

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHER DISTRICT OF OHIO  
WESTERN DIVISION**

Wells Fargo Advisors  
Financial Network, LLC,

Plaintiff

Case No. 3:17CV368

v.

**ORDER**

Paul E. Croy, Trustee, *et al.*,

Defendants

Telephonic status conference held November 28, 2017, regarding Wells Fargo's motion to enforce the Court's November 1, 2017 order, and defendant Bennett's emergency motion to require Wells Fargo to issue a disbursement. (Docs. 30, 31).

Court reporter: Angela Nixon—419-213-5518.

It is hereby

ORDERED THAT:

1. By December 11, 2017, the parties shall submit a proposed order authorizing plaintiff Wells Fargo to disburse \$198,800 from the I.R.A. at issue in this case:
  - (a) 20% thereof to defendant Bennett;
  - (b) sufficient funds to enable defendant Bennett to pay the personal income tax liability resulting from the distribution of the amount in excess of \$100,000; and
  - (c) the remainder to the charities; and

(d) in the event that the Internal Revenue Service determines that defendant Bennett was personally liable for such tax payments, obligating him, or, if he be deceased, his estate, to reimburse the charities in the amount received by him from the IRA to enable him to make such tax payments.

2. Pending motions (Docs. 30, 31) are denied as moot without prejudice.

So ordered.<sup>1</sup>

/s/ James G. Carr  
Sr. U.S. District Judge

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<sup>1</sup> For further information re. this Court's case management preferences, see: <http://www.ohnd.uscourts.gov/home/judges/judge-james-g-carr/civil-cases-case-management-procedures/>