

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
FORT LAUDERDALE DIVISION**  
www.flsb.uscourts.gov

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

**NOTICE OF FILING OF AMENDED PROPOSED NOTICE  
OF THE DISCLOSURE STATEMENT HEARING**

PLEASE TAKE NOTICE that on **January 13, 2011 at 9:30 a.m., prevailing Eastern Time**, the Official Committee of Unsecured Creditors (the "Committee") of TOUSA, Inc. and its affiliated debtors and debtors in possession in the above-captioned, jointly administered chapter 11 case, by their undersigned counsel, shall appear before the Honorable John K. Olson, at the United States Bankruptcy Court for the Southern District of Florida, Fort Lauderdale Division, 299 E. Boulevard, Room 301, Fort Lauderdale, Florida 33301, or as soon thereafter as counsel may be heard, and present the proposed Disclosure Statement and seek entry of an order approving the Disclosure Statement under Bankruptcy Code section 1125 (the "Disclosure Statement Hearing"). Attached hereto is an amended version of the Disclosure Statement Notice, approval of which the Committee will seek at the Disclosure Statement Hearing.

Dated: November 9, 2010

Respectfully submitted,

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

By: /s/ Patricia A. Redmond  
**STEARNS WEAVER MILLER**  
**WEISSLER ALHADEFF & SITTERSON, P.A.**  
Patricia A. Redmond (Florida Bar No. 303739)  
150 West Flagler Street  
Miami, FL 33130  
Telephone: (305) 789-3553  
Facsimile: (305) 789-3395

-and-

**AKIN GUMP STRAUSS HAUER & FELD LLP**  
Daniel H. Golden (New York Bar No. 1133859)  
Philip C. Dublin (New York Bar No. 259344)  
One Bryant Park  
New York, NY 10036  
Telephone: (212) 872-1000  
Facsimile: (212) 872-1002

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

**NOTICE OF RESCHEDULED HEARING ON THE PROPOSED DISCLOSURE STATEMENT FOR JOINT PLAN OF LIQUIDATION OF TOUSA, INC. AND ITS AFFILIATED DEBTORS AND DEBTORS IN POSSESSION UNDER CHAPTER 11 OF THE BANKRUPTCY CODE**

PLEASE TAKE NOTICE THAT, on July 16, 2010, the Official Committee of Unsecured Creditors (the "Committee") of TOUSA, Inc. and its affiliated debtors and debtors in possession in the above-captioned, jointly administered chapter 11 cases (collectively, the "Debtors") filed (a) the proposed *Disclosure Statement for Joint Plan of Liquidation of TOUSA, Inc. and Its Affiliated Debtors and Debtors in Possession Under Chapter 11 of the Bankruptcy Code* [ECF No. 5798] (the "Disclosure Statement") and (b) the proposed *Joint Plan of Liquidation of TOUSA, Inc. and Its Affiliated Debtors and Debtors in Possession Under Chapter 11 of the Bankruptcy Code* [ECF No. 5799] (the "Plan"). On July 19, 2010, the Committee filed a motion seeking approval of the Disclosure Statement and other related relief [ECF No. 5803] (the "Disclosure Statement Motion"). On August 17, 2010, the Honorable John K. Olson of the United States Bankruptcy Court for the Southern District of Florida, Fort Lauderdale Division (the "Court") entered an order adjourning the hearing on the Disclosure Statement Motion (the "Disclosure Statement Hearing") to a date to be determined at the August 25, 2010 hearing [ECF No. 5968]. At the hearing on August 25, 2010, the Court adjourned the Disclosure Statement Hearing to October 27, 2010.

PLEASE TAKE FURTHER NOTICE THAT, by order entered November 8, 2010 [ECF No. 6299], the Court further adjourned the Disclosure Statement Hearing to **January 13, 2011 at 9:30 a.m. prevailing Eastern Time**, or such other date as the Court may determine. The Disclosure Statement Hearing will be held before the Honorable John K. Olson, United States Bankruptcy Judge, to consider the entry of an order finding that, among other things, the Disclosure Statement contains "adequate information" within the meaning of section 1125 of the Bankruptcy Code and approving the relief sought in the Disclosure Statement Motion (the "Disclosure Statement Order"). The Disclosure Statement Hearing may be continued from time to time without further notice other than an announcement of the adjournment in open court and/or a notice of adjournment filed with the Court and served on the master service list maintained by the Voting and Claims Agent, Kurtzman Carson Consultants, LLC ("KCC"), all entities that have filed a request for service of filings pursuant to Rule 2002 of the Federal Rules of Bankruptcy Procedure, and any parties that have filed objections to the Disclosure Statement, without further notice to any other parties.

PLEASE TAKE FURTHER NOTICE THAT the Disclosure Statement, the proposed Disclosure Statement Order, the Plan and other related documents and materials may be obtained (i) from KCC (a) at its website at <http://www.tousadocket.com>, (b) by writing to TOUSA Balloting Center, c/o Kurtzman Carson Consultants LLC, 2335 Alaska Avenue, El Segundo, California 90245, (c) by calling (888) 647-1742 or (d) by emailing [KCC\\_TOUSA@kccllc.com](mailto:KCC_TOUSA@kccllc.com) or (ii) for a fee via PACER at <https://ecf.flsb.uscourts.gov>.

PLEASE TAKE FURTHER NOTICE THAT, at the Disclosure Statement Hearing, the Committee shall seek to establish the date that the Disclosure Statement Order is entered as the voting record date for determining which holders of claims against the Debtors are entitled to vote to accept or reject the Plan.

PLEASE TAKE FURTHER NOTICE THAT responses and objections, if any, to the approval of the Disclosure Statement or to any of the other relief sought by the Committee in the Disclosure Statement Motion shall set forth the name and address of the objecting party, the nature of the claim or interest of such party, the basis for

the objection and the specific grounds thereof and include, where appropriate, proposed language to be inserted in the Committee's proposed Disclosure Statement to resolve any such objection and must be filed with the Bankruptcy Court and served by first-class mail upon each of the following parties so as to be **actually received** no later than **5:00 p.m. prevailing Eastern Time on December 17, 2010**:

Richard M. Cieri (New York Bar No. 420712) M. Natasha Labovitz (New York Bar No. 2813251) Joshua A. Sussberg (New York Bar No. 4216453) KIRKLAND & ELLIS LLP 601 Lexington Avenue New York, NY 10022 Telephone: (212) 446-4800 Facsimile: (212) 446-4900	Paul Steven Singerman (Florida Bar No. 378860) BERGER SINGERMAN, P.A. 200 South Biscayne Boulevard, Suite 1000 Miami, FL 33131 Telephone: (305) 755-9500 Facsimile: (305) 714-4340
<i>Co-Counsel to the Debtors</i>	
Daniel H. Golden, Esq. (New York Bar No. 1133859) Philip C. Dublin, Esq. (New York Bar No. 2959344) AKIN GUMP STRAUSS HAUER & FELD LLP One Bryant Park New York, NY 10036 Telephone: (212) 872-1000 Facsimile: (212) 872-1002	Patricia A. Redmond (Florida Bar No. 303739) STEARNS WEAVER MILLER WEISSLER ALHADEFF & SITTERSON, P.A. 150 West Flagler Street Miami, FL 33130 Telephone: (305) 789-3200 Facsimile: (305) 789-3395
<i>Co-Counsel to the Statutory Committee of Unsecured Creditors</i>	
Seven Rivera (New York Bar No. 3984986) Thomas J. Hall (New York Bar No. 1792811) CHADBOURNE & PARKE LLP 30 Rockefeller Plaza New York, NY 10112 Telephone: (212) 408-5100 Facsimile: (212) 541-5369	
<i>Co-Counsel to the Agents to the First Lien Lenders</i>	
Stephen D. Busey (Florida Bar No. 117790) James H. Post (Florida Bar No. 175460) SMITH HULSEY & BUSEY 225 Water Street, Suite 1800 Jacksonville, FL 32202 Telephone: (904) 359-7700 Facsimile: (904) 359-7708	
<i>Co-Counsel to the Agent to the First Lien Revolver Lenders</i>	
Richard Prosser (Florida Bar No. 354831) STICHTER, RIEDEL, BLAIN & PROSSER, P.A. 110 East Madison Street, Suite 200 Tampa, FL 33602 Telephone: (813) 229-0144 Facsimile: (813) 229-1811	
<i>Co-Counsel to the Agent to the First Lien Term Loan Lenders</i>	

<p>Gregory W. Nye, Esq. (Connecticut Bar No. 300188)                  Evan D. Flaschen, Esq. (Connecticut Bar No. 304232)                  Richard F. Whiteley (Texas Bar No. 24013744)  <b>BRACEWELL &amp; GIULIANI LLP</b>                  Goodwin Square                  225 Asylum Street, Suite 2600                  Hartford, CT 06103                  Telephone: (860) 947-9000                  Facsimile: (860) 246-3201</p>	<p>Scott L. Baena, Esq. (Florida Bar No. 186445)                  Matthew I. Kramer, Esq. (Florida Bar No. 0937231)                  Jeffrey I. Snyder, Esq. (Florida Bar No. 21281)  <b>BILZIN SUMBERG BAENA PRICE &amp; AXELROD                  LLP</b>                  200 South Biscayne Boulevard                  Suite 2500                  Miami, FL 33131                  Telephone: (305) 374-7580                  Facsimile: (305) 374-7593</p>
<p><b><i>Co-Counsel to the Agent to the Second Lien Term Loan Lenders</i></b></p>	
<p><b>CLERK OF THE BANKRUPTCY COURT</b>                  United States Bankruptcy Court                  Southern District of Florida, Fort Lauderdale Division                  299 E. Broward Blvd., Room 112                  Fort Lauderdale, FL 33301                  Telephone: (954) 769-5700</p>	<p><b>OFFICE OF THE UNITED STATES TRUSTEE FOR                  THE SOUTHERN DISTRICT OF FLORIDA</b>                  51 S.W. First Avenue                  Room 1204                  Miami, FL 33130                  Telephone: (305) 536-7285                  Facsimile: (305) 536-7360                  Attn: Steven D. Schneiderman</p>