

GROUP EXHIBIT 1

United States Court of Appeals
For the Seventh Circuit
Chicago, Illinois 60604

March 26, 2018

Before

DIANE P. WOOD, *Chief Judge*

WILLIAM J. BAUER, *Circuit Judge*

ILANA DIAMOND ROVNER, *Circuit Judge*

No. 17-3280

WILMINGTON TRUST,
Plaintiff-Appellee,

v.

MICHAEL STOLLER, *et al.,*
Defendants-Appellants.

Appeal from the United States District Court
for the Northern District of Illinois,
Eastern Division.

No. 1:17-cv-07278

Jorge Alonso, *Judge.*

ORDER

No judge of the court having called for a vote* on the Petition For Rehearing and Rehearing En Banc, filed by Defendants-Appellants on March 9, 2018, and all of the judges on the original panel having voted to deny the same,

IT IS HEREBY ORDERED that the Petition For Rehearing and Rehearing En Banc is DENIED.

* Judge Joel M. Flaum did not participate in the consideration of this petition.

United States Court of Appeals

For the Seventh Circuit
Chicago, Illinois 60604

January 24, 2018

Before

Hon. Diane P. Wood, Chief Circuit Judge
Hon. William J. Bauer, Circuit Judge
Hon. Ilana Diamond Rovner, Circuit Judge

WILMINGTON TRUST,
Plaintiff-Appellee,

No. 17-3280 v.

MICHAEL STOLLER, et. al.,
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] States District Court for
] the Northern District of
] Illinois, Eastern Division.
]
] No. 1:17-cv-07278
]
] Jorge L. Alonso,
] Judge.

ORDER

On consideration of the "Motion to Dismiss Appeal" filed by appellee on November 13, 2017, the "Response to Appellee's Motion to Dismiss and Cross Request for Summary Affirmance" filed by appellant on November 27, 2017, and the "Reply in Further Support of Motion to Dismiss Appeal" filed by appellee on December 12, 2017,

IT IS ORDERED that the motion is GRANTED and this appeal is DISMISSED for lack of jurisdiction.

This court has consistently reminded litigants that an order remanding a case to state court based on a lack of subject matter jurisdiction or a defect in the removal procedure is not reviewable on appeal, whether or not the decision is correct. *See, e.g., The Northern League, Inc. V. Gidney*, 558 F.3d 614 (7th Cir. 2009) (per curiam); *Rubel v.*

No. 17-3280

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Pfizer, Inc. 361 F.3d 1016 (7th Cir. 2004); *Phoenix Container, L.P. v. Sokoloff*, 235 F.3d 352, 354-55 (7th Cir. 2000); *In re Continental Casualty Co.*, 29 F.3d 292, 293 (7th Cir. 1994).

IT IS FURTHER ORDERED that appellant's motion for sanctions is DENIED.

UNITED STATES DISTRICT COURT

**FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6.1.1.2
Eastern Division**

Wilmington Trust

Plaintiff,

v.

Case No.: 1:17-cv-07278

Honorable Jorge L. Alonso

Michael Stoller, et al.

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Wednesday, November 1, 2017:

MINUTE entry before the Honorable Jorge L. Alonso: Motion hearing held. For the reasons stated on the record, Defendant Michael Stoller's motions for leave to proceed in forma pauperis [4], for attorney representation and to litigate as an indigent person [5], and motion for joinder [6] are denied as moot. Plaintiff's motion to remand case back to state court [10] is stricken. Plaintiff's motion to remand [13] is granted. Defendants' oral motion to stay this case is denied. Defendants' request for sanctions [16] is denied. This case is remanded to the Circuit Court of Cook County. Civil Case Terminated. Notices mailed by judge's staff (ntf,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6.1.1.2
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