

**OpCo Debtors
Disclosure Statement Objection and Response Chart**

	Objecting Party	Counsel	Basis for Objection	Response	Status
1	<p>William J. Yung, III, Columbia Sussex Corporation, Tropicana Casinos and Resorts, Inc., et al. (the “Yung Entities”)</p> <p>Reservation of Rights</p> <p>[Docket No. 1453]</p>	<p>Greenberg Traurig, LLP John W. Weiss 200 Park Avenue New York, NY 10166 Tel: (212) 801-9200 Fax: (212) 801-6400</p> <p>Nancy A. Peterman 77 West Wacker Drive, Suite 2500 Chicago, IL 60601 Tel: (312) 456-8400 Fax: (312) 456-8435</p>	<p>A. Claims of the Yung Entities in excess of \$200 million are not properly disclosed by the OpCo Debtors.</p> <p>B. Reserve rights to submit objection to Confirmation.</p>	<p>The OpCo Debtors have supplemented the Disclosure Statement with additional information to disclose the allegations of the Yung Entities.</p>	Resolved.
2	<p>Icahn Associates Corp. (“Icahn”)</p> <p>Objection and Reservation of Rights</p> <p>[Docket No. 1455]</p>	<p>Bayard, P.A. Charlene D. Davis 222 Delaware Avenue, Suite 900 P.O. Box 25130 Wilmington, DE 19801 Tel: (302) 655-5000 Fax: (302) 658-6395</p> <p>Sonnenschein Nath & Rosenthal LLP Peter D. Wolfson Oscar N. Pinkas 1221 Avenue of the Americas New York, NY 10020 Tel: (212) 768-6700 Fax: (212) 768-6800</p>	<p>A. Icahn and the OpCo Debtors are working to address and resolve concerns and potential objections.</p> <p>B. Icahn reserves its “right” to supplement the objection and reservation of rights.</p>	<p>The OpCo Debtors resolved the vast majority of Icahn’s concerns through additional disclosure. Any remaining concerns are to Confirmation.</p> <p>Objection and Reservation of Rights resolved; this is no longer relevant.</p>	Resolved.

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3	<p>Wilmington Trust Company, Indenture Trustee for Senior Notes (the “Indenture Trustee”)</p> <p>Objection</p> <p>[Docket No. 1456]</p>	<p>Pryor Cashman LLP Tina N. Moss 410 Park Avenue New York, NY 10022 Tel: (212) 421-4100</p> <p>Stevens & Lee, P.C. Joseph Grey 1105 North Market Street, 7th Floor Wilmington, DE 19801 Tel: (302) 654-5180</p>	<p>A. The Disclosure Statement does not sufficiently disclose the affect of the Plan on the Subordinated Notes Indenture, the rights of the Indenture Trustee under the Subordinated Notes Indenture, and the mechanism for distributions to the Holders thereof.</p> <p>B. The Indenture Trustee is not responsible for generating a list of Holders of the Subordinated Notes Indenture.</p> <p>C. The proposed Record Date is unfair to Holders of the Subordinated Notes Indenture; the Record Date should be the date the Disclosure Statement Order is entered.</p>	<p>The Disclosure Statement provides adequate disclosure of these issues, the Indenture Trustee just prefers different Plan provisions. The Indenture Trustee’s proposed language is amendments to the Plan intended to ensure the Indenture Trustee’s rights to impose a lien on distributions to Holders for its fees and expenses and assert a claim against the OpCo Debtors as Claims or Administrative Claims.</p> <p>The OpCo Debtors will work with DTC to obtain information with respect to beneficial Holders; <u>however</u>, if there are registered Holders other than DTC, only the Indenture Trustee knows these Entities. Thus, the procedures are appropriate.</p> <p>It is common, and necessary, to have a fixed Record Date. Nevertheless, the OpCo Debtors have modified the definition of Record Date to address the Indenture Trustee’s concerns.</p>	<p>Contested.</p> <p>The OpCo Debtors will continue to work with the Indenture Trustee on mutually agreeable language; <u>however</u>, the Indenture Trustee’s proposed changes to the Plan are Confirmation issues.</p>

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4	Steering Committee of Senior Secured Lenders (the "Steering Committee") Reservation of Rights [Docket No. 1457]	Duane Morris LLP Michael R. Lastowski 1100 North Market Street, Suite 1200 Wilmington, DE 19801-1246 Tel: (302) 657-4942 Fax: (302) 657-4901 Latham & Watkins LLP Mark Broude 885 Third Avenue New York, NY 10022 Tel: (212) 906-1200 Fax: (212) 751-4864	A. The Steering Committee and the OpCo Debtors are working to address and resolve concerns and potential objections. B. The Steering Committee reserves its "right" to supplement the objection and reservation of rights.	The OpCo Debtors have resolved many of the concerns of the Steering Committee and are hopeful to resolve the remaining concerns. In any event, any such concerns regard the Plan and are not objections to the Disclosure Statement. The OpCo Debtors reserve the right to object to any such supplemental filing.	Any Disclosure Statement concerns are resolved and the OpCo Debtors and the Steering Committee are continuing to work to resolve the other concerns.
5	Official Committee of Unsecured Creditors (the "Committee") Response [Docket No. 1458]	Morris, Nichols, Arsht, & Tunnell LLP Robert J. Dehney 1201 N. Market Street P.O. Box 1347 Wilmington, DE 19899-1347 Tel: (302) 658-9200 Stroock & Stroock & Lavan LLP Kristopher M. Hansen Erez E. Gilad Abigail M. Beal 180 Maiden Lane New York, NY 10038 Tel: (212) 806-5400	A. The Disclosure Statement should include additional disclosure regarding the Valuation Analysis and Liquidation Analysis. B. The Solicitation Package should include a letter from the Committee. C. The Disclosure Statement should include additional disclosure language regarding Tropicana AC's situation.	The OpCo Debtors have supplemented the Disclosure Statement with additional information in response to this concern. <u>See, e.g.</u> , Sections I.C, I.E, I.H, I.J, and V.C. The OpCo Debtors have agreed to include a letter from the Committee in the Solicitation Package. The OpCo Debtors have supplemented the Disclosure Statement with additional information in response to this concern. <u>See, e.g.</u> , Sections I.Preamble, I.D, II.F, III.D.2, III.E.2, and VII.A.	The OpCo Debtors have provided the Committee the draft Amended Disclosure Statement and are hopeful that the additional disclosure resolves the concerns. The OpCo Debtors are working with the Committee in an attempt to resolve the other issues.

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			D. The Disclosure Statement should include additional disclosure regarding Park Cattle.	The OpCo Debtors have supplemented the Disclosure Statement with additional information in response to this concern. <u>See</u> Section VII.B.	
			E. The Disclosure Statement should include additional disclosure regarding the Rights Offering.	The OpCo Debtors have supplemented the Disclosure Statement with additional information in response to this concern. <u>See</u> Section I.H.	
			F. The Disclosure Statement should include additional disclosure regarding Insider Claims.	The OpCo Debtors have supplemented the Disclosure Statement with additional information in response to this concern. <u>See</u> Section I.F.	
			G. The Disclosure Statement should include additional disclosure regarding gaming licensing issues.	The OpCo Debtors have supplemented the Disclosure Statement with additional information in response to this concern. <u>See, e.g.</u> , Article VI and appendices to Disclosure Statement, and Sections I.H and VIII.B.4.	
			H. The Disclosure Statement should include additional disclosure regarding Rejection Damages Claims.	Either the Claims estimates already account for Rejection Damages Claims or the OpCo Debtors will supplement the Disclosure Statement.	

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			I. The proposed discovery schedule is too aggressive.	The OpCo Debtors are working with the Committee to reach an agreement and will present an agreed schedule or address this at the Disclosure Statement Hearing. The OpCo Debtors believe the Confirmation Hearing should be scheduled for on or about April 14, 2009, subject to the Court's availability.	
			J. The Committee reserves its "right" to supplement the response.	The OpCo Debtors reserve the right to object to any such supplemental filing.	

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6	<p>Park Cattle Co. ("Park Cattle")</p> <p>Objection</p> <p>[Docket No. 1460]</p>	<p>Monzack Mersky McLaughlin and Browder, P.A. Rachel B. Mersky 1201 N. Orange Street, Suite 400 Wilmington, DE 19801 Tel: (302) 656-8162 Fax: (302) 656-2769 rmersky@monlaw.com</p>	<p>A. The Disclosure Statement does not properly disclose the treatment of the Park Cattle leases or the affects of possibly rejecting such leases.</p>	<p>Park Cattle's true concern is knowing the fate of its leases. Park Cattle agreed to extend the OpCo Debtors' period to assume or reject until March 20, 2009 just weeks ago.</p> <p>Moreover, debtors often wait until just prior to confirmation to disclose assumed and rejected agreements.</p> <p>Nevertheless, the OpCo Debtors have added a risk factor to the Disclosure Statement concerning the possibility of a Claim or Rejection Damages Claim of Park Cattle if the stipulation entered into with Park Cattle and approved by the Court on February 4, 2009 is breached, or if the Park Cattle leases are breached or rejected. <u>See</u> Section VII.B.</p>	<p>Contested.</p>

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			B. The Plan Supplement should be filed sooner before the Voting Deadline.	In accordance with the stipulation entered into with Park Cattle and approved by the Court on February 4, 2009, the OpCo Debtors will disclose their intentions with respect to the leases with Park Cattle no later than one week before the Plan Objection Deadline and two weeks before the Voting Deadline. This provides Park Cattle with sufficient time and information to make informed decisions.	
			C. The Debtors' intention to reserve the right to reject leases 30 days after the Effective Date is inappropriate.	For the reasons stated above, this provision does not apply to Park Cattle. Additionally, this is a Confirmation issue. In any event, it is common for plans to have provisions similar to this one.	
			D. The Disclosure Statement does not address the "Stipulated Judgment" between certain of the OpCo Debtors, Park Cattle, and certain other Entities	As discussed above, the OpCo Debtors have supplemented the Disclosure Statement with additional information in response to this concern. <u>See</u> Section VII.B.	