

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re: : Chapter 11
THE CONSUMERS TRUST, : Case No. 05 – 60155 (REG)
Debtor. :
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**ORDER APPROVING SETTLEMENT AGREEMENT BY AND
AMONG THE CONSUMERS TRUST, DAVID RUBIN AND
HENRY LAN, SOLELY AS THE RECEIVERS OF THE CONSUMERS TRUST, THE
OFFICIAL COMMITTEE OF UNSECURED CREDITORS, CAPLANS SOLICITORS,
RICHARD CAPLAN, AND WESLEY HARRISON**

Upon the motion (the “Motion”) of The Consumers Trust, as debtor and debtor-in-possession (the “Debtor”), and the Official Committee of Unsecured Creditors (the “Committee”) for entry of an order under Rule 9019(a) of the Federal Rules of Bankruptcy Procedure authorizing and approving the settlement agreement, by and among, the Debtor, David Rubin and Henry Lan, solely in their capacities as the receivers of the Debtor (the “Receivers”), the Committee, Caplans Solicitors, Richard Caplan, and Wesley Harrison (the “Settlement Agreement”); and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that due and proper notice of the Motion and relief requested therein having been provided in accordance with the order of the Court dated March 26, 2007 prescribing the form and manner of notice of the Motion; and it appearing that no other or further notice is necessary; and the relief requested in the Motion being in the best interests of the Debtor, its estate and creditors and that the settlement embodied in the Settlement Agreement is within the range of reasonableness; and the

Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the Motion is granted in its entirety; and it is further

ORDERED that the Settlement Agreement is hereby authorized and approved pursuant to Bankruptcy Rule 9019; and it is further

ORDERED that the Debtor, the Receivers and the Committee are hereby authorized and empowered to execute any documents and take any actions reasonable necessary to perform their obligations under the Settlement Agreement; and it is further

ORDERED that the Court will retain exclusive jurisdiction to enforce and implement the terms of the Settlement Agreement and this Order and to resolve any disputes arising in connection therewith; and it is further

ORDERED that the requirement of the service and filing of a separate memorandum of law under Local Rule 9013-1(b) in connection with the Motion be, and hereby is, deemed satisfied.

Dated: New York, New York
May __, 2007

UNITED STATES BANKRUPTCY JUDGE