

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**

* * * * *

ORDER

Upon consideration of Defendants’ Motion for Partial Summary Judgment with Respect to 68 Tax Strategy Complaints (Pleading No. 26), Plaintiffs’ Opposition thereto, and oral argument, it is this 1st day of June 2009, by the Circuit Court for Baltimore City, hereby **ORDERED** that:

1. Defendants’ Motion for Partial Summary Judgment with Respect to 68 Tax Strategy Complaints (Pleading No. 26) 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. 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 further **DECLARED** that:

3. There are genuine disputes of material facts regarding (1) whether the 68 Tax Strategy complaints name an insured; and (2) whether the 68 Tax Strategy complaints allege Wrongful Acts that predate 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