

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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DISTRICT COURT  
DISTRICT OF MASS

RESOLUTION TRUST CORPORATION, as  
conservator of COMFED SAVINGS BANK,  
F.A., et al.,

Plaintiffs,

v.

JAMES G. BALDINI, et al.,

Defendants.

CIVIL ACTION  
NO. 91-CV-10132-S

BBO# 391030  
BBO# 121960  
BBO# 552713

STIPULATION OF VOLUNTARY DISMISSAL OF ENTIRE ACTION

Plaintiffs Resolution Trust Corporation, as Conservator of ComFed Savings Bank, F.A. and ComFed Mortgage Co., Inc., and all Defendants appearing in this action, pursuant to Fed. R. Civ. P. 41(a)(1)(ii), hereby stipulate and agree that this action, including the complaint and the counterclaims which have been asserted therein, shall be dismissed without prejudice, with each party to bear his, her or its own costs and attorneys' fees; provided, however that this action shall be dismissed with prejudice as to the following defendants only:

Mark Campbell  
Richard Hunter  
Anthony Smith

77

and provided, however, that nothing in this Stipulation shall constitute a waiver of Defendant Sordillo's rights to assert that no new action may be commenced against him or his estate in view of his filing of a Suggestion of Death in this matter pursuant to Fed. R. Civ. P. 25; and provided, however, that pursuant to this Stipulation, the motions to dismiss or for summary judgment of Defendants Maloof, Coleman and Baldini are hereby withdrawn without prejudice, and nothing in this Stipulation shall constitute a waiver of such defendants' rights to re-assert such motions in any future litigation.

Dated: August 9, 1991

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was  
mailed upon the attorney of record for each other party

by hand on 8/9/91  
E A D M

