

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 07-61607-CIV-ZLOCH

INTERMARINE, INC.,

Plaintiff,

vs.

O R D E R

THOMAS BAKER, in personam,
LINDA BAKER, in personam,
SUN BENGAL, O/N 1117103,
all her rigging, tackle,
apparel, furniture, engines,
nets, fishing gear, and
all other necessities
thereunto appertaining and
belonging, in rem,

Defendants.

_____ /

BANK OF AMERICA, N.A.

Intervening Plaintiff,

vs.

THOMAS BAKER, in personam,
LINDA BAKER, in personam,
SUN BENGAL, O/N 1117103,
all her rigging, tackle,
apparel, furniture, engines,
nets, fishing gear, and
all other necessities
thereunto appertaining and
belonging, in rem,

Defendants.

_____ /

THIS MATTER is before the Court upon Intervening Plaintiff Bank of America's Unopposed Motion For Leave To Conduct Survey On M/V Sun Bengal (70). The Court has carefully reviewed said Motion

and the entire court file and is otherwise fully advised in the premises.

On or about July 2, 2008, a fire occurred on board the M/V Sun Bengal. Bank of America therefore seeks to conduct a survey to determine the cause of the fire.

Accordingly, after due consideration, it is

ORDERED AND ADJUDGED as follows:

1. That Intervening Plaintiff Bank of America's Unopposed Motion For Leave To Conduct Survey On M/V Sun Bengal (70) be and the same is hereby **GRANTED**; and

2. By noon on Monday, September 22, 2008, Richard Peterson, C.F.I., C.F.E.I., 3340 N.W. 53rd St. Suite 402, Fort Lauderdale, FL 33309, shall be permitted access to the M/V Sun Bengal for the purpose of conducting a survey to determine the cause of the fire on the vessel, at a time and date agreed upon by Mr. Peterson and the substitute custodian, Intermarine, Inc.

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County, Florida, this 8th day of September, 2008.



WILLIAM J. ZLOCH
United States District Judge

Copies furnished:

All Counsel of Record