

Plaintiff Kendall E. Welch ("Plaintiff") and Federal Deposit Insurance Corporation solely in its capacity as Receiver for Defendant Guaranty Bank ("Defendant"), through their respective counsel of record, have stipulated that the Court dismiss the claims of Plaintiff in the above-captioned action in their entirety with prejudice, and dismiss with prejudice Federal Deposit Insurance Corporation in its capacity as Receiver for Defendant Guaranty Bank as a defendant, due to the stipulation of the parties.

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED, pursuant to Federal Rule of Civil Procedure 41(a)(2), that the claims of Plaintiff be dismissed in their entirety with prejudice and that Federal Deposit Insurance Corporation in its capacity as Receiver for Defendant Guaranty Bank be dismissed with prejudice as a defendant in this pending action. Each party shall bear its own attorneys' fees and costs.

- IT IS SO ORDERED. Dated: April 6, 2011

Solly M. See

Dolly M. Gee United States District Judge

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