

Ovuka, Nancy M.

801.30

From: [REDACTED]
Sent: Thursday, August 11, 2005 4:25 PM
To: Ovuka, Nancy M.
Subject: FW: Receipt of Stock in a Bankruptcy Plan

Nancy--

Is the receipt of stock as a distribution in a bankruptcy plan an 801.30 transaction, on the theory that you are essentially converting claims in the bankruptcy into stock? (Assume that 802.63 is unavailable.)

Practically, this seems like the right result, since the issuer often does not know or cannot keep track of what each claimant will receive, especially where claims are held through nominees.

[REDACTED]

8/12/05

Not treated as
ex 801.30.

H. Ovuka

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