

APPEAL TO THE APPELLATE COURT FOR THE STATE OF ILLINOIS
FOR THE FIRST DISTRICT - 5

2000 DEC -7 PM 4:16
FROM THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

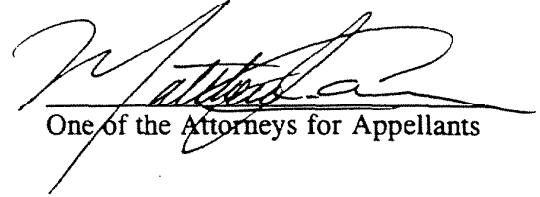
IN THE MATTER OF THE POSSESSION)
AND CONTROL OF THE COMMISSIONER)
OF BANKS AND REAL ESTATE OF) Case No. 00 CH 05905
INDEPENDENT TRUST CORPORATION) Judge Sidney A. Jones, III
a/k/a INTRUST, an Illinois corporate fiduciary.)
)
THE COMMISSIONER OF BANKS AND REAL)
ESTATE and PRICEWATERHOUSECOOPERS,)
LLP, AS RECEIVER OF INDEPENDENT)
TRUST CORP., a/k/a INTRUST, and)
MILLENIUM TRUST COMPANY, LLC,)
)
Appellees,)
)
ALL ACCOUNT HOLDERS LISTED HEREIN,)
parties in interest,)
)
Appellants.)

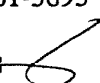
NOTICE OF FILING

TO: Jonathan Silverman, Esq.
Kirkland & Ellis
200 East Randolph Drive
Chicago, Illinois 60601

PLEASE TAKE NOTICE that on December 7, 2000, we filed with the Clerk of the Circuit Court of Cook County, Illinois, County Department, Chancery Division, Richard J. Daley Center, Chicago, Illinois, a NOTICE OF APPEAL on behalf of Appellant Account-Holders Frederick Blesi, Laverne Buikema, Lynne Cameron, Neil Eisenband, William Floersch, Andrew Gilbo, Joan Gilbo, Kristopher Gilbo, R. Michael Gilbo, Carly Hedrich, James Hedrich, Joan Hedrich, Jon Hedrich, Virginia Hedrich, Michael Houlahan, George Lukas, Henry F. McCamish,

Jr., Brad Neuman, Joel Newlander, Ralph Picard, Betti Prikryl, Richard Reese, Jay Schiff,
Brightpoint, Inc. 401(K) Plan, and Wilbur Allen Poe Trust, a copy of which is attached and
hereby served upon you.


One of the Attorneys for Appellants

{ Stephen D. Libowsky
Matthew J. Cannon
KATTEN MUCHIN ZAVIS
525 West Monroe Street, Suite 1600
Chicago, Illinois 60661-3693
(312) 902-5200
~~Firm I.D. No. 80428~~ 

APPEAL TO THE APPELLATE COURT FOR THE STATE OF ILLINOIS
FOR THE FIRST DISTRICT

FILED-5

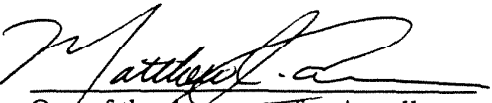
FROM THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION

IN THE MATTER OF THE POSSESSION)
AND CONTROL OF THE COMMISSIONER) Case No. 00 CH 05905
OF BANKS AND REAL ESTATE OF)
INDEPENDENT TRUST CORPORATION) Judge Sidney A. Jones, III
a/k/a INTRUST, an Illinois corporate fiduciary.)
)
THE COMMISSIONER OF BANKS AND REAL)
ESTATE and PRICEWATERHOUSECOOPERS,)
LLP, AS RECEIVER OF INDEPENDENT)
TRUST CORP., a/k/a INTRUST, and)
MILLENIUM TRUST COMPANY, LLC,)
)
Appellees,)
)
ALL ACCOUNT HOLDERS LISTED HEREIN,)
parties in interest,)
)
Appellants.)

NOTICE OF APPEAL

Pursuant to S.Ct.R. 304(b) and/or S.Ct.R. 307, Appellant Account-Holders Frederick Blesi, Laverne Buikema, Lynne Cameron, Neil Eisenband, William Floersch, Andrew Gilboy, Joan Gilboy, Kristopher Gilboy, R. Michael Gilboy, Carly Hedrich, James Hedrich, Joan Hedrich, Jon Hedrich, Virginia Hedrich, Michael Houlahan, George Lukas, Henry F. McCamish, Jr., Brad Neuman, Joel Newlander, Ralph Picard, Betti Prikryl, Richard Reese, Jay Schiff, Brightpoint, Inc. 401(K) Plan, and Wilbur Allen Poe Trust hereby file their Notice of Appeal. Appellant Account-Holders hereby appeal the three Orders of the Circuit Court of Cook County, Chancery Department, dated and entered November 8, 2000, which, among other things,

effectively denied the Appellant Account-Holders' Motions for Exclusion from the Allocation of a \$68.1 million loss from the cash accounts of Independent Trust Corporation.




Matthew J. Cannon
One of the Attorneys for Appellants

Stephen D. Libowsky
Matthew J. Cannon
KATTEN MUCHIN ZAVIS
525 West Monroe Street, Suite 1600
Chicago, Illinois 60661-3693
(312) 902-5200
Firm I.D. No. 80428

CERTIFICATE OF SERVICE

I, Matthew J. Cannon, an attorney, state that I caused copies of the foregoing Notice of Filing and Notice of Appeal to be served upon the person listed on the Notice via messenger on this 7th day of December, 2000.


Matthew J. Cannon