

**Debtors' Fifth Omnibus Motion for Entry of an Order Authorizing the Rejection of Executory Contracts (the "Fifth Rejection Motion").**

By the Fifth Rejection Motion, the Debtors seek entry of an order (i) authorizing the Debtors to reject certain executory contracts (the "Rejected Contracts") and (ii) requiring any party that asserts a claim arising from the Rejected Contracts to file a proof of claim on or before the first business day that is thirty calendar days after the date on which an order is entered approving the Fifth Rejection Motion.

The Rejected Contracts include: (i) certain supply agreements that are no longer integral to the Debtors' operations or are on terms no longer favorable to the Debtors; (ii) certain service agreements that are no longer necessary for the Debtors' future operations; and (iii) a certain agreement related to the purchase of oil and gas leases that relates to a discontinued business of the Debtors.

The Debtors contend that they have reviewed and analyzed the Rejected Contracts and have determined in their business judgment that such contracts are either no longer necessary for or beneficial to the Debtors' ongoing businesses or restructuring efforts. In addition, the Debtors maintain that if they do not reject certain of the Rejected Contracts they may incur obligations without receiving any benefits therefrom.

***A hearing will be held on the Fifth Rejection Motion on August 4, 2010 at 9:45 a.m. (ET), with a corresponding objection deadline of July 28, 2010 at 4:00 p.m. (ET).***