IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF OHIO EASTERN DIVISION

In re: CASE NO. 04-61365 JOHN S. ROBY, CHAPTER 7 Debtor. JUDGE RUSS KENDIG

AGREED ORDER

This cause is before the Court on the Motion to Dismiss or in the Alternative Motion for Relief From Stay of Creditor The Society of Lloyd's ("Creditor"). The Court is advised a stipulation has been reached among Creditor, Debtor John S. Roby ("Debtor") and Trustee Josiah L. Mason ("Trustee"). Under the terms of a confidential settlement among the parties, the Debtor has agreed to turn over a sum specific to the Trustee for the administration of his estate and Creditor has agreed to withdraw its Motion to Dismiss or in the Alternative Motion for Relief From Stay. All parties agree that all disputes remaining between Creditor and Debtor are hereby fully and finally resolved. Therefore, the Motion shall be deemed withdrawn.

IT IS SO ORDERED.

Honorable Russ Kendig U.S. Bankruptcy Judge

AGREED:

<u>/s/ Jocelyn N. Prewitt-Stanley</u> David J. Tocco (0037266) Jocelyn N. Prewitt-Stanley (0076826) **VORYS SATER SEYMOUR AND PEASE, LLP** 2100 One Cleveland Center 1375 East Ninth Street Cleveland, Ohio 44114 (216) 479-6100 TEL (216) 479-6060 FAX djtocco@vssp.com jnprewittsta@vssp.com *Attorneys for Creditor The Society of Lloyd's*

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<u>/s/ Josiah L. Mason</u> Josiah L. Mason MASON, MASON & KEARNS 153 West Main Street PO Box 345 Ashland, Ohio 44805 (419) 289-1600 TEL (419) 281-6530 FAX *Trustee and Attorney for Trustee*

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of November, 2005, a copy of the foregoing was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system and/or regular U.S. Mail postage prepaid.

William T. Bodoh, Esq. FROST BROWN TODD, LLC One Columbus, Suite 1000 10 West Broad Street Columbus, Ohio 43215 *Attorney for Debtor John S. Roby*

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U.S. Trustee Howard M. Metzenbaum U.S. Courthouse 201 Superior Ave., E, Suite 441 Cleveland, Ohio 44114

> <u>s/ Jocelyn N. Prewitt-Stanley</u> One of the Attorneys for Creditor The Society of Lloyd's