

Creditor Native Technologies, Inc.’s Motion to Allow Late Filing of Claim (the “Native Motion”).

By the Native Motion, creditor Native Technologies, Inc. (“Native”) seeks an extension of the May 19, 2008 claims bar date (the “Bar Date”) to file its proof of claim against TOUSA Homes, Inc. (“TOUSA Homes”). Contemporaneously with the filing of the Native Motion, Native filed a proof of claim (the “Proof of Claim”) alleging that the TOUSA Homes owes Native approximately \$20,500 for landscaping materials and services.

On March 17, 2008, the Bankruptcy Court entered an order (the “Bar Date Order”) setting May 19, 2008 as the Bar Date. Native requests that its Proof of Claim be deemed timely filed, even though it was filed after the Bar Date because the employee responsible for filing the Proof of Claim left work due to an illness, and Native was unaware that the Proof of Claim had not been filed. Native alleges that it is suffering financially and that failure to extend the Bar Date will increase Native’s financial hardship.

A hearing on the Native Motion has been scheduled for August 14, 2008, with an objection deadline of August 8, 2008 at 5:00 p.m. (ET).