

**Motions to Dismiss: Dispositions as to Particular Claims**

<b>Claim #</b>	<b>Facility (Where Applicable)</b>	<b>Admin Agent (Where Applicable)</b>	<b>Defendant(s)</b>	<b>Shorthand Description</b>	<b>Disposition</b>
1	UCA/Hilton Head	Wachovia	Co-Borrowing Lenders	Intentional Fraudulent Conveyance, Code §548	Claims survive
2	UCA/Hilton Head	Wachovia	Co-Borrowing Lenders	Constructive Fraudulent Conveyance, Code §548	Claims survive
3	UCA/Hilton Head	Wachovia	Co-Borrowing Lenders	Intentional Fraudulent Conveyance, State Law	Claims survive
4	UCA/Hilton Head	Wachovia	Co-Borrowing Lenders	Constructive Fraudulent Conveyance, State Law	Claims survive
5	Century Cable Holdings	Bank of America	Co-Borrowing Lenders	Intentional Fraudulent Conveyance, Code §548	Claims survive
6	Century Cable Holdings	Bank of America	Co-Borrowing Lenders	Constructive Fraudulent Conveyance, Code §548	Claims survive
7	Century Cable Holdings	Bank of America	Co-Borrowing Lenders	Intentional Fraudulent Conveyance, State Law	Claims survive
8	Century Cable Holdings	Bank of America	Co-Borrowing Lenders	Constructive Fraudulent Conveyance, State Law	Claims survive
9	Olympus	Bank of Montreal	Co-Borrowing Lenders	Intentional Fraudulent Conveyance, Code §548	Claims survive
10	Olympus	Bank of Montreal	Co-Borrowing Lenders	Constructive Fraudulent Conveyance, Code §548	Claims survive
11	Olympus	Bank of Montreal	Co-Borrowing Lenders	Intentional Fraudulent Conveyance, State Law	Claims survive
12	Olympus	Bank of Montreal	Co-Borrowing Lenders	Constructive Fraudulent Conveyance, State Law	Claims survive
13	Century-TCI	Citibank	Century-TCI Lenders	Intentional Fraudulent Conveyance, Code §548	Claims survive
14	Century-TCI	Citibank	Century-TCI Lenders	Constructive Fraudulent Conveyance, Code §548	Claims survive
15	Century-TCI	Citibank	Century-TCI Lenders	Intentional Fraudulent Conveyance, State Law	Claims survive
16	Century-TCI	Citibank	Century-TCI Lenders	Constructive Fraudulent Conveyance, State Law	Claims survive
17			Fleet	Intentional Fraudulent Conveyance, State Law	See Judge Kaplan Decision
18			Fleet	Constructive Fraudulent Conveyance, State Law	See Judge Kaplan Decision
19			Fleet	Constructive Fraudulent Conveyance, Code §548	See Judge Kaplan Decision
20			Fleet	Constructive Fraudulent Conveyance, Code §548	See Judge Kaplan Decision
21			HSBC	Intentional Fraudulent Conveyance, State Law	See Judge Kaplan Decision
22			HSBC	Constructive Fraudulent Conveyance, State Law	See Judge Kaplan Decision

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23			Key Bank	Intentional Fraudulent Conveyance, State Law	See Judge Kaplan Decision
24			Key Bank	Constructive Fraudulent Conveyance, State Law	See Judge Kaplan Decision
25			Bank of Nova Scotia	Intentional Fraudulent Conveyance, State Law	Claims survive
26			Bank of Nova Scotia	Constructive Fraudulent Conveyance, State Law	Claims survive
27			Bank of Nova Scotia	Intentional Fraudulent Conveyance, Code §548	Claims survive
28			Bank of Nova Scotia	Constructive Fraudulent Conveyance, Code §548	Claims survive
29			CIBC	Intentional Fraudulent Conveyance, State Law	Claims survive
30			CIBC	Constructive Fraudulent Conveyance, State Law	Claims survive
31			Margin Lenders Salomon Smith Barney, Bank of America, Goldman Sachs, and Deutsche Bank	Intentional Fraudulent Conveyance, Code §548	Claims survive
32			Agent Banks, Investment Banks	Violation of Bank Holding Company Act	Claims survive
33			All Defendants	Equitable Disallowance or Equitable Subordination	Claims for both equitable <i>subordination</i> and equitable <i>disallowance</i> survive, except for those based on wrongful acts in connection with FrontierVision and Parnassos facilities.
34			Co-Borrowing Lenders	Recharacterization of Debt as Equity	Dismissed.
35			Century-TCI Lenders	Recharacterization of Debt as Equity	Dismissed.
36			Agent Banks, Investment Banks	Breach of Fiduciary Duty	Dismissed as against Agent Banks, and dismissed against Investment Banks whose agreements disclaimed the existence of a fiduciary relationship. Claims otherwise survive.
37			Agent Banks, Investment Banks	Aiding and Abetting Breach of Fiduciary Duty	Dismissed to the extent aiding and abetting claims are based on wrongful acts in connection with FrontierVision, Parnassos and Century-TCI facilities. Claims otherwise survive.

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38			Agent Banks, Investment Banks	Aiding and Abetting Fraud	Dismissed. Leave to replead granted.
39			Agent Banks	Gross Negligence	Dismissed.
40			Investment Banks	Gross Negligence	Dismissed against Investment Banks whose agreements disclaimed the existence of a fiduciary relationship. Claims otherwise survive.
41	Century Cable Holdings	Bank of America	CCH Co-Borrowing Lenders	Declaratory judgment that not liable for amounts in excess of max permitted by f/c laws	Claims survive
42	Olympus	Bank of Montreal	Olympus Co-Borrowing Lenders	Declaratory judgment that not liable for amounts in excess of max permitted by f/c laws	Claims survive
43	Century-TCI	Citibank	Century-TCI Lenders	Voidable Preferences, Code §547	Claims survive
44	Parnassos	Bank of Nova Scotia	Parnassos Lenders	Voidable Preferences, Code §547	Claims survive
45	UCA/HHC	Wachovia	UCA/HHC Lenders	Unjust Enrichment	Dismissed
46	Century Cable Holdings	Bank of America	CCH Co-Borrowing Lenders	Unjust Enrichment	Dismissed
47	Olympus	Bank of Montreal	Olympus Co-Borrowing Lenders	Unjust Enrichment	Dismissed
48	UCA/HHC, Century Cable Holdings, Olympus	Wachovia, Bank of America, Bank of Montreal	Co-Borrowing Lenders	Equitable Estoppel	Dismissed
49	FrontierVision	Chase	FrontierVision Lenders	Voidable Preferences, Code §547	Claims survive
50	Century Cable Holdings	Bank of America	CCH Co-Borrowing Lenders	Voidable Preferences, Code §547	Claims survive
51	Olympus	Bank of Montreal	Olympus Co-Borrowing Lenders	Voidable Preferences, Code §547	Claims survive
52	UCA/HHC	Wachovia	UCA/HHC Lenders	Voidable Preferences, Code §547	Claims survive