

EXHIBIT B

Date: Fri, 09 Jan 2004 17:06:22 -0500
From: COBB (Rick Cobb)
To: "Mark Hathaway" <mark@slaterhathaway.com>
cc: "Jeffrey A. Davis" <jeffdavis@graycary.com>, "Madison L. Cashman" <mcashman@potteranderson.com>, "William A. Hazeltine" <whazeltine@potteranderson.com>
Subject: re: Request for Cotinuanace of Contested Hearing

Thank you for your response and professional courtesies in this matter. Sycamore will file its Continuance Motion with the court. So that you are aware, Sycamore does not intend to proceed with a trial on the merits next Wednesday, and instead will proceed with the Continuance Motion if permitted to do so. Sycamore reserves its right to seek a telephonic hearing on the request for a continuance in advance of the hearing.

Inversiones Ramiro has not advised us that it will suffer any material prejudice if the Motion is granted, except that the premises will remain dark and it will not receive any percentage rent until the assumption and assignment is resolved, a situation that has been the status quo for some period of time now. I note that Inversiones has not informed us that it has any prospective tenant for the property; nor did it move the court for relief from the automatic stay to force an earlier decision. Thus, I am hard-pressed to understand how a brief continuance will prejudice your client, particularly if there is no potential tenant waiting in the wings other than Dollar Stores, which has been brought to the table by Sycamore.

Be that as it may, we have attempted to resolve the dispute consensually, and now Sycamore will ask the court to decide this issue.

On Friday, January 09, 2004 4:47 PM, Mark Hathaway wrote:

Date: Fri, 9 Jan 2004 21:47:00 +0000
From: Mark Hathaway
To: "Cobb, Richard"
Subject: Request for Cotinuanace of Contested Hearing

Rick --

Inversiones Ramiro does not agree to a continuance. I first raised the landlords concerns about going dark with Fleming counsel Robert T. Buday, Esq., Kirkland & Ellis, back in early May, and with at least five other counsel. I spoke with Mark Engstrom, Nugget/Sycamore's broker/principal, in late July, and spoke and corresponded with Nugget/Sycamore's attorney, David Calfee in July and again in September. I have corresponded and spoken with Mark Gross, C & S Wholesale's CFO, VP and General Counsel, and other C&S execs and reps in August, September and October. We raised the going dark issue (and 365(b)(3) issues) in our objections filed in August, October, and again in December. We did not even receive the courtesy of a telephone call that Nugget moved out. The extent of the settlement has been verbal representations that Dollar Tree would take the location and that, if the landlord waives objections, the landlord would get about 1/3rd of the income under the existing lease. I appreciate your (and Mr. Davis') professional courtesy in this matter, but the landlord is sitting with a dark location and no percentage rent and wishes to proceed.

Mark M. Hathaway
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Thank you.

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