court and shall provide notice of same to their attorney.

That this Order shall have no effect upon the rights or entitlement to the disputed proceeds, \$3,185, as between separate Defendants Gabriela Albarran and Accident and Injury Treatment Center.

That entitlement to these proceeds shall be dealt with in subsequent hearings and/or the trial scheduled in this matter for January 9, 2014.

IT IS SO ORDERED.

CIRCUIT COURT JUDGE

DATE

PREPARED BY:

Staci Dumas Carson (2003158)
Watts, Donovan & Tilley, P.A.
200 River Market Ave., Ste. 200
Little Rock, AR 72201-1769
501-372-1406

APPROVED:

Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756
479-621-0120

Patrick R. James
James House Downing
P.O. Box 3585
Little Rock, AR 72203-3585
501-372-6555

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

Mayo 24, 2013

Gabriela Albarran
500 East Magnolia
Rogers AR 72756

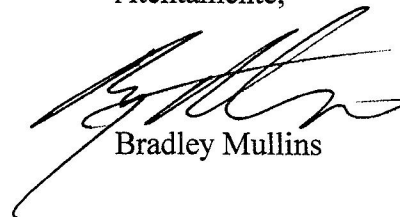
Certified Mail: 7010 3090 0000 6268 0462

RE: Su Accidnente de 12/2/2010

Estimada Sra. Albarran:

Adjunto se encuentre la Orden del Juez. Usted debe responder en su caso contra la compañía de seguros.

Atentamente,



Bradley Mullins

Adjunto

7010 3090 0000 6268 0462

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)		
For delivery information visit our website at www.usps.com		
ROGERS AR 72756 OFFICIAL USE		
Postage	\$ 0.66	0756 18 Postmark Here 05/28/2013
Certified Fee	\$3.10	
Return Receipt Fee (Endorsement Required)	\$2.55	
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 6.31	
Sent To: <u>Gabriela Albarran</u> Street, Apt. No., or PO Box No. <u>500 East Magnolia</u> City, State, ZIP+4 <u>Rogers AR 72756</u>		
PS Form 3800, August 2006 See Reverse for Instructions		

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Gabriela Albarran
 500 East Magnolia
 Rogers AR 72756

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☐ Agent
☒ Gabriela Albarran ☒ Addressee

B. Received by (Printed Name) Gabriela Albarran C. Date of Delivery 6-24-13

D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number
 (Transfer from service label)

7010 3090 0000 6268 0462

PS Form 3811, February 2004

Domestic Return Receipt

PSN 7530-10-1540

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

Staci Dumas Carson

TELEPHONE: (501) 372-1406
FACSIMILE: (501) 372-1209
DIRECT DIAL: (501) 850-7089

E-mail: staci.carson@wdt-law.com

May 15, 2013

Mr. Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756

Mr. Patrick R. James
James, Fink & House, P.A.
P.O. Box 3585
Little Rock, AR 72203-3585

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Bradley and Patrick:

I have received your Answers in the above-referenced matter with thanks.

As you both know, my client's only interest in this matter is paying the disputed proceeds to the correct entity. I would like to go ahead and deposit the disputed proceeds into the Registry of the Court and pay the undisputed proceeds to separate Defendant Albarran and any applicable lienholders. To that end, I have taken the liberty of drafting an Agreed Order for Interpleader. This may need some tweaking, but I think it fairly represents what we all know to be the case. If you can agree to it, I would appreciate you letting me know that and providing me with your approval page, or if you cannot agree, what revisions or changes would be necessary in order to get the same entered. I look forward to hearing from both of you. Thank you.

Sincerely,

Staci Dumas Carson

Staci Dumas Carson

SDC:ai
Enclosure

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

Staci Dumas Carson

TELEPHONE: (501) 372-1406
FACSIMILE: (501) 372-1209
DIRECT DIAL: (501) 850-7089

E-mail: staci.carson@wdt-law.com

May 15, 2013

Honorable John R. Scott
Circuit Judge
Benton County Circuit Court
P.O. Box 12
Bentonville, AR 72712

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Judge Scott:

I am in receipt of the Order Setting Bench Trial in the above matter.

This is an interpleader action. It is my hope that my client will deposit the
disputed proceeds and be discharged from this case before this bench trial.
Therefore, I defer to the Defendants as to the time necessary for completing the trial,
as requested in your Order Setting Bench Trial.

Thank you.

Sincerely,

Staci Dumas Carson

Staci Dumas Carson

SDC:ai

Honorable John R. Scott

May 15, 2013

Page 2

cc: Mr. Patrick R. James
James House Downing
P.O. Box 3585
Little Rock, AR 72203-3585

Mr. Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756

SWINDLE LAW FIRM

Bradley Mullins, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

May 13, 2013

Gabriela Albarran
500 East Magnolia
Rogers AR 72756

RE: Su Accidente de 12/2/2010

Estimada Sra. Albarran:

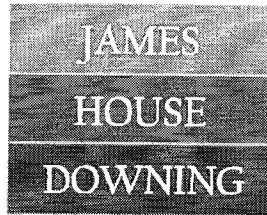
Por este medio le estamos enviando adjunto una copia de la notificación de el juicio en su caso para obtener el dinero del seguro de la persona que la choco.

Atentamente,



Bradley Mullins

Adjunto



PATRICK R. JAMES
pjames@jamesandhouse.com

MATTHEW R. HOUSE, P.A.
mhouse@jamesandhouse.com

LAWYERS
801 WEST THIRD STREET
POST OFFICE BOX 3585
LITTLE ROCK, ARKANSAS 72203-3585
TELEPHONE: (501) 372-6555
FACSIMILE: (501) 372-6333

RICHARD C. DOWNING, P.A.
rcdowning@jamesandhouse.com

CHARLEY E. WILLIAMS
cwilliams@jamesandhouse.com

May 7, 2013

Benton County Circuit Clerk
Benton County Courthouse
102 NE A Street
Bentonville, AR 72712

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center,
Benton County Circuit No. CV-2013-544-4

Dear Sir or Madam:

Please find enclosed herein the original and three (3) copies of an Answer of Looper Chiropractic, PA to Complaint for Interpleader for filing in the above matter. Upon filing, please forward the file-marked copies to my attention in the enclosed self-addressed, stamped envelope.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "Pat James".

Patrick R. James

PRJ/gr
Enclosure

Letter to Clerk

May 7, 2013

Page 2

cc: (w/encl.) Staci.carson@wdt-law.com

Staci Dumas Carson
Watts, Donovan & Tilley, P.A.
200 River Market Avenue, Suite 200
Little Rock, AR 72201-1769

Bradley@swindlelawfirm.com

Bradley Mullins
Swindle Law Firm
619 West Persimmon Street
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SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

April 30, 2013

Staci Dumas Carson, Esq.
200 River Market Avenue
Suite 200
Little Rock AR 72201

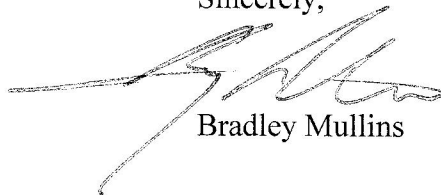
Via Facsimile: (501) 372-1209

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
Benton County Circuit Court, CV13-544-4

Dear Mr. Sanguinet:

Please find attached Separate Defendant Gabriela Albarran's Answer to Complaint for Interpleader. Thank you, and please don't hesitate to contact me if you have any questions.

Sincerely,



Bradley Mullins

Attachment

TRANSMISSION VERIFICATION REPORT

TIME : 04/30/2013 16:51
NAME : SWINDLE LAW FIRM
FAX : 4796210838
TEL : 4796210120
SER.# : BROD7J638728

DATE, TIME	04/30 16:50
FAX NO./NAME	15013721209
DURATION	00:00:57
PAGE(S)	04
RESULT	OK
MODE	STANDARD ECM

SWINDLE LAW FIRM

BRADLEY MULLINS, Esq.
619 W. Persimmon Street
Rogers AR 72756
Phone: (479) 621-0120 Fax: (479) 621-0838

April 30, 2013

Staci Dumas Carson, Esq.
200 River Market Avenue
Suite 200
Little Rock AR 72201

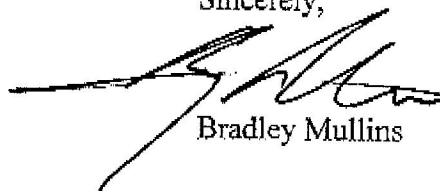
Via Facsimile: (501) 372-1209

RE: *Charter Oak Fire Ins. Co. V. Albarran et al*
Benton County Circuit Court, CV13-544-4

Dear Mr. Sanguinet:

Please find attached Separate Defendant Gabriela Albarran's Answer to Complaint for Interpleader. Thank you, and please don't hesitate to contact me if you have any questions.

Sincerely,


Bradley Mullins

Attachment

WATTS, DONOVAN & TILLEY, P.A.

ATTORNEYS AT LAW
200 RIVER MARKET AVENUE, SUITE 200
LITTLE ROCK, ARKANSAS 72201-1769

TELEPHONE: (501) 372-1406
FACSIMILE: (501) 372-1209
DIRECT DIAL: (501) 850-7089

E-mail: staci.carson@wdt-law.com

Staci Dumas Carson

April 29, 2013

Mr. Bradley Mullins
Swindle Law Firm
619 W. Persimmon St.
Rogers, AR 72756

RE: The Charter Oak Fire Insurance Company v. Gabriela Albarran and
Looper Chiropractic, PA d/b/a Accident and Injury Treatment Center
Benton County Circuit Court No. CV-13-544-4

Dear Bradley:

Enclosed is Summons and Complaint for Interpleader in the above-referenced matter. Pursuant to our e-mail communication, your client, Gabriela Albarran, has authorized you to accept service on her behalf. If I am in error in my understanding, please advise. For your convenience, and because this letter is being e-mailed and regular mailed to you, I consider your client's answer or response due on or before June 3, 2013. Should you need additional time to respond, please let me know. Thank you.

Sincerely,



Staci Dumas Carson

SDC:ai
Enclosures