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STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

In re a Petition for Instructions to
Construe Basic Resolution 876 of
The Port Authority of the City of
St. Paul.

FILED

Court File Nos. 62-C2-02-200043
62-CX-04-200070
62-C5-06-200031

JUN 18 2010

ORDER

COURT ADMINISTRATOR
BY CB DEPUTY

The above-entitled matters came on for hearing on February 24, 2010 before the Honorable Teresa R. Warner, District Court Judge, 1070 Ramsey County Courthouse, 15 W. Kellogg Blvd., St. Paul, Minnesota on remand from the Minnesota Supreme Court to determine whether, considering all attendant circumstances, the Objecting Bondholders' Motion to Vacate the 2002 and 2004 Orders was brought within a reasonable time. Post hearing memoranda were submitted and the matter taken under advisement March 22, 2010.

Scott G. Knudson, Esq., Briggs and Morgan, P.A., 80 South Eighth Street, Suite 2200, Minneapolis, MN 55402, Robyn Hansen, Esq., Leonard, Street and Deinard, P.A., 150 South Fifth Street, Suite 2300, Minneapolis, MN 55402, and Eric D. Larson, Esq., General Counsel and Assistant City Attorney, 1900 Landmark Tower, 345 St. Peter Street, St. Paul, MN 55102 appeared on behalf of the Port Authority of the City of St. Paul.

Phillip A. Cole, Esq., Keith J. Broady, Esq., and Brett P. Clark, Esq., Lommen, Abdo, Cole, King and Stageberg, P.A., 2000 IDS Center, 80 South 8th Street, Minneapolis, MN 55402, appeared on behalf of the Objecting Bondholders.

Based on all of the files, records, proceedings, and post-hearing submissions:

IT IS HEREBY ORDERED THAT:

1. The October 8, 2002 order in file number 62-C2-02-200043 is **VACATED**;