

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA

FILED  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
02 JUL 15 PM 2:58

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

Plaintiff, )

v. )

KENNETH R. PAYNE, )  
DANIEL G. DANKER, JOHANN M. SMITH, )  
AERO TECHNOLOGIAS, 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., )  
21<sup>ST</sup> CENTURY BANKING GROUP. Ltd., )  
21<sup>ST</sup> CENTURY INTERNATIONAL BANK )  
& TRUST, Ltd. OF GRENADA, )  
21<sup>ST</sup> CENTURY INTERNATIONAL )  
ADVISORS, INC., 21<sup>ST</sup> CENTURY )  
INTERNATIONAL ADVISORS OF )  
BERMUDA, Ltd., 21<sup>ST</sup> CENTURY )  
INTERNATIONAL ADVISORS OF )

CAUSE NO. IP00-1629-C-T/G

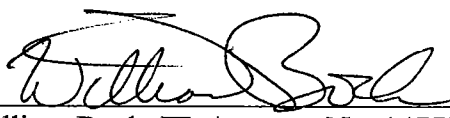
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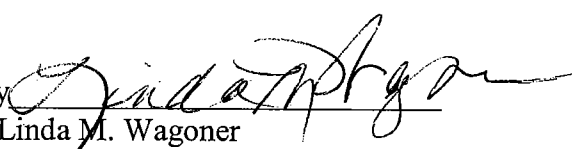
IRELAND, Ltd., 21<sup>ST</sup> CENTURY )  
PERSONNEL, LLC, UNIVERSAL )  
FINANCIAL SERVICES, LTD. and )  
JOHN DOES 1-20, )  
 )  
Defendants. )  
\_\_\_\_\_ )

**STIPULATION OF DISMISSAL**

The Plaintiff, by counsel, and Kenneth R. Payne, the only defendant who has filed an answer in this case, by counsel, pursuant to Fed.R.Civ.P. 41 (a)(1), hereby stipulate to the dismissal of this cause, without prejudice, costs paid.

**KROGER GARDIS & REGAS, LLP**

By   
William Bock, III, Attorney No. 14777-49  
Reynolds B. Brissenden, Attorney No. 19989-49  
**Attorneys for Plaintiff**  
**James A. Knauer as the Court Appointed**  
**Receiver for Heartland Financial**  
**Services, Inc., and JMS Investment**  
**Group, LLC**

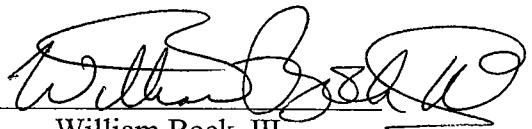
By   
Linda M. Wagoner  
156 E. Market Street, Ste.900  
Indianapolis, Indiana 46204  
**Attorney for Defendant**  
**Kenneth R. Payne**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 15<sup>th</sup> day of July, 2002, a copy of the above and foregoing was served by first-class United States Mail, postage prepaid, upon the following:

Linda M. Wagoner  
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Stephen W. Dillon  
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William Bock, III