

Debtors' Fourteenth Motion to Reject Certain Executory Contracts (the "Rejection Motion").

By the Rejection Motion, the Debtors seek entry of an order authorizing them to reject certain executory contracts (collectively, the "Agreements") that, in the Debtors' opinion, are no longer beneficial to the Debtors' estates.

The Debtors are seeking to reject the following three Agreements related to the Alamo Ranch subdivision in Bexar County, Texas ("Alamo Ranch"): (i) an agreement for the option to purchase of real property; (ii) a cure and purchase agreement which grants Newmark Homes, L.P. ("Newmark") the right to purchase a note secured by certain real property in the event of a default of the borrower; and (iii) a development and construction agreement pursuant to which Newmark is obligated to pay a development fee for certain improvements in Alamo Ranch.

After reviewing the Agreements, the Debtors have concluded that the Agreements are not necessary or beneficial for the Debtors' business operations under the Debtors' current wind down plan. Therefore, the Debtors have determined that rejection of the Agreements is in the best interest of the Debtors and their estates.

A hearing on the Rejection Motion has been scheduled for September 9, 2009, with an objection deadline of September 4, 2009 at 5:00 p.m. (ET).