

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

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In re: : Chapter 11  
: :  
ALSET OWNERS, LLC, *et al.*,<sup>1</sup> : Case No. 09-11960 (BLS)  
: (Jointly Administered)  
Debtors. :  
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**NOTICE OF PROPOSED THIRD AMENDMENT  
TO ASSET PURCHASE AGREEMENT**

PLEASE TAKE NOTICE that on August 18, 2009, the proposed Third Amendment to the Asset Purchase Agreement dated June 5, 2009 (the “Third Amendment”) was filed by the above-captioned debtors (the “Debtors”) with the United States Bankruptcy Court for the District of Delaware, 824 Market Street, Wilmington, Delaware 19801 (the “Bankruptcy Court”). A true and correct copy of the proposed Third Amendment is attached hereto.

The proposed Third Amendment will not be executed by the Debtors and Checkercoco, Inc. (“Checkercoco”) until the proposed Stipulation Regarding Claims of Textron Financial Corporation and Providing Related Relief is approved by the Bankruptcy Court. By the Third Amendment, after extensive discussions with Textron Financial Corporation (“Textron”), Checkercoco has agreed to provide additional consideration to Textron in exchange for the purchased assets referred to as the “Acquired Textron Assets” in the Asset Purchase Agreement. All parties in interest, including prospective bidders, should be guided accordingly.

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<sup>1</sup> The Debtors and the last four digits of their respective tax identification numbers are: Alset Owners, LLC, a Delaware limited liability company (7520); Altes, LLC, a Delaware limited liability company (6927); Setla, LLC, a Delaware limited liability company (6752); and Checkers Michigan, LLC, a Delaware limited liability company (8016). The Debtors’ service address is Altes, LLC/Setla, LLC, 1200 North Federal Highway, Suite 111-B, Boca Raton, FL 33432-2813.

Dated: August 18, 2009

**BLANK ROME LLP**

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