



ORDERED in the Southern District of Florida on December 3, 2012.

A handwritten signature in cursive script, reading "Paul Hyman".

Paul G. Hyman, Chief Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
PALM BEACH DIVISION
www.flsb.uscourts.gov

In re:

Palm Beach Finance Partners, L.P. and
Palm Beach Finance II, L.P.,

Case No. 09-36379-BKC-PGH

Debtors.

Barry E. Mukamal, in his capacity as
Liquidating Trustee,

Adv. Case No. 11-02974-PGH

Plaintiff,

v.

Alan Dirks;

Defendant.

ORDER DISMISSING ADVERSARY PROCEEDING AS SETTLED

THIS MATTER came before the Court on November 29, 2012 at 1:00 p.m. at the pretrial conference. The Court, having reviewed the record and the file, and having been advised by the Plaintiff that the parties in the above-referenced Adversary Proceeding (the “*Adversary*

Proceeding”) have reached a settlement of the claims asserted by the Plaintiff in the Adversary Proceeding, and being otherwise fully advised in the premises, it is

ORDERED AND ADJUDGED as follows:

1. The above-captioned Adversary Proceeding is **DISMISSED AS SETTLED**.
2. This Court reserves and retains jurisdiction to approve and enforce the settlement between the parties, vacate this Order, and reinstate the Adversary Proceeding and reset it for trial if the settlement is not approved by both this Court and the United States Bankruptcy Court for the District of Minnesota.
3. The motion to approve the settlement shall be filed with this Court within thirty (30) days from the date of entry of this Order.

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Submitted By:

s/ Jessica L. Wasserstrom
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Attorneys for the Liquidating Trustee

Copies Furnished To:

Jessica L. Wasserstrom, Esquire, is directed to serve copies of this Order on all parties in interest and to file a Certificate of Service.