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*Attorneys for The Official Committee of Unsecured
 Creditors of LandAmerica 1031 Exchange Services,
 Inc.*

**IN THE UNITED STATES BANKRUPTCY COURT
 FOR THE EASTERN DISTRICT OF VIRGINIA
 RICHMOND DIVISION**

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|--|---|------------------------------|
| | X | |
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| In re: | : | Chapter 11 |
| | : | |
| LandAmerica Financial Group, Inc., <u>et al.</u> , | : | Case No. 08-35994 (KRH) |
| | : | |
| Debtors. | : | Jointly Administered |
| | X | |
| Howard Finkelstein | : | |
| | : | |
| Plaintiff, | : | |
| v. | : | Adv. Pro. No. 08-03171 (KRH) |
| | : | |
| LandAmerica 1031 Exchange Services, Inc., | : | |
| | : | |
| Defendants. | : | |
| | X | |
| Frontier Pepper's Ferry, LLC, | : | |
| | : | |
| Plaintiff, | : | |
| v. | : | Adv. Pro. No. 08-03148 (KRH) |
| | : | |
| LandAmerica 1031 Exchange Services, Inc., | : | |
| | : | |
| Defendants. | : | |
| | X | |

NOTICE OF DEPOSITION

TO: Richard S. Burke, expert witness for Howard Finkelstein and Frontier Pepper's Ferry, LLC, by and through Finkelstein's and Frontier Pepper's Ferry's counsel of record, (a) Ronald Allen Page, Kevin J. Funk, and Bruce Arkema, Cantor Arkema, P.C., Bank of America Center, 1111 East Main Street, 16th Floor, Richmond, Virginia 23219; and Finkelstein's counsel of record (b) Yann Geron, Fox Rothschild, 100 Park Avenue, 15th Floor, New York, New York 10017.

PLEASE TAKE NOTICE that in connection with the above styled adversary proceedings and pursuant to Rules 30(b)(1) and 26(b) of the Federal Rules of Civil Procedure as made applicable herein by Rules 7030(b)(1) and 7026(b) of the Federal Rules of Bankruptcy Procedure, the Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (the "Committee"), by and through its undersigned counsel, will take the expert deposition of Richard S. Burke.

PLEASE TAKE FURTHER NOTICE that the deposition will take place before an officer authorized by law to take depositions at the offices of McGuireWoods LLP, located at One James Center, 901 East Cary Street, Richmond, Virginia 23219, commencing at 9:30 a.m. on March 13, 2009 (or at such other time and location as may be agreed upon by counsel or ordered by the Court) and will continue from day to day until completed. The deposition shall be upon oral examination for all purposes pursuant to the Federal Rules of Bankruptcy Procedure, before a certified shorthand reporter and notary public, or before some other competent authority authorized by law to administer oaths. The deposition may be videotaped.

Dated: March 4, 2009

/s Mary A. House

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*Attorneys for The Official Committee of Unsecured
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CERTIFICATE OF SERVICE

I hereby certify that on the 4th day of March 2009, a true and correct copy of the foregoing Notice of Deposition. was served: (i) via United States mail, first class, postage prepaid; and (ii) via email on the parties listed below and on all parties receiving notification through the Court's ECF system.

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