

United States Court of Appeals,  
Eleventh Circuit.

No. 95-5008.

In re FIRST NATIONAL BANK of BOSTON, a national banking  
association, Petitioner.

Dec. 24, 1996.

Appeal from the United States District Court for the Southern  
District of Florida (No. 95-8366-CIV-LCN), Lenore Carrero Nesbitt,  
Judge.

Before KRAVITCH, BIRCH and BLACK, Circuit Judges.

PER CURIAM:

In view of the parties' settlement of the underlying case in  
district court, the panel opinion, published at 70 F.3d 1184 (11th  
Cir.1995), is VACATED. This case is REMANDED to the district court  
with instructions that it be DISMISSED as moot.