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November 6, 2009

Re: Chapter 11 Plan Should Be Confirmed
Minor Effect on LandAmerica MDL Litigation

Class Representatives:

The Chapter 11 plan, as configured, will not have significant impact on MDL class litigation pending in South Carolina. Our case against SunTrust will proceed and we have no bankruptcy restrictions on suing other potential defendants who assisted the Ponzi scheme. The bankruptcy confirmation of the Plan does temporarily stay our case against the employees of LandAmerica (LES) and LandAmerica Financial Group (LFG), but it does not terminate our case. We will be able to monitor the litigation against these employees by their employers (LES and LFG) and can step in when the bankruptcy litigation is concluded, if more needs to be done. The Class will serve as a backstop to make sure the Trustees of LES and LFG to a good job.

Our efforts in Virginia resulted in changes to and clarifications of the Plan, which helped us to conclude that the Plan needs to be confirmed now. We need to withdraw out of the bankruptcy and start the process of collection of money from culpable third parties to make up of any deficits in the recoveries you will obtain through the Bankruptcy process. I remain positive.

Very truly yours,

HOLLISTER & BRACE

By: 

ROBERT L. BRACE

RLB:sw