

Exhibit 3

SCHEDULE 12.12

Certain Retained Causes of Action

Except as expressly provided for in the Plan,¹ nothing contained in the Plan, this Schedule or the Confirmation Order shall be deemed to be a waiver or relinquishment of any rights or Causes of Action that the Debtors or the Reorganized Debtors may have or that the Reorganized Debtors may choose to assert on behalf of their respective Estates under any provision of the Bankruptcy Code or any applicable non-bankruptcy law, including, without limitation, (i) any and all Causes of Action or Claims against any person or entity, to the extent such person or entity asserts a crossclaim, counterclaim and/or claim for set-off that seeks affirmative relief against the Debtors, the Reorganized Debtors, their officers, directors or representatives or (ii) the turnover of any property of the Debtors' Estates.

¹ Capitalized terms not otherwise defined herein have the meanings ascribed to them in the Debtors' Joint Plan of Reorganization, dated as of March 7, 2013 (the "**Plan**"), as the same may be modified, supplemented or amended.