

Having read the motion record filed
Main Counsel for WestLB, Independent
Counsel for the Receiver, for the Ad
HOC Committee of Creditors & in the
presence of Mr. Denester a unit holder &
having heard the concerns raised by
Mr. Mancini on behalf of Parker Const.
I am now the less satisfied that after the
support of the other interested parties more
of which are opposing the urgent need
for continued financing if the bankruptcy
as to Denester but it is appropriate
that the order sought issue in
the form filed & made

MaCann

ONTARIO
SUPERIOR COURT OF JUSTICE
COMMERCIAL LIST

Proceeding commenced at Toronto

MOTION RECORD
(Returnable November 12, 2010)

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