

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION

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In re:

TOUSA, INC., *et al.*,

Debtors.

OFFICIAL COMMITTEE OF UNSECURED
CREDITORS OF TOUSA, INC., *et al.*,

Plaintiffs,

-against-

CITICORP NORTH AMERICA, INC., *et al.*,

Defendants.

Chapter 11 Cases

Case No. 08-10928-JKO
Jointly Administered

Adv. Pro. No. 08-01435-JKO

**AMENDED REPORT OF FEES INCURRED BY AKIN GUMP STRAUSS HAUER
& FELD LLP AS CO-COUNSEL TO THE OFFICIAL COMMITTEE OF
UNSECURED CREDITORS OF TOUSA, INC., *ET AL.*, RELATING
TO THE COMMITTEE'S ADVERSARY PROCEEDING DURING
THE PERIOD MARCH 27, 2008 THROUGH OCTOBER 13, 2009**

Akin Gump Strauss Hauer & Feld LLP ("Akin Gump"), co-counsel to the Official Committee of Unsecured Creditors (the "Committee") of TOUSA, Inc., *et al.* (collectively, the "Debtors"), hereby files this Amended Report (the "Amended Report") accounting for Akin Gump's fees incurred relating to the Committee's adversary proceeding (Case No. 08-1435-JKO;) (the "Litigation") during the period March 27, 2008 through October 19, 2009 (the "Reporting Period"). Our original report of fees relating to the Litigation [D.E. #692], filed on October 23, 2009,

included certain time entries which were incurred in connection with the litigation against the lenders under the Debtors' revolving credit facility (the "Revolver Lenders"). (Those detailed time entries incurred in connection with the litigation against the Revolver Lenders are attached as Exhibit 1.) After removal of the time relating to the Revolver Lenders, Akin Gump incurred fees in the Litigation in the amount of \$2,202,419.00.¹

March 10, 2010

We hereby certify that the undersigned served as co-counsel to the Committee in this matter pursuant to court order dated March 25, 2008.

Akin Gump Strauss Hauer & Feld LLP

By: /s/ Philip C. Dublin
One Bryant Park
New York, NY 10036
Tel: (212) 872-1000
Fax: (212) 872-1002

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

¹ Due to Akin Gump's limited role in the Litigation, expenses attributable solely to the Litigation are believed to be de minimus and, thus, such expenses are not included in this Amended Report.

EXHIBIT 1

Report of Fees Incurred by Akin Gump Strauss Hauer Feld LLP in Connection with Litigation Against the Revolver Lenders

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Date	ID	TKPR Name	Rate	Narrative	revolver hours	revolver time value
3/5/2008	18974174	ALBERINO, SCOTT L.	\$580.00	calls with Koo regarding flow of funds and revolver (0.3, 0.3)	0.6	\$348.00
3/6/2008	18977856	ALBERINO, SCOTT L.	\$580.00	Review revolver issue (0.6); calls with Koo regarding same (0.2, 0.3)	1.1	\$638.00
3/6/2008	18131625	KOO, ANGELINE LAM	\$500.00	Telephone call w/ Jefferies team to discuss revolver and flow of funds issues (.6).	0.6	\$300.00
3/27/2008	19029324	KOO, ANGELINE LAM	\$500.00	Reviewed various documents in second revolver closing documents binder forwarded by FT team. (2.5 hour)	2.5	\$1,250.00
4/4/2008	19099711	LAHAIE, MEREDITH A.	\$420.00	Review transeastern credit agreements and revolver credit agreements.	2.7	\$1,134.00
4/7/2008	19041003	LAHAIE, MEREDITH A.	\$420.00	Review revolver documents (.6)	0.6	\$252.00
5/22/2008	19336335	GELDERT, BRIAN D.	\$500.00	Review correspondence re revolver (.2)	0.2	\$100.00
5/23/2008	19328689	KOO, ANGELINE LAM	\$500.00	Analysis of revolvers. (1.5)	1.5	\$750.00
5/27/2008	19362047	BUDOFF, JESSICA SARA	\$420.00	Research re revolvers (1.4);	1.4	\$588.00
5/27/2008	19346846	KOO, ANGELINE LAM	\$500.00	Revolver analysis and drafted email to team regarding same. (3.2)	3.2	\$1,600.00
5/28/2008	19335044	LEVINE, NATALIE ELAINE	\$325.00	Emails re: revolver draws (.2).	0.2	\$65.00
5/28/2008	19354071	GELDERT, BRIAN D.	\$500.00	Review memo re revolver analysis (.1)	0.1	\$50.00
5/28/2008	19354835	KAY, DAVID VICTOR	\$375.00	Review analysis of revolver (.3)	0.3	\$112.50
5/28/2008	19346507	KOO, ANGELINE LAM	\$500.00	Meetings w/ team regarding revolver issue and complaint. (1.2) Reviewed revolver analysis and discussed research w/ J. Budoff. (1)	2.2	\$1,100.00
5/31/2008	19345802	KOO, ANGELINE LAM	\$500.00	Emails from team regarding revolver issues.	0.2	\$100.00
6/1/2008	19368502	GELDERT, BRIAN D.	\$500.00	Confer with S. Tarr and S. Kimpel re revolver query.	0.1	\$50.00
12/5/2008	20620367	GOLDEN, DANIEL H.	\$950.00	Telephone conference L. Robbins/D. Zensky re: appellate issues on revolver claims (.7); co-chair conference call re: same (.4).	1.1	\$1,045.00
1/14/2009	20591619	GELDERT, BRIAN D.	\$530.00	Confer team re Revolver issues (0.2).	0.2	\$106.00
5/15/2009	21624180	GOLDEN, DANIEL H.	\$950.00	Review revolver appellate brief.	1	\$950.00
9/22/2009		LEVINE, NATALIE ELAI	\$375.00	Review revolver lenders' motion.	0.2	\$75.00
TOTAL =					20 \$	10,613.50