

In the  
**Indiana Supreme Court**

DEUTSCHE BANK TRUST COMPANY )	)	Supreme Court No. 32S00-0810-SJ-541
Plaintiff )	)	
) )	)	
vs. )	)	Case No. 32C01-0808-MF-138
) )	)	
Gary B. PLUNKITT )	)	in the Hendricks Circuit Court
Defendant )	)	



ORDER REMANDING JURISDICTION TO TRIAL COURT

Comes now the Clerk of the Hendricks Circuit Court, and pursuant to Ind.Trial Rule 53.1, certifies this matter here for the appointment of a special judge.

And this Court, being duly advised, now finds that jurisdiction of this matter should be remanded to the Hendricks Circuit Court and Judge Jeffrey V. Boles. The Chronological Case Summary reveals that the praecipe to withdraw the submission was filed less than thirty days after the request to set the matters for hearing, and therefor the praecipe to withdraw the submission was premature.

IT IS, THEREFORE, ORDERED that jurisdiction of this matter is remanded to the Hendricks Circuit Court and Judge Boles.

The Clerk of this Court is directed to forward notice of this Order to the Hon. Jeffrey V. Boles, Hendricks Circuit Court, P.O. Box 349, Danville, IN 46122-0349, and to the Clerk of the Hendricks Circuit Court.

The Clerk of the Hendricks Circuit Court is directed to forward notice of this Order to all parties of record in the case below.

DONE at Indianapolis, Indiana, this 10<sup>th</sup> day of October, 2008.

  
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Randall T. Shepard  
Chief Justice of Indiana