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August 20, 2010

VIA ECF & U.S. MAIL

Hon. Peter G. Sheridan, U.S.D.J.
United States District Court for the District of New Jersey
Clarkson S. Fisher Federal Building
& U.S. Courthouse
402 East State Street
Trenton, New Jersey 08608

**Re: Church Towers Urban Renewal Corporation v.
Libertyville Bank & Trust Company
Civil Action No.: 10-cv-638 (PGS)(ES)**

Dear Judge Sheridan:

We represent Defendant Libertyville Bank & Trust Company (“Libertyville”) in the above-referenced matter. Enclosed for Your Honor’s approval is a Stipulation and Order of Dismissal in which Counts II, III, V and VI of Plaintiff’s Amended Complaint as to Libertyville are dismissed with prejudice. Plaintiff’s counsel, Gary Fox, Esq., has reviewed the Stipulation and Order, and has consented to the use of his electronic signature and entry of the Order by Your Honor. If the Stipulation and Order is acceptable to Your Honor, kindly sign and submit it to the Clerk of the Court for entry on the docket.

Respectfully submitted,
/s/ Marc E. Wolin
MARC E. WOLIN

MEW/smb
Enclosure

cc: Gary E. Fox, Esq. (w/ encl. – via ECF & U.S. Mail)
Bennet D. Zurofsky, Esq. (w/ encl. – via ECF & U.S. Mail)
James H. Forte, Esq. (w/ encl. – via ECF & U.S. Mail)
Philip M. Colicchio, Esq. (w/ encl. – via ECF & U.S. Mail)
Mark M. Tallmadge, Esq. (w/ encl. – via ECF & U.S. Mail)
Christopher R. Belmonte, Esq. (w/ encl. – via ECF & U.S. Mail)

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Attorneys for Defendant, Libertyville Bank & Trust Company

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

CHURCH TOWERS URBAN RENEWAL CORPORATION, a
New Jersey Non-Profit Corp.,

Plaintiff,

v.

HOLCO CAPITAL GROUP, INC. (for discovery purposes only); HC MORTGAGE COMPANY, INC.; KEVIN C. HORTON, individually, BANK OF NEW YORK MELLON CORP. (successor-in-interest to THE COUNTY TRUST COMPANY and BANK OF NEW YORK); GOVERNMENT NATIONAL MORTGAGE ASSOCIATION d/b/a GINNIE MAE; FEDERAL NATIONAL MORTGAGE ASSOCIATION d/b/a FANNIE MAE; WELLS FARGO BANK; PNC FINANCIAL SERVICES GROUP, INC. (successor-in-interest to RIGGS NATIONAL BANK OF WASHINGTON D.C.); J.P. MORGAN CHASE & CO (successor-in-interest to NATIONAL BANK OF DETROIT, NBD BANK, FIRST NATIONAL BANK OF CHICAGO and BANK ONE); J.P. MORGAN TRUST COMPANY; WELLS FARGO BANK N.A.; S.L. FINANCIAL; S.L. FINANCIAL OF ILLINOIS, LLC; LIBERTYVILLE BANK & TRUST CO.; H.S.L. FINANCIAL; JOHN DOES 1-5; JANE DOES 1-5; DOE PARTNERSHIPS 1-5; DOE CORPORATIONS 1-5; DOE ASSOCIATIONS 1-5; and DOE GOVERNMENTAL UNITS 1-5;

Defendants.

Civil Action No. 10-cv-00638-PGS-ES

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ELECTRONICALLY***

**STIPULATION AND ORDER
OF DISMISSAL WITH
PREJUDICE AS TO
COUNTS II, III, V AND VI OF
PLAINTIFF'S AMENDED
COMPLAINT AGAINST
LIBERTYVILLE BANK &
TRUST COMPANY ONLY**

WHEREAS, Defendant Libertyville Bank & Trust Company (“Libertyville”), has filed an Answer in the above-captioned matter, Plaintiff, Church Towers Urban Renewal Corporation (“Church Towers”), and Libertyville hereby stipulate, pursuant to *Fed. R. Civ. P.* 41(a)(1)(ii), that Counts II, III, V and VI of Plaintiff’s Amended Complaint as to Libertyville only be, and hereby are, dismissed with prejudice and without costs against either party.

FOX & MELOFCHIK, LLC
Attorneys for Plaintiff,
Church Towers Urban Renewal
Corporation

/s/ Gary Fox _____

DATED: August 19, 2010

SAIBER LLC
Attorneys for Defendant,
Libertyville Bank & Trust
Company

/s/ Marc E. Wolin _____

DATED: August 19, 2010

IT IS SO ORDERED:

Hon. Peter G. Sheridan, U.S.D.J.