

IN THE COURT OF APPEALS OF MARYLAND

No. 158

September Term, 2008

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MAYOR & CITY COUNCIL OF BALTIMORE  
et al.

v.

EAST OLIVER STREET LIMITED  
PARTNERSHIP

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Bell, C.J.  
Harrell  
Battaglia  
Greene  
Murphy  
Adkins  
Barbera,

JJ.

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ORDER

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Filed: March 23, 2009

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IN THE COURT OF APPEALS OF MARYLAND

MAYOR & CITY COUNCIL OF  
BALTIMORE et al.

v.

EAST OLIVER STREET  
LIMITED PARTNERSHIP

\* In the  
\* Court of Appeals  
\* of Maryland  
\* No. 158  
\* September Term, 2008  
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ORDER

The Court having considered and granted the petition for writ of certiorari in the above-captioned case, it is this 23<sup>rd</sup> day of March, 2009,

ORDERED, by the Court of Appeals of Maryland, a majority of the Court concurring, that the Circuit Court's March 17, 2009 order denying a stay pending appeal and declining to determine amount of bond or alternate security is hereby reversed; and, it is further

ORDERED that the emergency motion for stay filed in this Court be, and it is hereby, granted as requested, conditioned upon East Oliver Street Limited Partnership, by the close of business (4:30 p.m.) on March 27, 2009: (1) paying to One House at a Time, Inc. the sum

of \$7,955.32 as reimbursement of its costs incurred as receiver in preparing for and arranging the scheduled March 24, 2009 auction of the Subject Property; and (2) posting with the Circuit Court for Baltimore City a letter of credit from a federally-chartered financial institution or supersedeas bond, in the amount of \$750,000; and it is further

ORDERED that, should any party deem the amount of the letter of credit to be significantly too low or too high, relief may be sought, upon proper evidentiary showing, from the Circuit Court for Baltimore City; and it is further

ORDERED that said case shall be remanded forthwith to the Circuit Court for Baltimore City for further proceedings.

/s/ Glenn T. Harrell, Jr.  
Glenn T. Harrell, Jr.  
Senior Judge