UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY

BANC OF AMERICA INV. SVS, INC., : Civil No. 06-2869 (MLC)

Plaintiff, :

v. : ORDER

JUDITH LEE, :

Defendant,

It appearing that it has been reported to the Court that the above action has been settled in its entirety;

It is on this 28th day of June 2006, ORDERED THAT:

- (1) This action is hereby dismissed without costs and without prejudice to the right, upon good cause shown within 90 days, to reopen the action if the settlement is not consummated.
- (2) If any party shall move to set aside this Order of Dismissal as provided in the above paragraph or pursuant to the provisions of <u>Fed. R. Civ. P.</u> 60(b), in deciding such motion the Court retains jurisdiction of the matter to the extent necessary to enforce the terms and conditions of any settlement entered into between the parties.

s/Mary L. Cooper
MARY L. COOPER
United States District Judge