

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
FORT LAUDERDALE DIVISION

[www.flsb.uscourts.gov](http://www.flsb.uscourts.gov)

In re:	)	Chapter 11 Cases
	)	
TOUSA, INC., <i>et al.</i> , <sup>1</sup>	)	Case No. 08-10928-JKO
	)	
Debtors.	)	Jointly Administered
	)	

**NOTICE OF FILING**  
**AFFIDAVIT OF SERVICE**

PLEASE TAKE NOTICE that the undersigned, co-counsel for the Official Committee of Unsecured Creditors, files the attached Affidavit of Service by Rebecca Barloon attesting to service of the following:

*Motion of Natalie E. Levine to Appear Pro Hac Vice* [D.E. 1651]; and,

*Statement of the Official Committee of Unsecured Creditors of TOUSA, Inc., et al., Regarding the Debtors' Motion for an Order Approving Agreement Between TOUSA Homes, Inc. and Masco Corporation and Certain of its Subsidiaries to (A) Setoff and Settle Certain Prepetition Obligations and (B) Assume Certain Prepetition Contracts* [D.E. 1669].

<sup>1</sup> The Debtors in the cases are: TOUSA, Inc.; Engle Homes Commercial Construction, LLC; Engle Homes Delaware, Inc.; Engle Homes Residential Construction, L.L.C.; Engle Siena Verde P4, LLC; Engle Sierra Verde P5, LLC; Engle/Gilligan LLC; Engle/James LLC; LB/TE #1, LLC; Lorton South Condominium, LLC; McKay Landing LLC; Newmark Homes Business Trust; Newmark Homes Purchasing, L.P.; Newmark Homes, L.L.C.; Newmark Homes, L.P.; Preferred Builders Realty, Inc.; Reflection Key, LLC; Silverlake Interests, L.L.C.; TOI, LLC; TOUSA Associates Services Company; TOUSA Delaware, Inc.; TOUSA Funding, LLC; TOUSA Homes Arizona, LLC; TOUSA Homes Colorado, LLC; TOUSA Homes Florida, L.P.; TOUSA Homes Investment #1, Inc.; TOUSA Homes Investment #2, Inc.; TOUSA Homes Investment #2, LLC; TOUSA Homes Mid-Atlantic Holding, LLC; TOUSA Homes Mid-Atlantic, LLC; TOUSA Homes Nevada, LLC; TOUSA Homes, Inc.; TOUSA Homes, L.P.; TOUSA Investment #2, Inc.; TOUSA Mid-Atlantic Investment, LLC; TOUSA Realty, Inc.; TOUSA, LLC; TOUSA/West Holdings, Inc., and Beacon Hill at Mountain's Edge, LLC.



Dated: August 25, 2008.

Respectfully submitted,

I hereby certify that I am admitted to the Bar of the United States District Court for the Southern District of Florida and I am in compliance with the additional qualifications to practice in this court set forth in Local Rule 2090-1(A).

**STEARNS WEAVER MILLER WEISSLER  
ALHADEFF & SITTERSON, P.A.**

By:         /s/ Patricia A. Redmond          
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-and-

We hereby certify that the undersigned attorneys are appearing pro hac vice in this matter pursuant to Court orders dated February 27, 2008 and March 3, 2008.

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TOUSA, INC., <i>et al.</i> , <sup>1</sup>	)	Case No. 08-10928-JKO
	)	
Debtors.	)	Jointly Administered
	)	

STATE OF NEW YORK )

REBECCA BARLOON

1. Deponent is not a party to this action, is over 18 years of age and is an employee of Akin Gump Strauss Hauer & Feld LLP, 590 Madison Avenue, New York, New York 10022.
2. On August 22, 2008, I caused true and correct copies of the following documents:
  - (i) Motion of Natalie E. Levine to Appear Pro Hac Vice;
  - (ii) Statement of the Official Committee of Unsecured Creditors of TOUSA, Inc., et al. Regarding the Debtors' Motion for an Order Approving Agreement between TOUSA

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<sup>1</sup> The Debtors in the cases are: TOUSA, Inc.; Engle Homes Commercial Construction, LLC; Engle Homes Delaware, Inc.; Engle Homes Residential Construction, L.L.C.; Engle Sierra Verde P4, LLC; Engle Sierra Verde P5, LLC; Engle/Gilligan LLC; Engle/James LLC; LB/TE #1, LLC; Lorton South Condominium, LLC; McKay Landing LLC; Newmark Homes Business Trust; Newmark Homes Purchasing, L.P.; Newmark Homes, L.L.C.; Newmark Homes, L.P.; Preferred Builders Realty, Inc.; Reflection Key, LLC; Silverlake Interests, L.L.C.; TOI, LLC; TOUSA Associates Services Company; TOUSA Delaware, Inc.; TOUSA Funding, LLC; TOUSA Homes Arizona, LLC; TOUSA Homes Colorado, LLC; TOUSA Homes Florida, L.P.; TOUSA Homes Investment #1, Inc.; TOUSA Homes Investment #2, Inc.; TOUSA Homes Investment #2, LLC; TOUSA Homes Mid-Atlantic Holding, LLC; TOUSA Homes Mid-Atlantic, LLC; TOUSA Homes Nevada, LLC; TOUSA Homes, Inc.; TOUSA Homes, L.P.; TOUSA Investment #2, Inc.; TOUSA Mid-Atlantic Investment, LLC; TOUSA Realty, Inc.; TOUSA, LLC; and TOUSA/West Holdings, Inc.

Homes, Inc. and Masco Corporation and Certain of its Subsidiaries to (A) Setoff and Settle Certain Prepetition Obligations and (B) Assume Certain Prepetition Contracts,

to be served via email on the parties listed on the annexed Service List A and via first class mail, postage prepaid, on the parties listed on the annexed Service List B.

/s/ Rebecca Barloon  
Rebecca Barloon

Sworn to before me this  
25th of August, 2008

/s/ Roselynn Mizner  
Roselynn D. Mizner  
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