

1 Arthur J. Casey (SBN123273)  
ajcasey@caseylawsj.com  
2 Colin G. McCarthy (SBN191410)  
cmccarthy@caseylawsj.com  
3 Donald P. Gagliardi (SBN138979)  
dgagliardi@caseylawsj.com  
4 CASEY LAW GROUP  
5900 Butler Lane, Suite 130  
5 Scotts Valley, CA 95066  
Telephone: (831) 661-4800  
6 Facsimile: (831) 661-4804

7 Attorneys for Defendant  
MIGUEL MASSO

8  
9 UNITED STATES DISTRICT COURT  
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
11 SAN JOSE DIVISION

12 \_\_\_\_\_ )  
HOLLY CRANDON, D.C., a minor by and )  
13 through her guardian ad litem, HOLLY )  
CRANDON, ROGER CORZA, )  
14 )  
Plaintiffs, )  
15 )  
vs. )  
16 )  
MIGUEL MASSO, individually and in his )  
17 official capacity as police officer for the )  
City of Hollister; and DOES 1 through 25, )  
18 inclusive, )  
Defendants. )  
19 \_\_\_\_\_ )  
20

Case No. 5:18-cv-02601-NC

**ORDER APPROVING THE  
COMPROMISE OF THE CLAIMS OF  
THE MINOR PLAINTIFF**

Date: July 10, 2019  
Time: 1:00 p.m.  
Courtroom: 5  
Judge: Hon. Nathanael Cousins

1 The motion by defendant Miguel Masso in the above-captioned action for approval of the  
2 claims of the minor plaintiff, as embodied in (1) the Release of All Claims dated February 22,  
3 2019, (2) Addendum No. 1, dated May 2019; and (3) the Qualified Assignment and Release  
4 Agreement in Accordance with Internal Revenue Code Section 130, to be executed (collectively,  
5 “the Settlement”), has been regularly noticed for hearing before the undersigned on July 10, 2019  
6 at 1:00 p.m. Pursuant to the settlement defendant Masso has agreed to pay plaintiffs Holly  
7 Crandon, Roger Corza and their minor child, by and through her guardian ad litem Holly  
8 Crandon, the global sum of one hundred thousand dollars (\$100,000), including a fifteen  
9 thousand dollars (\$15,000) annuity for the minor plaintiff. Good cause appearing, this Court  
10 determines that the pending motion is appropriate without further briefing or oral argument.

11 IT IS HEREBY ORDERED that the motion for approval of the compromise of the  
12 minor’s claims, as embodied in the Settlement, is GRANTED and said compromise is  
13 APPROVED.

14 Defendant Miguel Masso shall, by check or draft in the amount of fifteen thousand  
15 dollars (\$15,000) made payable to Metlife Assignment Company, Inc. within five (5) days of this  
16 order, for the purchasing a structured settlement annuity that shall provide future benefits to the  
17 minor plaintiff, with four guaranteed annual payments, each in the amount of four thousand five  
18 hundred and ten dollars and twenty-three cents (\$4,510.23), on January 3 in 2026, 2027 2028 and  
19 2029, with the present value of fifteen thousand dollars (\$15,000) on a tax-free basis pursuant to  
20 Section 104(a)(2) of the Internal Revenue code of 1986, as amended. Said check or draft shall  
21 be delivered to Settlement Planners; 8216 Cowdray Ct., Sacramento, CA 95829. The sum of  
22 \$15,000 is to be used to arrange for the purchase of a tax-free structured settlement annuity  
23 policy from Metropolitan Tower Life Insurance Company.

24 Defendant Masso and his insurer, Monterey Bay Area Self Insurance Authority  
25 (“MBASIA”), shall execute the Qualified Assignment and Release Agreement in Accordance  
26 with Internal Revenue Code Section 130 to make periodic payments pursuant thereto in  
27 compliance with Internal Revenue Code Sections 104(a)(2) and 130(c). Said Assignment shall

1 be made to the Metlife Assignment Company, Inc., as assignee. Upon doing so defendant Masso  
2 and MBASIA shall no longer be obligated to make the future periodic payments and Metlife  
3 Assignment Company, Inc., as assignee, will be the sole obligor with respect to the future  
4 periodic payments, and Masso and MBASIA shall have no further obligation to the minor  
5 plaintiff. Metlife Assignment Company, Inc. shall purchase structured settlement annuities for  
6 fifteen thousand dollars (\$15,000) through Metropolitan Tower Life Insurance Company, rated  
7 A+ through A.M. Best.

8 SO ORDERED.

9 Dated: May 31, 2019

