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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**

	X	
	:	
In re:	:	Chapter 11
	:	
LandAmerica Financial Group, Inc., <u>et al.</u> ,	:	Case No. 08-35994
	:	
Debtors.	:	Jointly Administered
	:	
	X	
	:	
Millard Refrigerated Services, Inc.,	:	
	:	
Plaintiff,	:	
	:	
v.	:	Adv. Proc. No. 08-03147
	:	
LandAmerica 1031 Exchange Services, Inc.,	:	
	:	
Defendant.	:	
	X	

**NOTICE OF DEPOSITION**

TO: Alan R. Barbee, expert witness for Millard Refrigerated Services, Inc. (“Millard”), by and through Millard’s counsel of record, Craig A. Wolfe, Robert S. Friedman, Kelley Drye & Warren, 101 Park Avenue New York, NY 10178-0002 and David J. Ervin, Kelley Drye & Warren, Washington Harbour, Suite 400, 3050 K Street, NW Washington, D.C. 20007-5108.

PLEASE TAKE NOTICE that in connection with the above styled adversary proceeding 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 Mr. Barbee.

PLEASE TAKE FURTHER NOTICE that the deposition will take place before an officer authorized by law to take depositions at the offices of Kelley Drye & Warren, located at 101 Park Avenue New York, NY 10178-0002, commencing at 9:30 a.m. on March 18, 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 13, 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 13th 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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