

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re	)	
	)	Chapter 11
WCI COMMUNITIES, INC., <u>et al.</u> , <sup>1</sup>	)	Case No. 08-11643 (KJC)
	)	
Debtors.	)	Jointly Administered
	)	
WCI COMMUNITIES, INC. and WCI HUNTER MILL, LLC,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Adversary Case No. 09-51063 (KJC)
	)	
643-641 ASHBRIAR PARTNERSHIP, ASHBRIAR HOLDINGS, LLC, ASHBRIAR, INC., and ALBERT H. SMALL, JR.,	)	
	)	
Defendants.	)	
	)	
	)	

**AMENDED NOTICE OF AGENDA OF MATTERS SCHEDULED FOR  
HEARING ON JUNE 26, 2009 AT 10:00 A.M.**

**MATTER GOING FORWARD:**

1. Debtors' Motion Pursuant to 11 U.S.C. § 502(c) to Estimate the Contingent and Unliquidated Claims of 643-641 Ashbriar Partnership (Proof of Claim Nos. 3384 and 3385) and Establish Estimation Procedures, filed on June 17, 2009 [Docket No. 1861]

Response Deadline:

June 23, 2009 at 4:00 p.m.

Related Documents:

- a) Proof of Claim No. 3384 of 643-641 Ashbriar Partnership, filed on February 2, 2009 [Not Docketed]

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<sup>1</sup> The List of the Debtors and Tax Identification Numbers is located on the docket for Case No. 08-11643 (KJC) [Docket No. 64] and <http://chapter11.epiqsystems.com/wcicomunities>.

- b) Proof of Claim No. 3385 of 643-641 Ashbriar Partnership, filed on February 2, 2009 [Not Docketed]
- c) Debtors' Objection to Proofs of Claim Nos. 3384 and 3385 Filed by 643-641 Ashbriar Partnership; Counterclaims for Avoidance and Recovery of Preferential Transfers and Fraudulent Transfers, filed on June 17, 2009 [Docket Nos. 1858 and 1]
- d) Debtors' Request for Judicial Notice in Support of Debtors' Objection to Proofs of Claim Nos. 3384 and 3385 Filed by 643-641 Ashbriar Partnership; Counterclaims for Avoidance and Recovery of Preferential Transfers and Fraudulent Transfers, filed on June 17, 2009 [Docket Nos. 1859 and 2]
- e) Debtors' Motion to Shorten Notice with Respect to Hearing on Debtors' Motion Pursuant to 11 U.S.C. § 502(c) to Estimate the Contingent and Unliquidated Claims of 643-641 Ashbriar Partnership (Proof of Claim Nos. 3384 and 3385), filed on June 17, 2009 [Docket No. 1863]
- f) Order Granting Debtors' Motion to Shorten Notice with Respect to Hearing on Debtors' Motion Pursuant to 11 U.S.C. § 502(c) to Estimate the Contingent and Unliquidated Claims of 643-641 Ashbriar Partnership (Proof of Claim Nos. 3384 and 3385), filed on June 19, 2009 [Docket No. 1897]
- g) **Debtors' Reply to Response of 643-641 Ashbriar Partnership, Ashbriar Holdings, LLC and Ashbriar, Inc. to Debtors' Motion Pursuant to 11 U.S.C. Section 502(c) to Estimate the Contingent and Unliquidated Claims of 643-641 Ashbriar Partnership (Proof of Claim Nos. 3384 and 3385) and Establish Estimation Procedures, filed on June 25, 2009 [Docket No. 1927]**
- h) **Notice of Lodging of the Debtors' Exhibits 1-23 for the Hearing to Estimate the Contingent and Unliquidated Claims of 643-641 Ashbriar Partnership (Proof of Claim Nos. 3384 and 3385), filed on June 25, 2009 [Docket No. 1928]**
- i) **Notice of Filing of Debtors' [Proposed] Statement of Stipulated Facts and Documents in Connection with the Motion to Estimate the Contingent and Unliquidated Claims of 643-641 Ashbriar Partnership, filed on June 25, 2009 [Docket No. 1929]**

Response(s) Received:

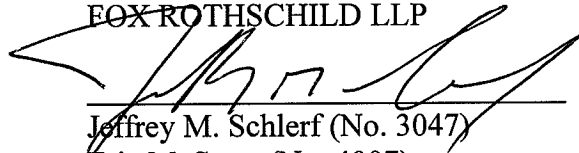
- a) Response of 643-641 Ashbriar Partnership, Ashbriar Holdings, LLC and Ashbriar, Inc. to Debtors' Motion Pursuant to 11 U.S.C. § 502(c) to Estimate the Contingent and Unliquidated Claims of 643-641 Ashbriar Partnership (Proof of Claim Nos. 3384 and 3385) and Establish Estimation Procedures, filed on June 23, 2009 [Docket No. 1919]

Status:

The trial of the Debtors' estimation motion will go forward.

Dated: June 25, 2009  
Wilmington, Delaware

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-and-

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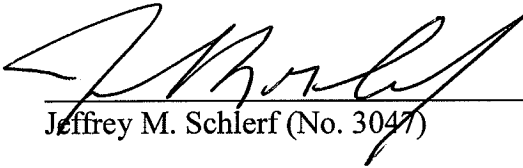
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Attorneys to the Debtors and  
Debtors in Possession

**CERTIFICATE OF SERVICE**

I, Jeffrey M. Schlerf, hereby certify that on the 25<sup>th</sup> day of June, 2009, I caused a copy of the *Amended Notice of Agenda of Matters Scheduled for Hearing on June 26, 2009 at 10:00 a.m.* to be served upon the parties listed on the attached service list *via* facsimile.

  
\_\_\_\_\_  
Jeffrey M. Schlerf (No. 3047)

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