

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**SHAMROCK BANK OF FLORIDA, as assignee
of MERIDIAN BANK,**

Plaintiff-Counterclaim Defendant,

v.

13-cv-00092-DRH-PMF

FIRST AMERICAN TITLE INS. CO.,

Defendant-Counterclaim Plaintiff.

AGREED ORDER

THE COURT, having been apprised of the below agreement between the Parties, Orders as follows:

1. The Court grants First American Title Ins. Co.'s ("First American") Motion to Strike Shamrock Bank of Florida's ("Shamrock") request for attorney's fees in Counts I and II (Doc. 10).
2. The Court grants defendant's motion to dismiss (Doc. 4) and dismisses Count II of Shamrock's Complaint without prejudice.
3. The Court grants Shamrock's Motion for Leave to File First Amended Complaint (Doc. 17).

4. The Court DIRECTS plaintiff to file its First Amended Complaint
instanter.

IT IS SO ORDERD.

February 22, 2013

Digitally signed by
David R. Herndon
Date: 2013.02.22
10:56:52 -06'00'

The image shows a digital signature in blue ink that reads "David R. Herndon". To the right of the signature is a circular official seal of the United States District Court for the Southern District of New York. The seal features an eagle with wings spread, perched on a shield with the American flag's stars and stripes. The text "UNITED STATES DISTRICT COURT" is visible around the perimeter of the seal.

**Chief Judge
United States District Court**