

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT-CHANCERY DIVISION

4246

IN THE MATTER OF THE POSSESSION)
AND CONTROL OF THE COMMISSIONER)
OF BANKS AND REAL ESTATE OF)
INDEPENDENT TRUST CORPORATION)
a/k/a INTRUST, an Illinois corporate fiduciary)

Hon. Sidney A. Jones, III

No. 00CH05905

ENTERED
CLERK OF CIRCUIT COURT
DOROTHY BROWN
FEB 23 2001
JUDGE SIDNEY JONES, III-11
ESTATE CLERK

PROPOSED ORDER ON MOTION REGARDING POTENTIAL CLAIMS AGAINST THE ILLINOIS OFFICE OF BANKS AND REAL ESTATE

On this day the Court conducted a hearing on the Motion Regarding Potential Claims Against the Illinois Office of Banks and Real Estate ("Motion") filed by PricewaterhouseCoopers LLP in its capacity as Receiver of Intrust. After considering the Motion, and being advised in the premises, the Court finds that notice and opportunity for hearing has been appropriate in all respects, that the Motion should be granted, and that the following Order should be entered:

1. The Receiver shall not file suit or assert claims against the Illinois Office of Banks and Real Estate ("OBRE") or the Commissioner. For the reasons set forth in the Motion and at the hearing, the Court concurs with the Receiver's decision that it would not be a proper use of the Intrust estate's resources for the Receiver to file such a suit or assert such claims.

2. In addition, this Receivership proceeding, prior Orders of this Court, and this Order do not prevent other parties from filing and pursuing claims against the OBRE and the Commissioner as those parties see fit.

SIGNED AND ENTERED ON
_____, 2001


Hon. Sidney A. Jones, III

I.G.