

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
FORT LAUDERDALE DIVISION  
[www.flsb.uscourts.gov](http://www.flsb.uscourts.gov)

In re:  
TOUSA, INC., *et al.*,

Debtors.

OFFICIAL COMMITTEE OF UNSECURED  
CREDITORS OF TOUSA, INC., *ET AL.*,

Plaintiff,

vs.

TECHNICAL OLYMPIC, S.A.;  
KONSTANTINOS STENGOS; ANTONIO  
MON; TOMMY MCADEN; ANDREAS  
STENGOS; GEORGE STENGOS; LARRY  
HORNER; WILLIAM HASLER; MICHAEL  
POULOS; MARIANNA STENGOU; SUSAN  
PARKS; J. BRYAN WHITWORTH; PAUL  
BERKOWITZ; CANDACE CORRA; RUSSELL  
DEVENDORF; BRIAN KONDERIK; TOM  
MCANDREW; DAVE SCHOENBORN;  
GORDON STEWART; and STEPHEN  
WAGMAN,

Defendants.

Chapter 11 Cases

Case No. 08-10928-JKO

Jointly Administered

Adv. Pro. No. 09-01616

**PLAINTIFF THE COMMITTEE OF UNSECURED CREDITORS OF TOUSA INC.'S  
INITIAL DISCLOSURES UNDER FRCP 26(a)(1)**

Pursuant to Rule 26(a)(1) of the Federal Rules of Civil Procedure, plaintiff, the Official Committee of Unsecured Creditors of TOUSA Inc. (the "Committee"), by its undersigned attorneys, provides the initial disclosures described below. The Committee makes these disclosures without waiver of any claim of privilege, work product protection, or other basis for

non-disclosure. These disclosures are based on the information reasonably available at this time. The Committee reserves the right to supplement, amend, or alter these disclosures based on information obtained in the course of discovery and litigation in this matter or otherwise. The Committee further reserves the right to seek discovery from and related to other persons who may subsequently become known as persons likely to have discoverable information relevant to the Committee's claims.

**A. Individuals Likely to Have Discoverable Information**

The names and, if known, the addresses of individuals likely to have discoverable information that the Committee may use to support its claims or defenses, unless solely for impeachment, follow.<sup>1</sup> The Committee reserves the right to supplement this list at a later date, if necessary.

	<b>Individual</b>	<b>Contact Information</b>	<b>Subject</b>
1.	Konstantinos Stengos	c/o Andrew D. Zaron, Esq. Hunton & Williams LLP 1111 Brickell Avenue Suite 2500 Miami, FL 33131	Mr. Stengos is a defendant in this matter.
2.	Antonio Mon	c/o Peter E. Shapiro, Esq. Shutts & Bowen LLP 200 E. Broward Blvd. Suite 2100 Ft. Lauderdale, FL 33301	Mr. Mon is a defendant in this matter.

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<sup>1</sup> With the exception of Defendants in this action, if the contact information provided for an individual is an attorney, that attorney represented the individual in connection with deposition testimony provided in the Fraudulent Conveyance Action. Otherwise, the contact information listed is based on publicly-available information for that individual or entity.

<b>Individual</b>	<b>Contact Information</b>	<b>Subject</b>
3. Tommy McAden	c/o Lisa Markofsky, Esq. Proskauer Rose LLP 2255 Glades Rd #340W Boca Raton, FL 33431	Mr. McAden is a defendant in this matter.
4. Andreas Stengos	c/o Andrew D. Zaron, Esq. Hunton & Williams LLP 1111 Brickell Avenue Suite 2500 Miami, FL 33131	Mr. Stengos is a defendant in this matter.
5. George Stengos	c/o Andrew D. Zaron, Esq. Hunton & Williams LLP 1111 Brickell Avenue Suite 2500 Miami, FL 33131	Mr. Stengos is a defendant in this matter.
6. Larry Horner	c/o Dennis P. Waggoner, Esq. Hill, Ward & Henderson P.A. 101 East Kennedy Blvd. Suite 3700 P.O. Box 2231 Tampa, FL 33602	Mr. Horner is a defendant in this matter.
7. William Hasler	c/o Dennis P. Waggoner, Esq. Hill, Ward & Henderson P.A. 101 East Kennedy Blvd. Suite 3700 P.O. Box 2231 Tampa, FL 33602	Mr. Hasler is a defendant in this matter.
8. Michael Poulos	c/o Dennis P. Waggoner, Esq. Hill, Ward & Henderson P.A. 101 East Kennedy Blvd. Suite 3700 P.O. Box 2231 Tampa, FL 33602	Mr. Poulos is a defendant in this matter.
9. Marianna Stengou	c/o Andrew D. Zaron, Esq. Hunton & Williams LLP 1111 Brickell Avenue Suite 2500 Miami, FL 33131	Ms. Stengou is a defendant in this matter.

Individual	Contact Information	Subject
10. Susan Parks	c/o Dennis P. Waggoner, Esq. Hill, Ward & Henderson P.A. 101 East Kennedy Blvd. Suite 3700 P.O. Box 2231 Tampa, FL 33602	Ms. Parks is a defendant in this matter.
11. J. Bryan Whitworth	c/o Dennis P. Waggoner, Esq. Hill, Ward & Henderson P.A. 101 East Kennedy Blvd. Suite 3700 P.O. Box 2231 Tampa, FL 33602	Mr. Whitworth is a defendant in this matter.
12. Paul Berkowitz	c/o Jeffrey T. Foreman, Esq. Kenny Nachwalter, P.A. 201 South Biscayne Boulevard Suite 1100 Miami, FL 33131-4327	Mr. Berkowitz is a defendant in this matter.
13. Candace Corra	c/o William L. Petros, Esq. Petros & Elegant 4090 Laguna Street 2nd Floor Coral Gables, FL 33146	Ms. Corra is a defendant in this matter.
14. Russell Devendorf	c/o Jeffrey T. Foreman, Esq. Kenny Nachwalter, P.A. 201 South Biscayne Boulevard Suite 1100 Miami, FL 33131-4327	Mr. Devendorf is a defendant in this matter.
15. Brian Konderik	c/o Maria P. Gonzales, Esq. Tew Cardenas, LLP Four Seasons 15th Floor 1441 Brickell Avenue Miami, FL 33131-4336	Mr. Konderik is a defendant in this matter.
16. Tom McAndrew	c/o William L. Petros, Esq. Petros & Elegant 4090 Laguna Street 2nd Floor Coral Gables, FL 33146	Mr. McAndrew is a defendant in this matter.

Individual	Contact Information	Subject
17. Dave Schoenborn	c/o Jeffrey T. Foreman, Esq. Kenny Nachwalter, P.A. 201 South Biscayne Boulevard Suite 1100 Miami, FL 33131-4327	Mr. Schoenborn is a defendant in this matter.
18. Gordon Stewart	c/o William L. Petros, Esq. Petros & Elegant 4090 Laguna Street 2nd Floor Coral Gables, FL 33146	Mr. Stewart is a defendant in this matter.
19. Stephen Wagman	c/o Jeffrey T. Foreman, Esq. Kenny Nachwalter, P.A. 201 South Biscayne Boulevard Suite 1100 Miami, FL 33131-4327	Mr. Wagman is a defendant in this matter.
20. Samuel Bakhshandehpour	J.P. Morgan Securities Inc. Real Estate & Lodging Investment Banking 1999 Avenue of the Stars 27th Floor Los Angeles, CA 90067	Mr. Bakhshandehpour was a financial advisor to the Stengos Defendants. He is expected to have knowledge regarding the Stengos Defendants' consideration of the Transaction.
21. Evan Laskin	J.P. Morgan Securities Inc. Real Estate & Lodging Investment Banking 277 Park Avenue 2nd Floor New York, NY 10172	Mr. Laskin was a member of the JP Morgan team that provided advice to the Stengos Defendants. He is expected to have knowledge regarding the Stengos Defendants' consideration of the Transaction.
22. Carlos R. Mouynes	JPMorgan Securities, Inc. 1999 Avenue of the Stars 27th Floor Los Angeles, CA 90067	Mr. Mouynes was a member of the JP Morgan team that provided advice to the Stengos Defendants. He is expected to have knowledge regarding the Stengos Defendants' consideration of the Transaction.
23. Anoop Varghese	J.P. Morgan Securities Inc. Real Estate, Lodging & Gaming 277 Park Avenue 3rd Floor New York, NY 10172	Mr. Varghese was a member of the JP Morgan team that provided advice to the Stengos Defendants. He is expected to have knowledge regarding the Stengos Defendants' consideration of the Transaction.

<b>Individual</b>	<b>Contact Information</b>	<b>Subject</b>
24. Robert Bruce Den Uyl	c/o Joseph Baio, Esq. Willkie Farr & Gallagher, LLP 787 Seventh Avenue New York, NY 10019-6099	Mr. Den Uyl was a Managing Director of AlixPartners and member of the AlixPartners team engaged by the Debtors. He is expected to have knowledge regarding the Alix Opinion and the Debtors' financial condition prior to the Transaction.
25. Jared Yerian	c/o Joseph Baio, Esq. Willkie Farr & Gallagher, LLP 787 Seventh Avenue New York, NY 10019-6099	Mr. Yerian was a Managing Director of AlixPartners and member of the AlixPartners team engaged by the Debtors. He is expected to have knowledge regarding the Alix Opinion and the Debtors' financial condition prior to the Transaction.
26. John Dischner	c/o Joseph Baio, Esq. Willkie Farr & Gallagher, LLP 787 Seventh Avenue New York, NY 10019-6099	Mr. Dischner was a Director of AlixPartners and member of the AlixPartners team engaged by the Debtors. He is expected to have knowledge regarding the Alix Opinion and the Debtors' financial condition prior to the Transaction.
27. Evelyn Ni	c/o Joseph Baio, Esq. Willkie Farr & Gallagher, LLP 787 Seventh Avenue New York, NY 10019-6099	Ms. Ni was a Vice President of AlixPartners and member of the AlixPartners team engaged by the Debtors. She is expected to have knowledge regarding the Alix Opinion and the Debtors' financial condition prior to the Transaction.
28. Lawrence Young	c/o Joseph Baio, Esq. Willkie Farr & Gallagher, LLP 787 Seventh Avenue New York, NY 10019-6099	Mr. Young was a Managing Director of AlixPartners and member of the AlixPartners team engaged by the Debtors. He is expected to have knowledge regarding the Alix Opinion and the Debtors' financial condition prior to the Transaction.
29. Jared Doskow	c/o AlixPartners 40 West 57th Street New York, NY 10019	Mr. Doskow was a member of the AlixPartners team engaged by the Debtors. He is expected to have knowledge regarding the Alix Opinion and the Debtors' financial condition

Individual	Contact Information	Subject
30. Kevin P. Clancy	J.H. Cohn LLP 333 Thornall Street Edison, NJ 08837	prior to the Transaction.  Mr. Clancy served as an expert witness for the Committee in the Fraudulent Conveyance Action and submitted an expert report relevant to the Conveying Subsidiaries' insolvency or financial condition at the time of the Transaction or the effect of the Transaction on the Conveying Subsidiaries.
31. Charles A. Hewlett	RCLCO 7200 Wisconsin Avenue 7th Floor Bethesda, MD 20814	Mr. Hewlett served as an expert witness for the Committee in the Fraudulent Conveyance Action and submitted an expert report relevant to the Conveying Subsidiaries' insolvency or financial condition at the time of the Transaction or the effect of the Transaction on the Conveying Subsidiaries.
32. Amy Lynn Benbrook	J.H. Cohn LLP 333 Thornall Street Edison, NJ 08837	Ms. Benbrook served as an expert witness for the Committee in the Fraudulent Conveyance Action and submitted an expert report relevant to the Conveying Subsidiaries' insolvency or financial condition at the time of the Transaction or the effect of the Transaction on the Conveying Subsidiaries.
33. William Q. Derrough	Moelis & Company 245 Park Avenue 32nd Floor New York, NY 10167	Mr. Derrough served as an expert witness for the Committee in the Fraudulent Conveyance Action and submitted an expert report relevant to the Conveying Subsidiaries' insolvency or financial condition at the time of the Transaction or the effect of the Transaction on the Conveying Subsidiaries.
34. David Kaplan	c/o Jeffrey G. Landis, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W.	Mr. Kaplan was an advisor to the Debtors and Defendant Mon. He is expected to have knowledge regarding

<b>Individual</b>	<b>Contact Information</b>	<b>Subject</b>
	Washington, D.C. 20005	the Debtors' financial condition prior to the Transaction and the TOUSA Board's consideration of the Transaction.
35. David Cobb	c/o Jeffrey M. Gould, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Cobb was President of the Debtors' Orlando Division. He is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
36. Cheryl Kypreos	c/o Jeffrey M. Gould, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Ms. Kypreos was President of the Debtors' Las Vegas Division. She is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
37. Carl Mulac	c/o Jeffrey M. Gould, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Mulac was Group President of the Debtors' Phoenix Division. He is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
38. Jeremy Campos	c/o Jeffrey M. Gould, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Campos was Director of Financial Planning and Analysis for the Debtors. He is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
39. Ana Correa	c/o Jeffrey G. Landis, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Ms. Correa was the Treasury Manager for the Debtors. She is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
40. John Kraynick	c/o Sun Terra Communities 1750 W. Broadway Suite 111 Oviedo, Fl 32765	Mr. Kraynick was Executive Vice President of certain of the Debtors' subsidiaries, including certain of the Conveying Subsidiaries. He is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction and circumstances surrounding the approval of the Transaction.

Individual	Contact Information	Subject
41. Jason Engelman	c/o Matthew E. Papez, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Engelman was Director of Structured Finance for the Debtors. He is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
42. Randy Kotler	c/o Bridget O'Connor, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Kotler was Chief Accounting Officer and Interim CFO for the Debtors, and worked for Ernst & Young on projects involving the Debtors. He is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
43. Angie Valdes	c/o Bridget O'Connor, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Ms. Valdes was Vice President and Chief Accounting Officer for the Debtors. She is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
44. Ernest Rodriguez	c/o Matthew E. Papez, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Rodriguez was a Senior Financial Analyst for the Debtors. He is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
45. Steve Sisson	c/o Matthew E. Papez, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Sisson was the Tax Director for the Debtors. He is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
46. George Yeonas	c/o Bridget O'Connor, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Yeonas was the Chief Operating Officer for the Debtors. He is expected to have knowledge regarding the Debtors' financial condition prior to the Transaction.
47. Michael Glass	c/o TOUSA, Inc. 4000 Hollywood Blvd. Suite 500 N Hollywood, FL 33021	Mr. Glass was an officer of certain of the Debtors and attended meetings of the TOUSA Board. He is expected to have knowledge regarding the

Individual	Contact Information	Subject
		TOUSA Board's consideration of the Transaction.
48. Mark Upton	c/o TOUSA, Inc. 4000 Hollywood Blvd. Suite 500 N Hollywood, FL 33021	Mr. Upton was an officer of certain of the Debtors and attended meetings of the TOUSA Board. He is expected to have knowledge regarding the TOUSA Board's consideration of the Transaction.
49. Richard Jerman	c/o TOUSA, Inc. 4000 Hollywood Blvd. Suite 500 N Hollywood, FL 33021	Mr. Jerman was an employee of the Debtors and attended meetings of the TOUSA Board. He is expected to have knowledge regarding the TOUSA Board's consideration of the Transaction.
50. Jeff Vogt	c/o TOUSA, Inc. 4000 Hollywood Blvd. Suite 500 N Hollywood, FL 33021	Mr. Vogt was an officer of certain of the Debtors and attended meetings of the TOUSA Board. He is expected to have knowledge regarding the TOUSA Board's consideration of the Transaction.
51. Peter Strawser	c/o TOUSA, Inc. 4000 Hollywood Blvd. Suite 500 N Hollywood, FL 33021	Mr. Strawser was employed by the Debtors and attended meetings of the TOUSA Board. He is expected to have knowledge regarding the TOUSA Board's consideration of the Transaction.
52. Terri Trimmer	c/o TOUSA, Inc. 4000 Hollywood Blvd. Suite 500 N Hollywood, FL 33021	Ms. Trimmer was an officer employed by the Debtors and attended meetings of the TOUSA Board. She is expected to have knowledge regarding the TOUSA Board's consideration of the Transaction.
53. Marni McManus	c/o Thomas J. Hall, Esq. Chadbourne & Parke LLP 30 Rockefeller Plaza New York, NY 10112	Ms. McManus was a Relationship Manager for Citi, which was a lender to the Debtors. She is expected to have knowledge regarding the financial condition of the Debtors' prior to the Transaction and circumstances surrounding the

Individual	Contact Information	Subject
54. Richard Moriarty	Citi Global Headquarters 399 Park Avenue New York, NY 10043	TOUSA Board's consideration of the Transaction.  Mr. Moriarty was employed by Citi, which was a lender to the Debtors. He is expected to have knowledge regarding the financial condition of the Debtors' prior to the Transaction and circumstances surrounding the TOUSA Board's consideration of the Transaction.
55. David Mode	c/o Thomas J. Hall, Esq. Chadbourne & Parke LLP 30 Rockefeller Plaza New York, NY 10112	Mr. Mode was a Managing Director for Citi, which was a lender to the Debtors. He is expected to have knowledge regarding the financial condition of the Debtors' prior to the Transaction and circumstances surrounding the TOUSA Board's consideration of the Transaction.
56. Svetoslav Nikov	c/o Thomas J. McCormack, Esq. Chadbourne & Parke LLP 30 Rockefeller Plaza New York, NY 10112	Mr. Nikov was employed by Citi, which was a lender to the Debtors. He is expected to have knowledge regarding the financial condition of the Debtors' prior to the Transaction and circumstances surrounding the TOUSA Board's consideration of the Transaction.
57. Andrew Moye	c/o Jonathan Cross, Esq. Chadbourne & Parke LLP Attorneys for Citibank North America 30 Rockefeller Plaza New York, NY 10112	Mr. Moye was the President of Crown Appraisal Group. He is expected to have knowledge regarding valuation of the Debtors' properties.
58. Mark Shapiro	c/o Jennifer H. Rearden, Esq. Gibson, Dunn & Crutcher LLP 200 Park Avenue New York, NY 10166-0193	Mr. Shapiro was a member of the Lehman Brothers team engaged by the Debtors. He is expected to have knowledge regarding the Lehman Advice and the circumstances surrounding the TOUSA Board's consideration of the Transaction.

Individual	Contact Information	Subject
59. Andrew N. Rosenberg	Paul, Weiss, Rifkind, Wharton & Garrison LLP 1285 Avenue of the Americas New York, NY 10019-6064	Mr. Rosenberg served as counsel to Capital Research Management Company (“Cap Re”), a lender to the Debtors. He is expected to have knowledge regarding Cap Re’s communications with the Debtors regarding the Transaction.
60. John R. Boken	c/o Daniel T. Donovan, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Boken was Chief Restructuring Officer for the Debtors. He is expected to have knowledge regarding the Debtors’ financial condition prior to the Transaction and the circumstances surrounding the TOUSA Board’s consideration of the Transaction.
61. James Werle	c/o Matthew Papez, Esq. Kirkland & Ellis, LLP 655 15th Street, N.W. Washington, D.C. 20005	Mr. Werle was a consultant to the Debtors. He is expected to have knowledge regarding the Debtors’ financial condition prior to the Transaction and the circumstances surrounding the TOUSA Board’s consideration of the Transaction.
62. John I. Salomon	c/o Capstone Advisory Group, LLC 311 South Wacker Drive Suite 2450 Chicago, IL 60606	Mr. Salomon was an Executive Director and Member of Capstone Advisory Group. He is expected to have knowledge regarding the Debtors’ financial condition prior to the Transaction and the circumstances surrounding the TOUSA Board’s consideration of the Transaction.
63. Gilbert Sanborn	c/o Barclays Capital 200 Park Avenue New York, NY 10166	Mr. Sanborn was a member of the Lehman Brothers team engaged by the Debtors. He is expected to have knowledge regarding the Lehman Advice and the circumstances surrounding the TOUSA Board’s consideration of the Transaction.
64. Daniel Flores	c/o Barclays Capital 200 Park Avenue New York, NY 10166	Mr. Flores was a member of the Lehman Brothers team engaged by the Debtors. He is expected to have

Individual	Contact Information	Subject
65. David O'Reilly	c/o Barclays Capital 200 Park Avenue New York, NY 10166	knowledge regarding the Lehman Advice and the circumstances surrounding the TOUSA Board's consideration of the Transaction.  Mr. O'Reilly was a member of the Lehman Brothers team engaged by the Debtors. He is expected to have knowledge regarding the Lehman Advice and the circumstances surrounding the TOUSA Board's consideration of the Transaction.
66. Alexander Svoyskiy	c/o Barclays Capital 200 Park Avenue New York, NY 10166	Mr. Svoyskiy was a member of the Lehman Brothers team engaged by the Debtors. He is expected to have knowledge regarding the Lehman Advice and the circumstances surrounding the TOUSA Board's consideration of the Transaction.
67. Jeremy Snepar	c/o Barclays Capital 200 Park Avenue New York, NY 10166	Mr. Snepar was a member of the Lehman Brothers team engaged by the Debtors. He is expected to have knowledge regarding the Lehman Advice and the circumstances surrounding the TOUSA Board's consideration of the Transaction.
68. David Kurtz	Lazard Freres & Co. LLC 190 LaSalle Street 31st Floor Chicago, IL 60603	Mr. Kurtz was a member of the Lazard Freres team engaged by the Debtors. He is expected to have knowledge regarding the TOUSA Board's consideration of circumstances surrounding the Transaction.
69. Daniel Aronson	Lazard Freres & Co. LLC 190 LaSalle Street 31st Floor Chicago, IL 60603	Mr. Aronson was a member of the Lazard Freres team engaged by the Debtors. He is expected to have knowledge regarding the TOUSA Board's consideration of circumstances surrounding the Transaction.

<b>Individual</b>	<b>Contact Information</b>	<b>Subject</b>
70. Steven Goldstein	Lazard Freres & Co. LLC 30 Rockefeller Plaza New York NY 10020	Mr. Goldstein was a member of the Lazard Freres team engaged by the Debtors. He is expected to have knowledge regarding the TOUSA Board's consideration of circumstances surrounding the Transaction.
71. Joe Miller	Lazard Freres & Co. LLC 190 LaSalle Street 31st Floor Chicago, IL 60603	Mr. Miller was a member of the Lazard Freres team engaged by the Debtors. He is expected to have knowledge regarding the TOUSA Board's consideration of circumstances surrounding the Transaction.
72. Lawrence Handelsman	Stroock & Stroock & Lavan LLP 180 Maiden Lane New York, NY 10038-4982	Mr. Handelsman served as counsel to the Stengos Defendants. He is expected to have knowledge regarding the Stengos Defendant's consideration of the Transaction.
73. Zoi Stengou	c/o Technical Olympic S.A. 20 Solomou St., Alimos 174 56, Athens, Greece	Ms. Stengou is a member of the Board of Directors of Tech SA, which is named as a defendant in this matter. She is expected to have knowledge regarding the Debtors' financial condition and the circumstances surrounding the TOUSA Board's approval of the Transaction.
74. Konstantinos Rizopoulos	c/o Technical Olympic S.A. 20 Solomou St., Alimos 174 56, Athens, Greece	Mr. Rizopoulos is a member of the Board of Directors of Tech SA, which is named as a defendant in this matter. He is expected to have knowledge regarding the Debtors' financial condition and the circumstances surrounding the TOUSA Board's approval of the Transaction.
75. Stiliani Stengou	c/o Technical Olympic S.A. 20 Solomou St., Alimos 174 56, Athens, Greece	Ms. Stengou is a member of the Board of Directors of Tech SA, which is named as a defendant in this matter. She is expected to have knowledge regarding the Debtors' financial

Individual	Contact Information	Subject
76. Athanasios Klapadakis	c/o Technical Olympic S.A. 20 Solomou St., Alimos 174 56, Athens, Greece	condition and the circumstances surrounding the TOUSA Board's approval of the Transaction.  Mr. Klapadakis is a member of the Board of Directors of Tech SA, which is named as a defendant in this matter. He is expected to have knowledge regarding the Debtors' financial condition and the circumstances surrounding the TOUSA Board's approval of the Transaction.
77. Nikolaos Stathakis	c/o Technical Olympic S.A. 20 Solomou St., Alimos 174 56, Athens, Greece	Mr. Stathakis is a member of the Board of Directors of Tech SA, which is named as a defendant in this matter. He is expected to have knowledge regarding the Debtors' financial condition and the circumstances surrounding the TOUSA Board's approval of the Transaction.
78. Maria Svoli	c/o Technical Olympic S.A. 20 Solomou St., Alimos 174 56, Athens, Greece	Ms. Svoli is a member of the Board of Directors of Tech SA, which is named as a defendant in this matter. He is expected to have knowledge regarding the Debtors' financial condition and the circumstances surrounding the TOUSA Board's approval of the Transaction.
79. Ilias Koukoutsis	c/o Technical Olympic S.A. 20 Solomou St., Alimos 174 56, Athens, Greece	Mr. Koukoutsis is a member of the Board of Directors of Tech SA, which is named as a defendant in this matter. He is expected to have knowledge regarding the Debtors' financial condition and the circumstances surrounding the TOUSA Board's approval of the Transaction.
80. Alexandros Papaioannou	c/o Technical Olympic S.A. 20 Solomou St., Alimos 174 56, Athens, Greece	Mr. Papaioannou is a member of the Board of Directors of Tech SA, which is named as a defendant in this matter. He is expected to have knowledge regarding the Debtors' financial

Individual	Contact Information	Subject
		condition and the circumstances surrounding the TOUSA Board's approval of the Transaction.

**B. Documents the Committee May Use to Support Its Claims**

The documents in the Committee's possession, custody, or control that it may use to support its claims include those that were previously produced in the Fraudulent Conveyance Action, and the trial and deposition transcripts from that proceeding. Many of these documents have already been produced by the Debtors to the Defendants in this action. By letter dated January 21, 2010, counsel for the Debtors agreed to consider requests by the Defendants to produce additional documents that were previously produced in the Fraudulent Conveyance Action subject to the requesting party's agreement to be bound by the Stipulated Protective Order entered into in the Fraudulent Conveyance Action. The Committee also agrees to make available the documents previously produced in the Fraudulent Conveyance Action in its possession, custody, or control, following the requesting party's agreement to such production under the terms of the Stipulated Protective Order.

**C. Computation of Damages**

The Committee's claims for damages against Defendants are premised upon the harm caused by certain Defendants' breaches of their fiduciary duties of care and loyalty and other Defendants' aiding and abetting of those breaches. These acts resulted in the Conveying Subsidiaries being forced to take on new debt obligations secured by the Conveying Subsidiaries' assets in order for the Debtors to repay an old debt for which the Conveying Subsidiaries were not liable. The exact computation of such damages will be developed as discovery progresses in this case.

**D. Insurance**

The insurance agreements under which an insurance business may be liable to satisfy all or part of a judgment entered against the Defendants in this action are annexed as exhibits to the Adversary Complaint in *TOUSA, Inc. et al. v. Federal Insurance Company et al.*, Adv. Pro. No. 09-02281-JKO. The Committee will provide copies of the agreements upon a Defendant's request.

Dated: April 30, 2010

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

By: /s/ Patricia A. Redmond

Patricia A. Redmond (Florida Bar No. 303739)  
150 West Flagler Street  
Miami, Florida 33130  
Telephone: (305) 789-3553  
Facsimile: (305) 789-3395

-and-

We hereby certify that the undersigned attorneys are appearing *pro hac vice* in this matter pursuant to Court orders dated February 27, 2008, March 3, 2008 and November 9, 2009.

**AKIN GUMP STRAUSS HAUER & FELD LLP**

Daniel H. Golden (New York Bar No. 1133859)  
Stephen M. Baldini (New York Bar No. 2428381)  
Philip C. Dublin (New York Bar No. 2959344)  
One Bryant Park  
New York, NY 10036  
Telephone: (212) 872-1000  
Facsimile: (212) 872-1002

*Co-Counsel to the Official Committee of Unsecured  
Creditors of TOUSA, Inc., et al.*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that this document is being filed electrically through the Court's CM-ECF website, and that true and correct copies are being served on the parties named on the attached Service List, via Notices of Electronic Filing generated by CM-ECF for those parties registered to receive such, as well as by email on April 30, 2010.

/s/ Patricia A. Redmond

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PATRICIA A. REDMOND

(Florida Bar No. 303739)

[predmond@stearnsweaver.com](mailto:predmond@stearnsweaver.com)

TOUSA, Inc., et al., Case No. 08-10928; OCUC v. Technical Olyympic, S.A., et al., Adv. Case No. 09-1616  
2010-03-29

**SERVICE LIST OF PARTIES AND COUNSEL**

PLAINTIFF	COUNSEL APPEARANCE
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