

As used in this Notice, the term “**Governmental Unit**” has the meaning given to it in section 101(27) of the Bankruptcy Code and includes the United States; states; commonwealths; districts; territories; municipalities; foreign states; or departments, agencies, or instrumentalities of the foregoing (but not including the United States trustee while serving as a trustee under the Bankruptcy Code).

As used in this Notice, the term “**Claim**” or “**claim**” shall mean, as to or against Debtor and in accordance with section 101(5) of the Bankruptcy Code: (a) any right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) any right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

WHO MUST FILE A PROOF OF CLAIM AND THE APPLICABLE BAR DATES

The Bar Date Order establishes the following bar dates for filing proofs of claim in the Debtor’s chapter 11 case (collectively, the “**Bar Dates**”):

(a) **The General Bar Date.** Pursuant to the Bar Date Order, except as otherwise set forth below, all Entities, other than Governmental Units, that wish to assert Claims against Debtor (whether secured, unsecured priority (including prepetition administrative priority claims) or unsecured nonpriority claims) that arose on or before April 22, 2009 are required to file proofs of claim by the General Bar Date.

(b) **The Government Bar Date.** In accordance with section 502(b)(9) of the Bankruptcy Code, all Governmental Units holding Claims against Debtor (whether secured, unsecured priority priority (including prepetition administrative priority claims) or unsecured nonpriority claims) that arose on or before April 22, 2009 are required to file proofs of claim by February 1, 2010 at 5:00 p.m. prevailing Eastern time (the “**Government Bar Date**”), including Governmental Units with Claims against Debtor for unpaid taxes, whether such Claims arise from prepetition tax years or periods or prepetition transactions to which Debtor was a party.

(c) **The Rejection Bar Date.** Any Entity whose Claims arise out of the Court-approved rejection of an executory contract or unexpired lease, in accordance with section 365 of the Bankruptcy Code and pursuant to an order entered prior to the confirmation of a plan of reorganization in Debtor’s chapter 11 case, must file a proof of claim on or before the later of: (i) the General Bar Date; and (ii) 30 days after the date of the order authorizing Debtor’s rejection of the applicable contract or lease (except where otherwise provided, by agreement or order). The later of these dates is referred to in this Notice as the “**Rejection Bar Date.**”

(d) **The Administrative Claims Bar Date.** Pursuant to the Bar Date Order, except as otherwise set forth below, all Entities, including Governmental Units, that wish to assert administrative Claims, pursuant to sections 503(b) and 507(a)(2) of the Bankruptcy Code, against Debtor that arose after April 22, 2009 through and including

November 30, 2009 are required to file proofs of claim by the Administrative Claims Bar Date.

Subject to terms described above for holders of Claims subject to the Rejection Bar Date, any Entity whose prepetition Claim against Debtor is not listed in Debtor's Schedules or is listed as "disputed," "contingent," or "unliquidated" and that desires to participate in any the Debtor's chapter 11 case or share in any distribution in the Debtor's chapter 11 case, must file a proof of claim on or before the General Bar Date.

If it is unclear from the Debtor's Schedules whether your Claim is disputed, contingent, or unliquidated as to amount or is otherwise properly listed and classified, you must file a proof of claim on or before the applicable Bar Date. Any Entity that relies on the information in the Debtor's Schedules bears responsibility for determining that its Claim is accurately listed therein.

PROOFS OF CLAIM NOT REQUIRED TO BE FILED BY THE GENERAL BAR DATE

The Bar Date Order further provides that the following Entities need not file proofs of claim by the General Bar Date with respect to the claims described below:

- (a) any Entity that already has properly filed a proof of claim against Debtor **in accordance with the procedures described in this Notice;**
- (b) any Entity (i) whose Claim against Debtor is not listed as "disputed," "contingent," or "unliquidated" in the Debtor's Schedules; and (ii) that agrees with the nature, classification, and amount of its Claim as identified in the Debtor's Schedules;
- (c) any Entity whose Claim against Debtor previously has been allowed by, or paid pursuant to, an order of the Court;

PROOFS OF CLAIM NOT REQUIRED TO BE FILED BY THE ADMINISTRATIVE BAR DATE

In addition, the Bar Date Order provides that the following Entities, whose claims otherwise would be subject to the Administrative Claims Bar Date, need not file proofs of claim by the Administrative Claims Bar Date with respect to the claims described below:

- (a) any professional retained in the Debtor's chapter 11 case pursuant to section 327 or 1103 of the Bankruptcy Code;
- (b) the U.S. Trustee, on account of claims for fees payable pursuant to 28 U.S.C. § 1930;
- (c) any entity that already has filed a request for allowance of an administrative expense claim with this Court; and
- (d) any entity that has an administrative expense claim which has been allowed by an order of this Court or that previously was paid by Debtor.

In addition, the Administrative Claims Bar Date does not apply to any prepetition claims against Debtor which are subject to other applicable bar dates.

No Requirement For Stockholders or Other Interest Holders to File Proofs of Interest

Any Entity holding an interest in Debtor (an “Interest Holder”), which interest is based exclusively upon the ownership of common or preferred stock in a corporation; or warrants or rights to purchase, sell, or subscribe to such a security or interest (any such security or interest being referred to in this Notice as an “Interest”), need not file a proof of interest on or before the General Bar Date as Debtor does not anticipate there will be any recovery to the Interest Holders. Interest Holders that wish to assert Claims against Debtor that arise out of or relate to the ownership or purchase of an Interest, including Claims arising out of or relating to the sale, issuance, or distribution of the Interest, must file proofs of claim on or before the General Bar Date, unless another exception identified in this Notice applies.

CONSEQUENCES OF FAILURE TO FILE PROOF OF CLAIM

Any Entity that fails to file a proof of claim (whether for a prepetition or postpetition Claim) by the applicable Bar Date described in this Notice shall be:

(a) forever barred, estopped and enjoined from asserting any Claim against Debtor that the Entity has that (i) is in an amount that exceeds the amount, if any, that is identified in the Debtor’s Schedules on behalf of such Entity as undisputed, noncontingent, and liquidated; or (ii) is of a different nature, different classification or different priority (including any administrative claim) than any Claim identified in the Schedules on behalf of such Entity (any such Claim being referred to herein as an “Unscheduled Claim”);

(b) forever barred, estopped and enjoined from participating in any distribution from Debtor’s estate with respect to such Unscheduled Claim; and

(c) bound by the terms of (i) any chapter 11 plan that may be confirmed by the Court in Debtor’s chapter 11 case or (ii) any other order that authorizes the winding up of Debtor’s estate.

RESERVATION OF RIGHTS

Debtor reserves the right to (i) dispute, or to assert offsets or defenses to, any filed Claim or any Claim listed or reflected in the Debtor’s Schedules as to nature, amount, liability, classification, or otherwise; and (ii) subsequently designate any Claim as disputed, contingent, or unliquidated. Nothing contained in this Notice shall preclude Debtor from objecting to any Claim, whether scheduled or filed, on any grounds.

PROCEDURE FOR FILING PROOFS OF CLAIM

A signed original of a completed proof of claim, together with any accompanying or supporting documentation, must be delivered to DCA, so as to be received no later than 5:00 p.m., prevailing Eastern Time, on the applicable Bar Date.

If your claim arose on or before April 22, 2009, you may use Official Bankruptcy Form No. 10 to file Claims. In addition, a general proof of claim form (the “General Claim Form”) is included with this Notice. The General Claim Form substantially complies with Official Bankruptcy Form No. 10 and can be used to assert a claim against Debtor. If your claim arose after April 22, 2009, an administrative proof of claim form (the “Administrative Proof of Claim Form”) is included with this Notice and has been approved for use in the Debtor’s chapter 11 case.

All filed proofs of claim must (i) be written in English; (ii) be denominated in lawful currency of the United States, based upon the exchange rate in effect as of 7:00 a.m. (prevailing Eastern time) on April 22, 2009, if applicable; and (iii) conform substantially with the appropriate proof of claim form as described above. Proofs of claim may be submitted in person or by courier service, hand delivery, or mail addressed to DCA at the foregoing address. Any **proof of claim submitted by facsimile or e-mail will not be accepted and will not be deemed filed until the proof of claim is submitted by one of the methods described in the foregoing sentence.** Proofs of claim will be deemed filed only when actually received by DCA. If you wish to receive acknowledgement of DCA’s receipt of your proof of claim, you must also submit by the applicable Bar Date and concurrently with submitting your original proof of claim (a) a copy of your original proof of claim; and (b) a self-addressed, stamped return envelope. Proofs of claim must include all documentation required by Bankruptcy Rules 3001(c) and 3001(d) and the relevant proof of claim form, including an original or a copy of any written document that forms the basis of the Claim or, for secured Claims, evidence that the alleged security interest has been perfected.

ADDITIONAL INFORMATION

If you require additional information regarding the filing of a proof of claim, you may contact DCA directly by writing Delaware Claims Agency LLC, 230 N. Market St., Wilmington, DE 19801-2528. The claims register for Debtor will be available for review during normal business hours in DCA’s offices at the address identified above. Additional copies of the proof of claim form which you should use may be obtained by calling DCA.

YOU MAY WISH TO CONSULT AN ATTORNEY REGARDING THIS MATTER.

Dated: December 16, 2009

BY ORDER OF THE COURT.