

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
FORT LAUDERDALE DIVISION

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

**NOTICE OF FILING**  
**SUPPLEMENTAL DECLARATION OF PHILIP C. DUBLIN IN CONNECTION WITH**  
**THE APPLICATION OF THE OFFICIAL COMMITTEE OF UNSECURED**  
**CREDITORS OF TOUSA, INC., ET AL., TO RETAIN AND EMPLOY**  
**AKIN GUMP STRAUSS HAUER & FELD LLP AS COUNSEL,**  
**NUNC PRO TUNC TO FEBRUARY 14, 2008**

PLEASE TAKE NOTICE that the undersigned, co-counsel for the Official Committee of Unsecured Creditors, files the attached *Supplemental Declaration of Philip C. Dublin In Connection with the Application of Official Committee of Unsecured Creditors of Touse, Inc., et al., to retain and employ Akin Gump Strauss Hauer & Feld LLP as counsel, nunc pro tunc to February 14, 2009.*

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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.

Dated: March 17, 2010.

Respectfully submitted,

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

By:     /s/ Patricia A. Redmond      
Patricia A. Redmond (Florida Bar No. 303739)  
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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.

**AKIN GUMP STRAUSS HAUER & FELD LLP**

Daniel H. Golden (New York Bar No. 1133859)  
Philip C. Dublin (New York Bar No. 2959344)  
590 Madison Avenue  
New York, NY 10022  
Telephone: (212) 872-1000  
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*Co-Counsel to the Official Committee  
of Unsecured Creditors of TOUSA, Inc., et al.*

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Debtors.	)	Jointly Administered
_____	)	

**SUPPLEMENTAL DECLARATION OF  
PHILIP C. DUBLIN IN CONNECTION WITH THE APPLICATION OF  
THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF TOUSA INC.,  
*ET AL.*, TO RETAIN AND EMPLOY AKIN GUMP STRAUSS  
HAUER & FELD LLP AS COUNSEL, *NUNC PRO TUNC* TO FEBRUARY 14, 2008**

**PHILIP C. DUBLIN** hereby declares:

1. I am an attorney at law admitted to practice before the state court of New York and the United States District Courts for the Eastern and Southern Districts of New York. I am a member of the firm of Akin Gump Strauss Hauer & Feld LLP ("Akin Gump"), which firm maintains offices at One Bryant Park, New York, New York 10036.

2. I am familiar with the matters set forth herein and make this supplemental declaration (the "Supplemental Declaration") in connection with Akin Gump's role as counsel to the Official Committee of Unsecured Creditors (the "Creditors' Committee") of TOUSA, Inc. et al. (the "Debtors"). The purpose of this supplemental declaration is to fulfill Akin Gump's continuing obligation to update its disclosures as set forth in the application (the "Application") of the Creditors' Committee to retain and employ Akin Gump as counsel, nunc pro tunc to February 14, 2008 (Docket No. 531). The Application was approved pursuant to an order of this Court dated March 25, 2008 (Docket No. 657).

3. On March 15, 2010, Ashleigh Blaylock joined Akin Gump as an associate in the Financial Restructuring Department of Akin Gump's Washington D.C. office. Prior to joining Akin Gump, Ms. Blaylock was an associate with Kirkland & Ellis LLP ("Kirkland"). While at Kirkland, Ms. Blaylock was part of the team representing the Debtors in these chapter 11 cases. Ms. Blaylock has not been and will not be involved in Akin Gump's representation of the Creditors' Committee. In order to avoid the appearance of impropriety and to avoid improper disclosure of confidences of the Creditors' Committee, Akin Gump has established an ethical wall between the attorneys and staff representing the Creditors' Committee and Ms. Blaylock.

Executed on March 17, 2010

/s/Philip C. Dublin

Philip C. Dublin