

Bruce R. Zirinsky  
Gregory M. Petrick  
Angela J. Somers  
**Cadwalader, Wickersham & Taft LLP**  
100 Maiden Lane  
New York, New York 10038  
Telephone: (212) 504-6000  
Facsimile: (212) 504-6666

Deborah D. Williamson  
Texas Bar No. 21617500  
Carol E. Jendrzey  
Texas Bar No. 10617420  
**Cox & Smith Incorporated**  
112 E. Pecan Street, Suite 1800  
San Antonio, Texas 78205  
Telephone: (210) 554-5500  
Facsimile: (210) 226-8395

**PROPOSED ATTORNEYS FOR THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF  
MIRANT AMERICAS GENERATION, LLC**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

<b>In re:</b>	§	<b>Chapter 11</b>
	§	
<b>MIRANT CORPORATION, <u>et al.</u>,</b>	§	<b>Case No. 03-46590 (DML) 11</b>
	§	
<b>Debtors.</b>	§	<b>Jointly Administered</b>

**OBJECTION BY THE OFFICIAL COMMITTEE OF UNSECURED  
CREDITORS OF MIRANT AMERICAS GENERATION, LLC TO  
DEBTORS' MOTION FOR AN ORDER PURSUANT TO SECTIONS 365 AND  
554 OF THE BANKRUPTCY CODE AUTHORIZING AND APPROVING A  
PROCEDURE FOR THE REJECTION OF CERTAIN EXECUTORY CONTRACTS**

**TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:**

The Official Committee of Unsecured Creditors of Mirant Americas Generation, LLC (the "MAGI Committee") files this *Objection by the Official Committee of Unsecured Creditors of Mirant Americas Generation, LLC to Debtors' Motion for an Order Pursuant to Sections 365 and 554 of the Bankruptcy Code Authorizing and Approving a Procedure for the Rejection of Certain Executory Contracts* (the "Objection"), and respectfully represents as follows:

1. On or about July 14, 2003, Mirant Corporation ("Mirant") and its affiliated debtors (collectively, the "Debtors") filed the *Debtors' Motion for an Order Pursuant to Sections 365 and 554 of the Bankruptcy Code Authorizing and Approving a Procedure for the Rejection of Certain Executory Contracts* (the "Executory Contract Motion"), seeking to establish

procedures related to the rejection of contracts or leases determined by the Debtors, in the exercise of their business judgment, to be unnecessary and/or burdensome to the Debtors' ongoing business operations. According to the Executory Contract Motion, the Debtors intend to give five (5) business days written notice, via facsimile or overnight mail, to "(i) the counterparty under the respective contract or lease at the last known address available to the Debtors and (ii) counsel to any statutory committee of unsecured creditors." After receiving objections to the Executory Contract Motion, the Debtors agreed to a notice period of ten (10) business days.

2. The MAGI Committee objects to the Debtors' request to the extent that the Debtors fail to consult the MAGI Committee prior to seeking to reject pursuant to a shortened notice period. A shortened objection period deprives the MAGI Committee of a reasonable opportunity to consider the consequences to Mirant Americas Generation, LLC ("MAGI") in determining whether a contract or lease is unnecessary or burdensome to the Debtors' collective operations. More important, the MAGI Committee needs an opportunity to evaluate potential rejection damages that may arise and the effects, if any, on the claims of the MAGI Committee constituency.

3. The MAGI Committee encourages the Debtors to undertake an immediate analysis of all executory contracts and unexpired leases. However, the MAGI Committee proposes that the Debtors be required to seek and obtain either the consent or statement of nonobjection of the MAGI Committee prior to filing any motion seeking rejection of an executory contract or unexpired lease on an expedited basis. In the event the Debtors fail to obtain the MAGI Committee's consent or statement of nonobjection, the MAGI Committee would insist that any request to reject executory contracts or unexpired leases be pursuant to the

normal notice procedures provided under the Bankruptcy Rules for the Northern District of Texas.

4. It is appropriate for the Court to consider additional factors in determining whether a motion to reject an executory contract be granted. See *Infosystems Tech., Inc. v. Logical Software, Inc.*, C.A. No. 87-0042, 1987 U.S. Dist. LEXIS 6285 (D. Mass. June 25, 1987); *In re Huang*, 23 B.R. 798 (B.A.P. 9<sup>th</sup> Cir. 1982); *In re Monarch Tool & Mfg. Co.*, 114 B.R. 134 (Bankr. S.D. Ohio 1990). While a balancing of the equities tests was rejected in *In re Trans World Airlines, Inc.*, 261 B.R. 103 (Bankr. D. Del. 2001)("TWA"), the Court recognized that a committee has a fiduciary duty to "consider the ramifications" of any proposed contract rejection, including the impact on holders of unsecured claims. *Id.* at 122 ("Committee has considered the ramifications of rejection of the Ticket Agreement, as well as the alternatives. Having done so, the Committee has come to a different conclusion as to what is in the creditors' best interests, and has joined in motion to reject the Ticket Agreement." *Id.* at 121.) The relief requested in the Executory Contract Motion does not give sufficient opportunity to allow the MAGI Committee to exercise this fiduciary duty.

WHEREFORE, the MAGI Committee respectfully requests that the Court deny the relief as requested by the Debtors and instead require the Debtors to seek and obtain either consent or statement of nonobjection by the MAGI Committee prior to seeking an expedited hearing on the rejection of any executory contract or unexpired lease. The MAGI Committee also requests that if the Debtors are unable to obtain the consent or statement nonobjection of the MAGI Committee prior to seeking the rejection any executory contract or unexpired lease, that the Debtors be required to comply with the normal notice procedures provided for under the

Bankruptcy Rules for the Northern District of Texas and for such other and further relief to which the MAGI Committee may be justly entitled.

Dated: July 29, 2003  
Fort Worth, Texas

Respectfully submitted,

COX & SMITH INCORPORATED  
112 E. Pecan St., Suite 1800  
San Antonio, Texas 78205  
(210) 554-5500  
(210) 226-8395 (Fax)

and

CADWALADER, WICKERSHAM & TAFT LLP  
100 Maiden Lane  
New York, New York 10038  
(212) 504-6404  
(212) 504-6666 (Fax)

By:       /s/ Deborah D. Williamson        
Deborah D. Williamson  
Texas State Bar No. 21617500

**PROPOSED ATTORNEYS FOR THE OFFICIAL  
COMMITTEE OF UNSECURED CREDITORS OF  
MIRANT AMERICAS GENERATION, LLC.**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 29th day of July, 2003, a true and correct copy of the above and foregoing *Objection* was served on the parties on the attached Service List(s).

/s/ Deborah D. Williamson

Deborah D. Williamson

**MIRANT CORPORATION, ET AL.  
OFFICIAL SHORTENED SERVICE LIST  
July 18, 2003**

ANDREWS & KURTH, L.L.P.  
PAUL SILVERSTEIN  
805 THIRD AVENUE  
NEW YORK, NY 10022

ANDREWS & KURTH, L.L.P.  
JASON BROOKNER  
1717 MAIN STREET  
SUITE 3700  
DALLAS, TX 75201

ANGELIQUE RISON  
503 N MIDLAND DRIVE  
ROCKLAND, NY 10960

ATTORNEY GENERAL  
OFFICE OF THE ATTORNEY GENERAL  
714 JACKSON STREET  
6TH FLOOR  
DALLAS, TEXAS 75202

ATTORNEY GENERAL OF GEORGIA  
40 CAPITOL SQUARE, SW  
ATLANTA, GA 30303

BANK OF AMERICA SECURITIES LLC  
MICHAEL MCKENNEY  
100 NORTH TRYON  
CHARLOTTE, NC 28255-0001

BANK OF AMERICA SECURITIES LLC  
CYNTHIA GRIM  
100 NORTH TRYON  
CHARLOTTE, NC 28255-0001

BANK OF AMERICA SECURITIES LLC  
SCOTT REIFER  
300 HARMAN MEADOW BOULEVARD  
SECAUCUS, NJ 07094

BANK OF NEW YORK/UBS AG DESIGNED  
EQUITIES  
JOHN MANCUSO  
ONE WALL STREET  
14TH FLOOR  
NEW YORK, NY 10286

BANK OF NOVA SCOTIA  
FRANK SANDLER  
ONE LIBERTY PLAZA  
26TH FLOOR  
NEW YORK, NY 10006

BANK OF TOKYO-MITSUBISHI TRUST CO.  
BILL RHODES  
1251 AVENUE OF THE AMERICAS  
NEW YORK, NY 10020-1104

BANK ONE NA  
CARL SHAFER  
1717 MAIN STREET  
4TH FLOOR  
DALLAS, TX 75201

BARCLAYS BANK PLC  
MARK MANSKI  
200 PARK AVENUE  
4TH FLOOR  
NEW YORK, NY 10166

BARCLAYS BANK PLC  
EDWARD HAMWAY  
200 PARK AVENUE  
4TH FLOOR  
NEW YORK, NY 10166

BARCLAYS CAPITAL  
LARRY HAMMOND  
222 BROADWAY  
NEW YORK, NY 10038

BAYERISCHE LANDESBANK GIROZENTRALE  
SEAN O'SULLIVAN  
560 LEXINGTON AVENUE  
17TH FLOOR  
NEW YORK, NY 10022

BEAR STEARNS SECURITIES CORP.  
VINCENT MARZELLA  
ONE METROTECH CENTER NORTH  
4TH FLOOR  
BROOKLYN, NY 11201-3862

BOSTON SAFE DEPOSIT & TRUST CO.  
MELISSA TARASOVICH  
525 WILLIAM PENN PLACE  
PITTSBURGH, PA 15259

BP AMERICA, INC.  
BILLY D. DIXON  
501 WESTLAKE PARK BLVD.  
HOUSTON, TX 77079

CADWALDER, WICKERSHAM & TAFT  
BRUCE R. ZIRINSKY  
100 MAIDEN LANE  
NEW YORK, NY 10038

CIBC WORLD MARKETS CORP.  
SANJEEVA SENANANYAKE  
425 LEXINGTON AVENUE  
17TH FLOOR  
NEW YORK, NY 10022

CITIBANK, N.A.  
DAVID A. LESLIE  
3800 CITIBANK CENTER, B3-15  
TAMPA, FL 33610

CITIGROUP GLOBAL MARKETS INC.  
PAT HALLER  
333 WEST 34TH STREET  
NEW YORK, NY 10001

CITIGROUP/SALOMON SMITH BARNEY  
JOHN DORANS  
250 WEST STREET, 8TH FLOOR  
NEW YORK, NY 10013

CITIGROUP/SALOMON SMITH BARNEY  
TREVOR HOUSTON  
250 WEST STREET, 8TH FLOOR  
NEW YORK, NY 10013

CLEARY GOTTLIEB STEEN & HAMILTON  
SETH GROSSHANDLER  
ONE LIBERTY PLAZA  
NEW YORK, NY 10006

COMMERZBANK AG  
SUBASH VISWANATHAN  
2 WORLD FINANCIAL CENTER  
225 LIBERTY STREET  
NEW YORK, NY 10281-1060

COMPTROLLER OF PUBLIC ACCOUNTS  
STATE COMPTROLLER OF PUBLIC ACCOUNTS  
REVENUE ACCOUNTING  
DIVISION-BANKRUPTCY SECTION  
P.O. BOX 13528  
AUSTIN, TX 78711

CREDIT LYONNAIS AMERICAS  
DARRELL STANLEY  
1301 TRAVIS STREET  
SUITE 2100  
HOUSTON, TX 77002

CREDIT LYONNAIS NEW YORK BRANCH  
ALAN SIDRANE  
1301 AVENUE OF THE AMERICAS  
NEW YORK, NY 10019

CREDIT LYONNNAIS  
1301 AVENUE OF THE AMERICAS  
ATTN: GLENN W. MUSCOSKY, VP ASSET  
RECOVERY  
NEW YORK, NY 10019-6022

CREDIT SUISSE FIRST BOSTON  
DIDIER SIFFER  
11 MADISON AVENUE  
NEW YORK, NY 10010-3629

CREDIT SUISSE FIRST BOSTON  
MONIQUE RENTA  
11 MADISON AVENUE  
NEW YORK, NY 10010-3629

CREDIT SUISSE FIRST BOSTON  
DAVID SAWYER  
11 MADISON AVENUE  
NEW YORK, NY 10010-3629

CREDIT SUISSE FIRST BOSTON  
C/O ISSUER SERVICES  
ADP PROXY SERVICES  
51 MERCEDES WAY  
EDGEWOOD, NY 11717

CURTIS LAW FIRM, PLLC  
STEPHANIE D. CURTIS  
BANK OF AMERICA PLAZA  
901 MAIN STREET  
SUITE 6515  
DALLAS, TX 75202

DEUTSCHE BANK AG  
MARK B. COHEN  
60 WALL STREET  
NEW YORK, NY 10019

DEUTSCHE BANK AG  
ANCA TRIFAN  
60 WALL STREET  
NEW YORK, NY 10019

DEUTSCHE BANK SECURITIES INC.  
ANDREA AUGUSTINA  
1251 AVENUE OF THE AMERICAS  
NEW YORK, NY 10020

DEUTSCHE BANK SECURITIES INC.  
SCOTT HABURA  
1251 AVENUE OF THE AMERICAS  
NEW YORK, NY 10020

DEUTSCHE BANK TRUST COMPANY AMERICAS  
JOHN LASHER  
648 GRASSMERE PARK ROAD  
NASHVILLE, TN 37211

DEXIA CREDIT LOCAL  
FERNANDO FERREYEA  
445 PARK AVENUE  
8TH FLOOR  
NEW YORK, NY 10022

DRESDNER BANK, A.G.  
FRED C. THURSTON  
75 WALL STREET  
25TH FLOOR  
NEW YORK, NY 10005-2889

DRESDNER KLEINWORT WASSERSTEIN  
PAUL KEHOE  
1301 AVENUE OF THE AMERICAS  
NEW YORK, NY 10029-6163

DUKE ENERGY TRADING AND MARKETING, L.L.C  
LISA J. MELLENCAMP  
5400 WESTHEIMER COURT  
HOUSTON, TEXAS 77056

DZ BANK AG  
WILLIAM PROCASKY  
609 FIFTH AVENUE  
NEW YORK, NY 10017

ENVIRONMENTAL PROTECTION AGENCY  
FOUNTAIN PLACE 12TH FLOOR  
SUITE 1200  
1445 ROSS AVENUE  
DALLAS, TX 75202-2733

ENVIRONMENTAL PROTECTION AGENCY  
ATLANTA FEDERAL CENTER  
61 FORSYTH STREET, SW  
ATLANTA, GA 30303-3104

ENVIRONMENTAL PROTECTION AGENCY  
EPA EAST  
1201 CONSTITUTION AVENUE, N.W.  
ROOM NUMBER 4101 M  
WASHINGTON, DC 20004

EXPORT DEVELOPMENT CORPORATION  
SAMUEL ASIEDU  
151 O'CONNOR  
OTTAWA K1A 1K3  
CANADA

FEDERAL ENERGY REGULATORY COMMISSION  
MAGALIE R. SALAS  
888 FIRST STREET, N.E.  
WASHINGTON, DC 20426

FLEET NATIONAL BANK  
PEGGY PECKHAM  
FLEET NATIONAL BANK  
100 FEDERAL STREET  
12TH FLOOR  
BOSTON, MA 02110

FLEETBOSTON FINANCIAL  
100 FEDERAL STREET  
MAIL CODE MA DE 10019C  
ATTN: MARTIN A. OPPENHEIMER, SR. COUNSEL  
BOSTON, MA 02110

GARDNER CARTON & DOUGLAS LLC  
HAROLD L. KAPLAN  
191 NORTH WACKER DRIVE  
SUITE 3700  
CHICAGO, IL 60606

GARDNER CARTON & DOUGLAS LLC  
TRACY L. TREGER  
191 NORTH WACKER DRIVE  
SUITE 3700  
CHICAGO, IL 60606

GARDNER CARTON & DOUGLAS LLC  
MARK F. HEBBELN  
191 NORTH WACKER DRIVE  
SUITE 3700  
CHICAGO, IL 60606

GARDNER CARTON & DOUGLAS LLC  
SALLY SICONOLFI  
191 N WACKER DRIVE  
SUITE 3700  
CHICAGO, IL 60606

GEORGIA DEPARTMENT OF LABOR  
148 ANDREW YOUNG INTERNATIONAL BLVD. NE  
ATLANTA, GA 30303-1751

GOLDMAN, SACHS & CO.  
PATRICIA BALDWIN  
1 NEW YORK PLAZA  
45TH FLOOR  
NEW YORK, NY 10004

HALL, ESTILL, HARDWICK, GABLE, GOLDEN &  
NELSON  
STEVEN W. SOULE  
320 SOUTH BOSTON AVENUE  
SUITE 400  
TULSA, OK 74103-3708

HUNTON & WILLIAMS  
MICHAEL P. MASSAD, JR.  
ENERGY PLAZA, 30/F  
1601 BRYAN STREET  
DALLAS, TEXAS 75201-3402

HUNTON & WILLIAMS  
BENJAMIN C. ACKERLY  
RIVERFRONT PLAZA  
EAST TOWER  
951 EAST BYRD STREET  
RICHMOND, VA 23219

HUNTON & WILLIAMS LLP  
MICHAEL P. MASSAD, JR.  
ENERGY PLAZA, 30TH FLOOR  
1601 BRYAN STREET  
DALLAS, TX 75201

HYPOTHEKENS BANK  
YORAM DANKNER  
150 EAST 42ND STREET  
NEW YORK, NY 10017-4679

ING BANK NV  
CHARLES O'NEIL  
1325 AVENUE OF THE AMERICAS  
NEW YORK, NY 10019

INTERNAL REVENUE SERVICE  
SPECIAL PROCEDURES STAFF  
INTERNAL REVENUE SERVICE  
MAIL CODE 5020-DAL  
1100 COMMERCE STREET ROOM 9B8  
DALLAS, TEXAS 75242

JP MORGAN CHASE  
PAULA DABNER  
14201 DALLAS PARKWAY  
DALLAS, TX 75254

JP MORGAN CHASE  
ANTHONY IANNO  
277 PARK AVENUE  
NEW YORK, NY 10072

JP MORGAN CHASE  
BERT VALDMAN  
277 PARK AVENUE  
NEW YORK, NY 10072

JP MORGAN SECURITIES INC.  
SEAN ROONEY  
34 EXCHANGE PLACE  
JERSEY CITY, NJ 07302

KATTEN MUCHIN ZAVIS ROSENMAN  
JOHN R. WEISS  
525 WEST MONROE STREET  
SUITE 1600  
CHICAGO, IL 60661-3693

KBC BANK N.V.  
JACQUELINE BRUNETTO  
245 PEACHTREE CENTER AVENUE  
SUITE 2550  
ATLANTA, GA 30303

KBC BANK N.V.  
MICHAEL CURRAN  
125 WEST 55TH STREET  
NEW YORK, NY 10019

KELLEY DRYE & WARREN LLP  
JAMES S. CARR  
EDWARD J. LEEN  
101 PARK AVENUE  
NEW YORK, NY 10078

LANDESBANK RHEINLAND-PHALZ  
STEFAN HUBER  
GROSSE BLEICHE 54-56  
MAINZ  
D-55098  
GERMANY

LEHMAN BROTHERS INC.  
JOHN BYRNE  
70 HUDSON STREET  
JERSEY CITY, NJ 07302

LEHMAN BROTHERS, INC.  
FRANK TURNER  
745 SEVENTH AVENUE  
3RD FLOOR  
NEW YORK, NY 10019

MAYER, BROWN & PLATT  
JOSEPH P. COLLINS  
190 SOUTH LASALLE STREET  
CHICAGO, IL 60603

MCCREARY, VESELKA, BRAGG & ALLEN, P.C.  
MICHAEL REED, ESQ.  
P.O. BOX 26990  
AUSTIN, TX 78755

MERRILL LYNCH PROFESSIONAL CLEARING  
CORP.  
ROMALO CATALANO  
101 HUDSON STREET  
JERSEY CITY, NJ 07302

MIZUHO CORPORATE BANK  
JAMES MASTERS  
191 PEACHTREE STREET, NE  
SUITE 3825  
ATLANTA, GA 30303

MIZUHO CORPORATE BANK  
YASUO IMAIZUMI  
1251 AVENUE OF THE AMERICAS  
NEW YORK, NY 10020

MIZUHO CORPORATE BANK  
NOEL PURCELL  
1251 AVENUE OF THE AMERICAS  
NEW YORK, NY 10020

MORGAN STANLEY  
WILLIAM MCCOY  
1221 AVENUE OF THE AMERICAS  
NEW YORK, NY 10020

MORGAN STANLEY & CO. INC  
VICTOR REICH  
ONE PIERREPONT PLAZA  
BROOKLYN, NY 11201

MORGAN STANLEY SENIOR FUNDING INC.  
DANIEL ALLEN  
1633 BROADWAY  
25TH FLOOR  
NEW YORK, NY 10019

MORRISON & FOERSTER LLP  
LARREN M. NASHESKY  
1290 AVENUE OF THE AMERICAS  
NEW YORK, NY 10104-0050

MORRISON & FOERSTER LLP  
KENNETH W. IRVIN  
200 PENNSYLVANIA AVENUE, NW  
SUITE 5500  
WASHINGTON, DC 20006-1888

NEUBERGER BERMAN LLC  
605 THIRD AVENUE  
NEW YORK, NY 10158

NEUBERGER BERMAN LLC  
C/O ISSUER SERVICES  
ADP PROXY SERVICES  
51 MERCEDES WAY  
EDGEWOOD, NY 11717

NEW YORK MERCANTILE EXCHANGE, INC.  
BRIAN REGAN  
WORLD FINANCIAL CENTER  
ONE NORTH END AVENUE  
NEW YORK, NY 10282

OFFICE OF ATTORNEY GENERAL  
MAIN JUSTICE BUILDING  
ROOM 5111  
10TH & CONSTRUCTION AVENUE, N.W.  
WASHINGTON, DC 20530

PERSHING SECURITIES CORPORATION  
AL HERNANDEZ  
1 PERSHING PLAZA  
JERSEY CITY, NJ 07399

REFCO GROUP LTD., LLC  
DENNIS KLEJNA  
ONE WORLD FINANCIAL CENTER  
200 LIBERTY STREET, TOWER A  
NEW YORK, NY 10281-1094

ROBERTS & GRANT, P.C.  
T. GLOVER ROBERTS  
3102 OAK LAWN AVENUE  
SUITE 700  
DALLAS, TX 75219

ROBERTS & GRANT, P.C.  
RICHARD G. GRANT  
3102 OAK LAWN AVENUE  
SUITE 700  
DALLAS, TX 75219

SECURITIES AND EXCHANGE COMMISSION  
ANGELA D DODD  
MIDWEST REGIONAL OFFICE  
175 W. JACKSON BLVD, STE 900  
CHICAGO, IL 60604

SHEARMAN & STERLING  
FREDRIC SOSNICK  
599 LEXINGTON AVENUE  
NEW YORK, NY 10022-6069

STATE STREET BANK AND TRUST COMPANY  
TIM MURRAY  
1776 HERITAGE DRIVE  
GLOBAL CORPORATION ACTION UNIT  
QUINCY, MA 02171

STROOCK & STROOCK & LAVAN, LLP  
MARVIN J. GOLDSTEIN  
180 MAIDEN LANE  
NEW YORK, NY 10038-4982

STROOCK & STROOCK & LAVAN, LLP  
MARK A. SPEISER  
180 MAIDEN LANE  
NEW YORK, NY 10038-4982

TD SECURITIES (USA) INC.  
RON ZELLER  
31 WEST 52ND STREET  
NEW YORK, NY 10019-6101

TD SECURITIES (USA) INC.  
DEBORAH GRAVINESE  
31 WEST 52ND STREET  
NEW YORK, NY 10019-6101

TEXAS WORKFORCE COMMISSION  
TEC BUILDING BANKRUPTCY  
101 EAST 15TH STREET  
AUSTIN, TEXAS 78778

THE BANK OF NEW YORK  
CECILE LAMARCO  
ONE WALL STREET  
NEW YORK, NY 10286

THE NORTHERN TRUST COMPANY  
KAREN GREENE  
801 CANAL C-IN  
CHICAGO, IL 60607

THE NORTHERN TRUST COMPANY  
ROBERT VALENTINE  
801 CANAL C-IN  
CHICAGO, IL 60607

THE ROYAL BANK OF SCOTLAND  
THOMAS KEEFE  
101 PARK AVENUE  
NEW YORK, NY 10178

THE ROYAL BANK OF SCOTLAND  
BETHANY THOMAS  
101 PARK AVENUE  
NEW YORK, NY 10178

THE ROYAL BANK OF SCOTLAND  
MING CHU  
101 PARK AVENUE  
NEW YORK, NY 10178

THE ROYAL BANK OF SCOTLAND PLC  
GAURI KETCHER  
101 PARK AVENUE  
NEW YORK, NY 10178

THE ROYAL BANK OF SCOTLAND PLC  
CHARLES GREER  
101 PARK AVENUE  
NEW YORK, NY 10178

THOMPSON & KNIGHT, LLP  
DAVID BENNETT  
1700 PACIFIC AVENUE  
SUITE 3300  
DALLAS, TX 75201-4693

UBS SECURITIES LLC  
CARLOS LEDE  
677 WASHINGTON BOULEVARD  
STAMFORD, CT 06901

UBS WARBURG  
DAVID KALAL  
IMPAIRED LOAN MANAGEMENT  
STAMFORD BRANCH  
677 WASHINGTON BOULEVARD  
STAMFORD, CT 06901

UBS WARBURG  
WALTER HULSE  
299 PARK AVENUE  
NEW YORK, NY 10171

UNITED STATES ATTORNEY  
OFFICE OF THE UNITED STATES ATTORNEY  
3RD FLOOR, 1100 COMMERCE STREET  
DALLAS, TEXAS 75242

UNITED STATES TRUSTEE'S OFFICE  
GEORGE F. MCELREATH  
EARLE CABELL FEDERAL BUILDING  
1100 COMMERCE STREET  
ROOM 9C60  
DALLAS, TX 75242

US BANK NATIONAL ASSOCIATION  
KEITH FROHILCHER  
1555 RIVERCENTER DRIVE  
SUITE 0300  
MILWAUKEE, WI 53212

WACHOVIA SECURITIES  
JILL AKRE  
1339 CHESTNUT STREET  
3RD FLOOR  
PHILADELPHIA, PA 19107

WACHOVIA SECURITIES  
CAPERTON PUTT  
GA9174, 999 PEACHTREE STREET  
ATLANTA, GA 30309

WACHOVIA SECURITIES  
GEN SIMMS  
CLASS ACTION AND BANKRUPTCY  
111 8TH AVENUE  
NEW YORK, NY 10011

WEIL, GOTSHAL & MANGES, LLP  
STEVE A. YOUNGMAN  
100 CRESCENT COURT  
SUITE 1300  
DALLAS, TEXAS 75201-6950

WELLS FARGO BANK MINNESOTA NA  
C/O ISSUER SERVICES  
ADP PROXY SERVICES  
51 MERCEDES WAY  
EDGEWOOD, NY 11717

WELLS FARGO BANK MINNESOTA NA  
1600 EAST MADISON AVENUE  
MANKATO, MN 56001

WESTDEUTSCHE LANDESBANK GIROZENTRALE  
FELICIA LAFORGIA  
1211 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036