

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA**

Michael J. Quilling, Receiver for)
 Frederick J. Gilliland,)
)
 Plaintiff,)
)
 v.)
)
 Grand Street Trust, Heartland)
 Control Trust, Future Control)
 Trust, Marie Margarite Gucco)
 Mercado Paquette, Rein Evans)
 Sestanovich, L.L.P. f/k/a Dressler)
 Rein Evans & Sestanovich, L.L.P.,)
 Melrose Escrow, Inc., and Paul J.)
 Cohen,)
)
 Defendants.)
 _____)

Case No. 3:04-CV-251

**PLAINTIFF’S NOTICE OF
VOLUNTARY DISMISSAL**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(i), Michael J. Quilling, Receiver for Frederick J. Gilliland (“Plaintiff”), files this his notice of dismissal. On May 20, 2004, Plaintiff filed a Complaint against, among others, Grand Street Trust, Heartland Control Trust, Future Control Trust, and Marie Margarite Gucco Mercado Paquette (collectively referred to as the “Mercado Defendants”). The Mercado Defendants have been served with process and have not filed an answer or a motion for summary judgment. This case is not a class action, a receiver has not been appointed in this action, nor is it governed by any federal statute that requires an order of the Court for dismissal of the case. A copy of this Notice is being sent to the Defendants’ last known address. This dismissal is without prejudice to refileing.

Dated this 9th day of April, 2007.

/s/ Michael J. Quilling
Michael J. Quilling
Quilling Selander Cumiskey & Lownds, PC
2001 Bryan Street, Suite 1800
Dallas, Texas 75201
(214) 871-2100
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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

This is to certify that on the 9th day of April, 2007, a true and correct copy of the above and foregoing Notice of Voluntary Dismissal was served via first class mail, with full and proper postage pre-paid thereon, to:

William L. Esser IV
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Three Wachovia Center
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Paul J. Cohen
9100 Wilshire Blvd., Suite 505 East
Beverly Hills, CA 90210

Marie Margarite Gueco Mercado Paquette
2701 Cartier Street
Calgary, Alberta T2T 3J5
CANADA

Individually and as Trustee for Grand Street
Trust, Heartland Control, and Control Trust

/s/ Michael J. Quilling
Michael J. Quilling