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

-----X  
In re : Chapter 11  
: :  
LandAmerica Financial Group, Inc. et al., : Case No. 08-35994 (KRH)  
: :  
Debtors. : (Jointly Administered)  
-----X

**AMENDED PROPOSED AGENDA FOR THE OMNIBUS  
HEARING SCHEDULED FOR MAY 14, 2009**

**A. Introduction**

Set forth below is the **Amended** Proposed Agenda for the Omnibus Hearing scheduled for May 14, 2009 beginning at 11:00 a.m. (the “**Amended** Proposed Agenda”).

The information contained in the **Amended** Proposed Agenda reflects documents received in our offices as of the date hereof. Counsel for the Debtors has served a copy of this **Amended** Proposed Agenda in accordance with the Amended Order Establishing Omnibus Hearing Dates and Authorizing Certain Electronic Notice, Case Management and Administrative Procedures (entered on December 23, 2008 at Docket No. 435).

The matters set for hearing are divided into the following categories for the purposes of this **Amended** Proposed Agenda:

- A. Introduction
- B. Uncontested, Agreed or Settled Matters (13 Matters)
- C. Continued or Adjourned Matters (2 Matters)
- D. Contested Matters (8 Matters)
- E. Adversary Proceedings (12 Matters)

**Changes from the Proposed Agenda filed on May 12, 2009 (Docket No. 1378) are indicated in bold.**

**B. Uncontested, Agreed or Settled Matters**

1. Debtor's Motion for an Order Extending the Period Within Which the Debtor May Remove Actions filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Assessment Corporation. (Docket No. 1349).

Responses Filed: None.

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Assessment Corporation. (Docket No. 1350).

Status: The hearing with respect to this matter will go forward.

2. Debtors' Application to Employ and Retain Deloitte Tax LLP as Tax Consultants to Debtors and Debtors in Possession Pursuant to Sections 327 and 330 of the Bankruptcy Code nunc pro tunc to March 23, 2009 filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1353).

Responses Filed: None.

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1354).

Status: The hearing with respect to this matter will go forward.

3. Joint Motion Pursuant to Rule 9019 of the Federal Rules of Bankruptcy Procedure to Approve Stipulation and Settlement Agreement with RP1 One-DDD LLC filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica 1031 Exchange Services, Inc. (Docket No. 1351).

Responses Filed: None.

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica 1031 Exchange Services, Inc. (Docket No. 1352).

Status: The hearing with respect to this matter will go forward.

4. Interim Application for Compensation for McGuireWoods LLP as Co-Counsel to the Debtors filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1266).

Responses Filed: None.

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing on First Interim Applications for Compensation and Reimbursement of Expenses of McGuireWoods LLP and Willkie Farr & Gallagher, LLP, Co-Counsel to the Debtors, for Services Rendered from November 26, 2008 Through February 28, 2009. (Docket No. 1267).

Status: The hearing with respect to this matter will go forward.

5. Interim Application for Compensation for Willkie Farr & Gallagher LLP as Co-Counsel to the Debtors filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1264).

Responses Filed: None.

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing on First Interim Applications for Compensation and Reimbursement of Expenses of McGuireWoods LLP and Willkie Farr & Gallagher, LLP, Co-Counsel to the Debtors, for Services Rendered from November 26, 2008 Through February 28, 2009. (Docket No. 1267).

Status: The hearing with respect to this matter will go forward.

6. Application for Compensation for Williams Mullen as Special Corporate Counsel for LandAmerica Financial Group, Inc. filed by William H. Schwarzschild III of Williams Mullen on behalf of LandAmerica Financial Group, Inc. (Docket No. 1231).

Amended Application for Compensation for Williams Mullen as Special Corporate Counsel filed by William H. Schwarzschild III of Williams Mullen on behalf of LandAmerica Financial Group, Inc. (Docket No. 1249).

Responses Filed: None.

Replies Filed: None.

Related Filings: Notice Pursuant to LBR 2016-1 filed by William H. Schwarzschild III of Williams Mullen on behalf of LandAmerica Financial Group, Inc. (Docket No. 1233).

Notice Pursuant to LBR 2016-1 filed by William H. Schwarzschild III of Williams Mullen on behalf of LandAmerica Financial Group, Inc. (Docket No. 1250).

Notice of Hearing filed by William H. Schwarzschild III of Williams Mullen on behalf of LandAmerica Financial Group, Inc. (Docket No. 1234).

Corrected Notice of Hearing filed by William H. Schwarzschild III of Williams Mullen on behalf of LandAmerica Financial Group, Inc. (Docket No. 1238)

Status: The hearing with respect to this matter will go forward.

7. Application for Compensation for LeClairRyan, A Professional Corporation, as Co-Counsel to the Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. filed by Martha E. Hulley of LeClair Ryan on behalf of The Official Committee of Unsecured Creditors. (Docket No. 1261).

Responses Filed: None.

Replies Filed: None.

Related Filings: Omnibus Notice of Motion and Notice of Hearing on the Applications for Compensation for Alvarez & Marsal, Financial Advisors, LeClairRyan, Co-Counsel, and Bingham McCutchen LLP, Co-Counsel for the Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. filed by Martha E. Hulley of LeClair Ryan on behalf of The Official Committee of Unsecured Creditors. (Docket No. 1265).

Status: The hearing with respect to this matter will go forward.

8. Interim Application for Compensation for Bingham McCutchen LLP as Co-Counsel for the Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. filed by Martha E. Hulley of LeClair Ryan on behalf of The Official Committee of Unsecured Creditors. (Docket No. 1263).

Responses Filed: None.

Replies Filed: None.

Related Filings: Omnibus Notice of Motion and Notice of Hearing on the Applications for Compensation for Alvarez & Marsal, Financial Advisors, LeClairRyan, Co-Counsel, and Bingham McCutchen LLP, Co-Counsel for the Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. filed by Martha E. Hulley of LeClair Ryan on behalf of The Official Committee of Unsecured Creditors. (Docket No. 1265).

Status: The hearing with respect to this matter will go forward.

9. Interim Application for Compensation for Alvarez & Marsal as Financial Advisors to the Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. filed by Martha E. Hulley of LeClair Ryan on behalf of The Official Committee of Unsecured Creditors. (Docket No. 1258).

Responses Filed: None.

Replies Filed: None.

Related Filings: Omnibus Notice of Motion and Notice of Hearing on the Applications for Compensation for Alvarez & Marsal, Financial Advisors, LeClairRyan, Co-Counsel, and Bingham McCutchen LLP, Co-Counsel for the Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. filed by Martha E. Hulley of LeClair Ryan on behalf of The Official Committee of Unsecured Creditors. (Docket No. 1265).

Status: The hearing with respect to this matter will go forward.

10. Interim Application for Compensation for Tavenner & Beran, PLC as Co-Counsel for the Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. filed by Paula S. Beran of Tavenner & Beran, PLC on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 1257).

Responses Filed: None.

Replies Filed: None.

Related Filings: Omnibus Notice of Motion and Notice of Hearing filed by Lynn L. Tavenner of Tavenner & Beran, PLC on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 1269).

Status: The hearing with respect to this matter will go forward.

11. Interim Application for Compensation for Akin Gump Strauss Hauer & Feld LLP as Counsel to the Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. filed by Mary Angela House of

Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 1260).

Responses Filed: None.

Replies Filed: None.

Related Filings: Omnibus Notice of Motion and Notice of Hearing filed by Lynn L. Tavenner of Tavenner & Beran, PLC on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 1269).

Status: The hearing with respect to this matter will go forward.

12. Interim Application for Compensation for Protiviti Inc. as Financial Advisors for the Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. filed by Paula S. Beran of Tavenner & Beran, PLC on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 1259).

Responses Filed: None.

Replies Filed: None.

Related Filings: Omnibus Notice of Motion and Notice of Hearing filed by Lynn L. Tavenner of Tavenner & Beran, PLC on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 1269).

Status: The hearing with respect to this matter will go forward.

13. **LandAmerica Title Company, 09-31943**  
Motion for an Order Pursuant to Section 105(a) of the Bankruptcy Code (I) Directing that Certain Orders in the Chapter 11 Case of LandAmerica Financial Group, Inc. be made Applicable to LandAmerica Title Company and Certain Other Entities and (II) Granting Other Related Procedural Relief filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Title Company. (Docket No. 3).

Responses Filed: None.

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Title Company. (Docket No. 5).

Status: Motion will be withdrawn.

**C. Continued or Adjourned Matters**

14. Notice of Motion for Relief from Automatic Stay and Hearing Thereon with Notice of Hearing, filed by Kevin A. Lake of VanDeventer Black LLP on behalf of SunTrust Bank. (Docket No. 1192).

Responses Filed: None.

Replies Filed: None.

Related Filings: None.

Status: The parties will request a continuance to the next Omnibus hearing on June 18, 2009.

15. Motion for Relief from Stay Re: HST Investments, LP with Notice of Hearing, filed by Robert S. Westermann of Hirschler Fleischer, P.C. on behalf of HST Investments, LP. (Docket No. 1339).

Responses Filed: None.

Replies Filed: None.

Related Filings: None.

Status: The parties will request a continuance of the preliminary hearing to the next Omnibus hearing on June 18, 2009.

**D. Contested Matters**

16. Debtors' Motion For Order Authorizing Debtors To Employ Professionals Utilized in the Ordinary Course of Business Pursuant to Bankruptcy Code Sections 327(e), 330, 363 and 105(a) filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1357).

Responses Filed: Limited Objection to Debtors' Motion for Order Authorizing Debtor to Employ Professionals Utilized in the Ordinary Course of Business Pursuant to Bankruptcy Code Sections 327(e), 330, 363 and 105(a) filed by Mary Angela House of Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 1372).

Limited Objection to Motion to Authorize filed by LandAmerica Financial Group, Inc. filed by Christian K. Vogel of LeClairRyan, A Professional Corporation on behalf of The Official Committee of Unsecured Creditors. (Docket No. 1375).

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1358).

Status: The hearing with respect to this matter will go forward.

17. Motion For Order: (A) Pursuant to Sections 105(a) and 363(b) of the Bankruptcy Code and Bankruptcy Rule 9019 Authorizing the Establishment of Procedures to Settle Certain Prepetition and Postpetition Claims; and (B) Pursuant to Bankruptcy Rule 9019(a) Authorizing and Approving a Lease Termination Agreement by and among LandAmerica Title Company, Bascom Sub, LLC, And Bascom I, LLC filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1355).

Responses Filed: Limited Objection to Motion to Authorize filed by LandAmerica Financial Group, Inc. filed by Christian K. Vogel of LeClairRyan, A Professional Corporation on behalf of The Official Committee of Unsecured Creditors. (Docket No. 1374).

Objection of Millard Refrigerated Services, Inc., et al. to Debtors Motion to Authorize filed by LandAmerica Financial Group, Inc. filed by David J. Ervin of Kelley, Drye & Warren, LLP on behalf of Chino Spectrum Center, LLC, Chino Spectrum Center, LLC, Chino Wings, LLC, Lisa L. Dobson, Michael W. Dobson,

Barbara W. Dobson, Ralph Dobson, LubExpress Land Company, Inc., LubExpress Operating Company, Millard Refrigerated Services, Inc., NMC Summit, LLC, Tower Summit Colorado, LLC, Westminster Peak L.P. and Westminster Summit L.P. (Docket No. 1377).

**Limited Joinder of 18308 Hawthorne Boulevard et al. to the Objection of Millard Refrigerated Services, Inc., et al. to Debtors Motion for Order: (A) Pursuant to Sections 105(A) and 363(b) of the Bankruptcy Code and Bankruptcy Rule 9019 Authorizing the Establishment of Procedures to Settle Certain Prepetition and Postpetition Claims; and (B) Pursuant to Bankruptcy Rule 9019(A) Authorizing and Approving a Lease Termination Agreement by and Among LandAmerica Title Company, Bascom Sub, LLC, and Bascom I, LLC filed by Troy Savenko of Gregory Kaplan, PLC on behalf of 18308 Hawthorne Boulevard, LLC, Aspen Apartments, LLC, Bald Eagle, LLC, David Ash, Trustee, Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth 2003 Trust, De Baca Land and Cattle LLC, Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003, Katarzyna Epstein, Ross Epstein, Gregory W. Losa and Marilyn Hansen, Trustees of the January 16, 2006 Restatement Trust of Gregory W. Losa dated September 25, 1985, Joseph E. Temple and Patricia J. Temple as Trustees for the Joseph E. and Patricia J. Temple Revocable Trust, Lulu Bubion Management Trust, RQ Holdings, Inc., RamQuest Software, Inc., J. Matthew Singleton, Kathryn S. Singleton, Sugarland Petroleum, Inc. (Docket No. 1379).**

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1356).

Status: The hearing with respect to this matter will go forward.

18. Motion for Order Pursuant to Bankruptcy Rule 9019(a) Authorizing and Approving Settlement Agreement by and among LandAmerica Assessment Corporation, American International Specialty Lines Insurance Company, Highland Environmental Consulting, Inc., Laura Waters, and Everest National Insurance Company filed by Paul Vincent Shalhoub of Willkie Farr & Gallagher LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1346).

Responses Filed: Limited Objection to Motion to Approve filed by LandAmerica Financial Group, Inc. filed by Neil E. McCullagh of Cantor Arkema, P.C. on behalf of BVT Institutional Investments, Inc. and U.S. Retail Income Fund, VIII-D, L.P. (Docket No. 1373).

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing filed by Paul Vincent Shalhoub of Willkie Farr & Gallagher LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1347).

Status: The hearing with respect to this matter will go forward.

19. Motion for Relief from Stay Re: Litigation filed by Douglas Scott of Douglas A. Scott, PLC on behalf of Grandview Condominium Unit Owners Assoc., Inc. and Robert F. Kelly & Joan P. Kelly. (Docket No. 1212).

Responses Filed: Debtors' Response and Objection to the Motion for Relief from Stay filed by Grandview Condominium Owners Association, Inc., Ronald T. Kelly, and Joan P. Kelly filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1298).

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing filed by Douglas Scott of Douglas A. Scott, PLC on behalf of Grandview Condominium Unit Owners Assoc., Inc. (Docket No. 1239).

Status: The preliminary hearing with respect to this matter will go forward.

20. Motion for Relief from Stay Re: General Financial Services, Inc. with Notice of Hearing, filed by Robert S. Westermann of Hirschler Fleischer, P.C. on behalf of General Financial Services, Inc. (Docket No. 1312).

Responses Filed: Response to Motion for Relief from Stay Filed by General Financial Services, Inc. filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1366).

Replies Filed: None.

Related Filings: None.

Status: The preliminary hearing with respect to this matter will go forward.

21. Motion for Order Pursuant to Sections 105(a) and 105(d) of the Bankruptcy Code, Establishing Litigation Protocol to Resolve Certain Inter-Creditor Issues filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1320).

Responses Filed: Objection to Motion for Order Pursuant to Sections 105(a) and 105(d) of the Bankruptcy Code, Establishing Litigation Protocol to Resolve Certain Inter-Creditor Issues filed by Carl D. Lonas of Moran Brown PC on behalf of Unofficial Ad Hoc Committee of Commingled Exchangers. (Docket No. 1344).

Amended Objection to Motion for Order Pursuant to Sections 105(a) and 105(d) of the Bankruptcy Code, Establishing Litigation Protocol to Resolve Certain Inter-Creditor Issues filed by Carl D. Lonas of Moran Brown PC on behalf of Unofficial Ad Hoc Committee of Commingled Exchangers. (Docket No. 1360).

Objection to Motion to Approve filed by LandAmerica Financial Group, Inc. filed by Thomas Ryan Lynch of Bradley Arant Boult Cummings LLP on behalf of Grunstead Family Limited Partnership. (Docket No. 1376).

Replies Filed: Debtors' Reply to Objection of the Unofficial Ad Hoc Committee of Commingled Exchangers to Motion for Order Pursuant to Sections 105(a) and 105(d) of the

Bankruptcy Code, Establishing Litigation Protocol to Resolve Certain Inter-Estate Issues filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1368).

Related Filings: Notice of Motion and Notice of Hearing filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1321).

Status: The hearing with respect to this matter will go forward.

22. Debtor's Motion for Order (A) Approving: (I) Sale Free and Clear of Liens, Claims and Encumbrances of Debtor's Stock in LandAmerica Home Warranty Company, LandAmerica Property Inspection Services, Inc., Buyer's Real Estate Services, Inc., and Residential Property Maintenance, Inc., and Related Stock Purchase Agreement, (II) Stalking Horse Protections and Sale Procedures, and (III) Form and Manner of Notice; and (B) Granting Related Relief filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1221).

Responses Filed: PBGC's Response to Debtor's Motion filed by Merrill Boone of Pension Benefit Guaranty Corporation on behalf of Pension Benefit Guaranty Corporation. (Docket No. 1364).

Replies Filed: None.

Related Filings: Order (A) Approving Bid Procedures and Stalking Horse Protections Regarding Debtor's Proposed Sale of Stock in LandAmerica Home Warranty Company, LandAmerica Property Inspection Services, Inc., Buyers Real Estate Services, Inc., and Residential Property Maintenance, Inc.; (B) Approving Form and Manner of Notice; and (C) Granting Related Relief. (Docket No. 1293).

**Notice of Filing of Successful Bid in Connection with Sale of Debtor's Stock in LandAmerica Home Warranty Company, LandAmerica Property Inspection Services, Inc., Buyers Real Estate Services, Inc., and Residential Property Maintenance, Inc. filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1381).**

Status: The hearing to approve the sale will go forward.

23. Debtor's Motion for Order (A) Approving: (I) Sale of Debtor's Stock in LoanCare Servicing Center, Inc. and LC Insurance Agency, Inc. and Certain Tangible Assets, and Related Stock Purchase Agreement, (II) Stalking Horse Protections and Sale Procedures, and (III) Form and Manner of Notice; and (B) Granting Related Relief filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1143).

Responses Filed: None.

Replies Filed: None.

Related Filings: Order (A) Approving: (I) Sale of Debtor's Stock in LoanCare Servicing Center, Inc., LC Insurance Agency, Inc., and Certain Tangible Assets and Related Stock Purchase Agreement, (II) Stalking Horse Protections and Sale Procedures, and (III) Form and Manner of Notice; and (B) Granting Related Relief. (Docket No. 1295).

**Notice of Filing of Successful Bid in Connection with Sale of Debtor's Stock in LoanCare Servicing Center, Inc., LC Insurance Agency, Inc., and Certain Tangible Assets filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica Financial Group, Inc. (Docket No. 1380).**

Status: The hearing to approve the sale will go forward.

#### **E. Adversary Proceedings**

##### **Debbie Ann Martinez and Michael Amerio, Trustees v. LandAmerica 1031 Exchange Services, Inc.; Adversary Proceeding No. 09-03064.**

24. Motion to Compel Compliance with Settlement and Related Relief filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust. (Docket No. 6).

Responses Filed: Objection to Motion to Compel filed by Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust filed by Mary Angela House of Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of

LandAmerica 1031 Exchange Services, Inc. Docket No. 9).

Debtor's Response in Opposition to Plaintiffs' Motions to Compel Compliance and Related Relief filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica 1031 Exchange Services, Inc. (Docket No. 10).

Objection to Motion to Compel filed by Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust filed by Christian K. Vogel of LeClairRyan, A Professional Corporation on behalf of The Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. (Docket No. 11).

Replies Filed: **Plaintiffs' Omnibus Reply Memorandum in Further Support of Their Motion to Compel Compliance with Settlement filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust. (Docket No. 12).**

Related Filings: Notice of Hearing filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust. (Docket No. 8).

Status: The hearing with respect to this matter will go forward.

**Debbie Ann Martinez and Michael Amerio, Trustees v. LandAmerica 1031 Exchange Services, Inc.; Adversary Proceeding No. 09-03065.**

25. Motion to Compel Compliance with Settlement and Related Relief filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust. (Docket No. 6).

Responses Filed: Objection to Motion to Compel filed by Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust filed by Mary Angela House of Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of

LandAmerica 1031 Exchange Services, Inc. (Docket No. 9).

Debtor's Response in Opposition to Plaintiffs' Motions to Compel Compliance and Related Relief filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica 1031 Exchange Services, Inc. (Docket No. 10).

Objection to Motion to Compel filed by Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust filed by Christian K. Vogel of LeClairRyan, A Professional Corporation on behalf of The Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. (Docket No. 11).

Replies Filed: **Plaintiffs' Omnibus Reply Memorandum in Further Support of Their Motion to Compel Compliance with Settlement filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust. (Docket No. 12).**

Related Filings: Notice of Hearing filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Debbie Ann Martinez and Michael Amerio, Trustees of the Debbie Ann Martinez 2003 Trust. (Docket No. 8).

Status: The hearing with respect to this matter will go forward.

**Dawn Lizabeth Bubion and Michael Amerio, Trustees v. LandAmerica 1031 Exchange Services, Inc.; Adversary Proceeding No. 09-03066**

26. Motion to Compel Compliance with Settlement and Related Relief filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust. (Docket No. 7).

Responses Filed: Objection to Motion to Compel filed by Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust filed by Mary Angela House of Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of

LandAmerica 1031 Exchange Services, Inc. (Docket No. 10).

Debtor's Response in Opposition to Plaintiffs' Motions to Compel Compliance and Related Relief filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica 1031 Exchange Services, Inc. (Docket No. 11).

Objection to Motion to Compel filed by Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust filed by Christian K. Vogel of LeClairRyan, A Professional Corporation on behalf of The Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. (Docket No. 12).

Replies Filed: **Plaintiffs Omnibus Reply Memorandum in Further Support of Their Motion to Compel Compliance with Settlement filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust. (Docket No. 13).**

Related Filings: Notice of Hearing filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust. (Docket No. 9).

Status: The hearing with respect to this matter will go forward.

**Dawn Lizabeth Bubion and Michael Amerio, Trustees v. LandAmerica 1031 Exchange Services, Inc.; Adversary Proceeding No. 09-03067**

27. Motion to Compel Compliance with Settlement and Related Relief filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust. (Docket No. 6).

Responses Filed: Objection to Motion to Compel filed by Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust filed by Mary Angela House of Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of

LandAmerica 1031 Exchange Services, Inc. (Docket No. 9).

Debtor's Response in Opposition to Plaintiffs' Motions to Compel Compliance and Related Relief by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica 1031 Exchange Services, Inc. (Docket No. 10).

Objection to Motion to Compel filed by Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust filed by Christian K. Vogel of LeClairRyan, A Professional Corporation on behalf of The Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. (Docket No. 11).

Replies Filed: **Plaintiffs Omnibus Reply Memorandum in Further Support of Their Motion to Compel Compliance with Settlement filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust. (Docket No. 12).**

Related Filings: Notice of Hearing filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Dawn Lizabeth Bubion and Michael Amerio, Trustees of the Dawn Lizabeth Bubion 2003 Trust. (Docket No. 8).

Status: The hearing with respect to this matter will go forward.

**Lulu Bubion, Trustee of the Lulu Bubion Management v. LandAmerica 1031 Exchange Services, Inc.; Adversary Proceeding No. 09-03068.**

28. Motion to Compel Compliance with Settlement and Related Relief filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Lulu Bubion, Trustee of the Lulu Bubion Management Trust. (Docket No. 8).

Responses Filed: Objection to Motion to Compel filed by Lulu Bubion, Trustee of the Lulu Bubion Management Trust) filed by Mary Angela House of Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 11).

Debtor's Response in Opposition to Plaintiffs' Motions to Compel Compliance and Related relief filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica 1031 Exchange Services, Inc. (Docket No. 12).

Objection to Motion to Compel filed by Lulu Bubion, Trustee of the Lulu Bubion Management Trust filed by Christian K. Vogel of LeClairRyan, A Professional Corporation on behalf of The Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. (Docket No. 13).

Replies Filed: **Plaintiffs Omnibus Reply Memorandum in Further Support of Their Motion to Compel Compliance with Settlement filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Lulu Bubion, Trustee of the Lulu Bubion Management Trust. (Docket No. 14).**

Related Filings: Notice of Hearing filed by Leslie A. Skiba of Gregory Kaplan, PLC on behalf of Lulu Bubion, Trustee of the Lulu Bubion Management Trust. (Docket No. 10).

Status: The hearing with respect to this matter will go forward.

**Matthew B Luxenberg, Trustee of the Matthew B. Luxenberg v. LandAmerica 1031 Exchange Services, Inc.; Adversary Proceeding No. 09-03023.**

29. Application to Employ Anders Minkler & Diehl LLP as Forensic Accountant for Type A Test Case Exchange Plaintiff filed by C. Thomas Ebel of Sands Anderson Marks & Miller on behalf of Matthew B Luxenberg, Trustee of the Matthew B. Luxenberg Revocable Family Trust. (Docket No. 1290).

Responses Filed: None.

Replies Filed: None.

Related Filings: Notice of Motion and Notice of Hearing on Application for Authority to Employ Forensic Accountant for Type A Test Case Exchange Plaintiff filed by C. Thomas Ebel of Sands Anderson Marks & Miller on behalf of Matthew B Luxenberg, Trustee of the Matthew B. Luxenberg Revocable Family Trust. (Docket No. 1291).

Status: The hearing with respect to this matter will go forward.

30. Motion to Set Settlement Conference filed by Jeffrey H. Geiger of Sands Anderson Marks & Miller on behalf of Matthew B Luxenberg, Trustee of the Matthew B. Luxenberg Revocable Family Trust. (Docket No. 72).

Responses Filed: Response to Motion to Set Settlement Conference filed by Mary Angela House of Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 80).

Debtor's Response in Opposition to Plaintiff's Motion to Set Settlement Conference filed by Matthew B Luxenberg, Trustee of the Matthew B. Luxenberg Revocable Family Trust filed by John H. Maddock III of McGuireWoods LLP on behalf of LandAmerica 1031 Exchange Services, Inc. (Docket No. 83).

Replies Filed: None.

Related Filings: Notice of Motion and Hearing on Motion to Set Settlement Conference filed by Jeffrey H. Geiger of Sands Anderson Marks & Miller on behalf of Matthew B Luxenberg, Trustee of the Matthew B. Luxenberg Revocable Family Trust. (Docket No. 73).

Status: The hearing with respect to this matter will go forward.

31. Complaint against LandAmerica 1031 Exchange Services, Inc. filed by Matthew B Luxenberg, Trustee of the Matthew B. Luxenberg Revocable Family Trust. (Docket No. 1).

Responses Filed: None.

Replies Filed: None.

Related Filings: None.

Status: The Pre-Trial Conference which was continued from April 16, 2009 will go forward.

**Millard Refrigerated Services, Inc. v. LandAmerica 1031 Exchange Services, Inc.;**  
**Adversary Proceeding No. 08-03147.**

32. Plaintiff's Notice of Appeal filed by Benjamin G. Chew of Patton Boggs LLP on behalf of Millard Refrigerated Services, Inc. (Docket No. 81).

Responses Filed: Joint Objection of the Debtor, the LES Committee, and the LFG Committee to Plaintiff's Notice of Appeal and/or Motion for Leave to Appeal filed by Christian K. Vogel of LeClairRyan, A Professional Corporation on behalf of Official Committee of Unsecured Creditors of LandAmerica Financial Group, Inc. (Docket No. 94).

Opposition to (1) Plaintiff Millard's Request for Certification for Direct Appeal to Fourth Circuit Court of Appeals and (2) Supplemental Response/Objection to Millard's Notice of Appeal filed by Mary Angela House of Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 96).

Replies Filed: None.

Related Filings: None.

Status: The hearing with respect to this matter will go forward.

33. Plaintiff's Motion for Certification to Court of Appeals For Direct Appeal to the 4th Circuit filed by Benjamin G. Chew of Patton Boggs LLP on behalf of Millard Refrigerated Services, Inc. (Docket No. 83).

Responses Filed: Opposition to (1) Plaintiff Millard's Request for Certification for Direct Appeal to Fourth Circuit Court of Appeals and (2) Supplemental Response/Objection to Millard's Notice of Appeal filed by Mary Angela House of Akin Gump Strauss Hauer & Feld, LLP on behalf of Official Committee of Unsecured Creditors of LandAmerica 1031 Exchange Services, Inc. (Docket No. 96).

Replies Filed: None.

Related Filings: Plaintiff's Expedited Request for Certification for Direct Appeal to Circuit Court of Appeals for the 4th Circuit filed by Benjamin G. Chew of Patton Boggs LLP on behalf of Millard Refrigerated Services, Inc. (Docket No. 85).

Status: The hearing with respect to this matter will go forward.

**Frontier Pepper's Ferry, LLC v. LandAmerica 1031 Exchange Services, Inc.; Adversary Proceeding No. 08-03148**

34. Amended Complaint against LandAmerica 1031 Exchange Services, Inc. filed by Ronald Allen Page Jr. of Cantor Arkema, P.C. on behalf of Frontier Pepper's Ferry, LLC. (Docket No. 9).

Responses Filed: None.

Replies Filed: None.

Related Filings: None.

Status: The Pre-Trial Conference which was continued from April 16, 2009 will go forward.

**Finkelstein v. LandAmerica 1031 Exchange Services, Inc.; Adversary Proceeding No. 08-03171.**

35. Complaint against LandAmerica 1031 Exchange Services, Inc. filed by Kevin J. Funk of Cantor Arkema, P.C. on behalf of Howard Finkelstein. (Docket No. 1).

Responses Filed: None.

Replies Filed: None.

Related Filings: None.

Status: The Pre-Trial Conference which was continued from April 16, 2009 will go forward.

Dated: May 13, 2009

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