

Debtors' Motion for an Order Extending the Time Within Which the Debtors Must Assume or Reject Unexpired Leases of Non-residential Real Property (the "Lease Extension Motion").

By the Lease Extension Motion, the Debtors seek entry of an order granting a 90-day extension (the "Extension") of the 120-day period (the "Initial Statutory Period") in which the Debtors must assume or reject certain unexpired leases (the "Unexpired Leases")¹ of non-residential real property. The Initial Statutory Period expires on July 16, 2009, and the Extension would provide the Debtors with additional time to assume or reject the Unexpired Leases, through and including October 14, 2009.

As of June 26, 2009, the Debtors were parties to over 40 Unexpired Leases, which the Debtors maintain are critical to the operation of their core business functions. The Unexpired Leases include, among others, headquarters and general office space leases, warehouse leases and leases for various chemical storage facilities.

The Debtors maintain that decisions regarding whether to assume or reject the Unexpired Leases must be made in connection with the Debtors' comprehensive business plan and strategy for their restructuring and emergence from bankruptcy. Because the Debtors are still formulating their business plan, they allege that their review and assessment of the Unexpired Leases is in its beginning stages. Consequently, the Debtors believe that requiring the Debtors to assume or reject the Unexpired Leases by July 16, 2009 may harm the Debtors' estates by causing the Debtors to reject beneficial Unexpired Leases or assume Unexpired Leases that are not useful.

The Debtors assert that the Extension will not prejudice any non-Debtor parties to the Unexpired Leases as the Debtors are continuing to perform their obligations under the Unexpired Leases. In addition, the Debtors note that the Bankruptcy Code permits any lessor to request that the Court fix an earlier date by which the Debtors must assume or reject such lessor's lease.

¹ The Debtors note that, as set forth on Schedules A and G of the Schedules of Assets and Liabilities of Debtor Great Lakes Chemical Corporation ("Great Lakes") filed on June 11, 2009, Great Lakes is party to several thousand mineral leases. Such leases may be non-residential real property leases and have not been the subject of a notice of assumption or rejection. By the Lease Extension Motion, the Debtors do not request a determination as to the nature or characterization of the mineral leases. The Debtors do, however, request that the extension of time to assume or reject unexpired leases of non-residential real property be extended to any such mineral lease that is determined to be an unexpired lease of non-residential real property.