

ALEX BROWN MANAGEMENT SERVICES, INC., et al.

Plaintiffs

v.

RUPERT VILLIERS, et al.

Defendants

* **IN THE**
* **CIRCUIT COURT**
* **FOR**
* **BALTIMORE CITY**
* **CASE NO.: 24-C-08-003597**

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* * * * *

ORDER

Upon consideration of Defendants’ Cross Motion for Summary Judgment as to the Exchange Fund Claims (Pleading No. 23), Plaintiffs’ Opposition thereto, Defendants’ Reply, and oral argument, it is this 1st day of June 2009, by the Circuit Court for Baltimore City, hereby **ORDERED** that:

1. Defendants’ Cross Motion for Summary Judgment as to the Exchange Fund Claims (Pleading No. 23) be, and the same is, hereby **GRANTED IN PART** and **DENIED IN PART** for the reasons stated in the Court’s Memorandum Opinion dated June 1, 2009; and it is hereby **DECLARED** that:

2. Exclusion (b) of the Policy does not bar coverage for actions filed against an Organization for Wrongful Acts that occurred prior to September 1, 1997; and it is further **DECLARED** that:

3. Endorsement Number 5 to the Policy does not afford coverage for acts committed, attempted, or allegedly committed or attempted after June 4, 1999; and it is **ORDERED** that:

4. The Clerk of the Court is directed to forward a copy of this Order to all counsel of record in this proceeding.

Stuart R. Berger
Judge, Circuit Court for Baltimore City