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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

IN RE: INTERNAL REVENUE SERVICE §  
1031 TAX DEFERRED EXCHANGE  
LITIGATION

MDL DOCKET NO. 1878

CASE NO: 2:07-cv-01394-RCJ-LRL

(Howard J. Hawkes Trust, etc., v. Qualified  
Exchange Services, et al.)

Case No: 2:07-cv-00816-RCJ-LRL

**PLAINTIFF HOWARD J. HAWKES  
TRUST'S CONSENT TO  
DISMISSAL**

Location: Courtroom of U.S.D.C.  
Judge: Hon. Robert C. Jones

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On March 8, 2012, the Court issued an order re dismissal of the above-referenced matter within 30 days for want of prosecution. (Doc entry 144.) The Complaint in this matter was consolidated by the MDL Panel with Sorrell v. Snell & Wilmer, LLP, et al., Case No. 2:08-cv-0761-RCJ-LRL, and was thereafter referenced as *In Re Southwest Exchange*, Case No. 2:07-cv-01394-RCJ-LRL. This Court previously approved a class action settlement in *In Re Southwest Exchange*. Plaintiff Howard Hawkes Trust, the plaintiff in Hawkes v. Qualified Exchange Services, et al., Case No. 2:07-cv-00816-RCJ-LRL, hereby consents to dismissal of this case as the consolidated litigation is now concluded .

Dated: March 29, 2012

**FOLEY BEZEK BEHLE & CURTIS, LLP**

By:\_\_\_\_/s\_\_\_\_\_

Thomas G. Foley, Jr.  
Attorneys for Plaintiff Howard Hawkes  
Trust and all other similarly situated.