

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

FILED
U.S. DISTRICT COURT
INDIANAPOLIS DIVISION
01 AUG 20 PM 12:05
SOUTHERN DISTRICT
OF INDIANA
LAURA A. BRIGGS
CLERK

JAMES A. KNAUER as the Court Appointed)
Receiver for HEARTLAND)
FINANCIAL SERVICES, INC., and JMS)
INVESTMENT GROUP, LLC,)

Plaintiff,)

CAUSE NO. IP-00-1629 C-T/G

v.)

KENNETH R. PAYNE,)
DANIEL G. DANKER, CONSTANCE)
BROOKS-KIEFER, JOHANN M. SMITH,)
AERO TECHNOGIAS, Ltd.,)
ATLAS INCOME FUND, LLC,)
BMC INVESTMENT GROUP,)
LLC, CARRIBEAN FEDERAL TRUST, Ltd.,)
CARRIBEAN FEDERAL TRUST SERVICES,)
Ltd., CARRIBEAN FINANCIAL SERVICES,)
CARRIBEAN INVESTMENTS)
INTERNATIONAL, Ltd. ,)
CELTIC CENTRE II,)
Ltd., CHARMAR, Ltd.,)
DOLPHIN INTERNATIONAL)
DEVELOPMENT, Ltd., DOLPHIN)
PENINSULA PARTNERS, FIRST FIDELITY)
TRUST, Ltd., FIRST INTERNATIONAL)
LIMITED, HEARTLAND)
INTERNATIONAL TRUST SERVICES, Ltd.,)
HEARTLAND MONEY MANAGEMENT OF)
FLORIDA, INC., INTERNATIONAL)
LEISURE CENTERS, INC., KJL, Ltd. OF)
BELIZE, LINCOLN FIDELITY ESCROW)
SERVICES, MDS INVESTMENTS, Ltd.,)
PMK, Ltd., PROVIDENT BANK,)
RMP, Ltd., TERENS, Ltd.,)
21ST CENTURY BANKING GROUP. Ltd.,)
21ST CENTURY INTERNATIONAL BANK)
& TRUST, Ltd. OF GRENADA,)
21ST CENTURY INTERNATIONAL)
ADVISORS, INC., 21ST CENTURY)
INTERNATIONAL ADVISORS OF)

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BERMUDA, Ltd., 21ST CENTURY)
 INTERNATIONAL ADVISORS OF)
 IRELAND, Ltd., 21ST CENTURY)
 PERSONNEL, LLC, UNIVERSAL)
 FINANCIAL SERVICES, LTD. and)
 JOHN DOES 1-20,)
)
 Defendants.)
 _____)

NOTICE OF DISMISSAL OF DEFENDANT CONSTANCE BROOKS-KEIFER,
WITHOUT PREJUDICE, PURSUANT TO RULE 41(A)(1)
OF THE INDIANA RULES OF TRIAL PROCEDURE

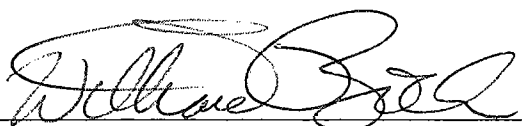
Plaintiff, by his attorney, hereby gives Notice pursuant to Rule 41(a)(1) of the Indiana Rules of Civil Procedure of the dismissal of Defendant, Constance Brooks-Kiefer, without prejudice.

In support of this Notice, Plaintiff would show the Court and Clerk that Defendant has not filed or served an answer or motion for summary judgment upon the Plaintiff and that therefore, pursuant to Rule 41(A)(1), the dismissal of this Defendant, without prejudice, may be without order of this Court.

WHEREFORE, Plaintiff herein prays that the Court and Clerk take notice of the dismissal of the Defendant, Constance Brooks-Kiefer, without prejudice, pursuant to Rule 41 (A)(1) of the Indiana Rules of Civil Procedure, and for all other proper relief in the premises.

Respectfully Submitted,

KROGER, GARDIS & REGAS, LLP

By: 
 William Bock, III, Attorney No. 1477-49
 Counsel for Defendant, James A. Knauer

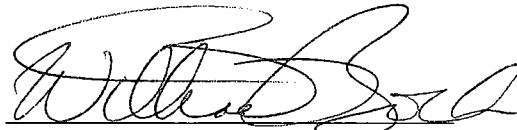
Kroger, Gardis & Regas, LLP
111 Monument Circle, Suite 900
Indianapolis, Indiana 46204-5125
Telephone: (317) 692-9000
Facsimile: (317) 264-6832

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing has been served upon the following parties by placing a copy of the same in the United States Mail, first class postage pre-paid, on this 17th day of August, 2001:

20th
Stephen W. Dillon
Ross G. Thomas
Dillon Law Office
3601 North Pennsylvania Street
Indianapolis, Indiana 46205-3435

Kenneth Payne
Marion County Jail
220 East Maryland Street
Indianapolis, Indiana 46204



William Bock, III

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