UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

In re	)	Chapter 11
	)	
PIKE NURSERY HOLDING LLC,	)	Case No. 07-79129-MGD
	)	
Debtor.	)	Judge Diehl
	)	

STIPULATION REGARDING OFFICIAL COMMITTEE OF UNSECURED CREDITORS' FIRST SET OF DOCUMENT REQUESTS TO PNC BANK, NATIONAL ASSOCIATION AND NOTICE OF EXAMINATION OF PNC BANK, NATIONAL ASSOCIATION

The Official Committee of Unsecured Creditors (the "Committee") and PNC Bank, National Association ("PNC") make this stipulation pursuant to Rule 2004 of the Federal Rules of Bankruptcy Procedure:

1. The Committee wishes to examine PNC pursuant to Rule 2004(a) of the Federal Rules of Bankruptcy Procedure. In furtherance of that examination, counsel for the Committee has served on counsel for PNC the Official Committee of Unsecured Creditors' First Set of Document Requests to PNC Bank, National Association and Notice of Examination of PNC Bank, National Association (the "Discovery Requests"). A copy of the Discovery Requests are attached as Exhibit "A."

2. Subject to paragraph 8 below, PNC has agreed to do the following things set forth below.

3. PNC shall make Bryan Shia available to testify on the topics identified in the Discovery Requests on either February 12, 2008 or February 13, 2008 (at the discretion of counsel for the Committee) in Charlotte, North Carolina.

4. PNC shall make Kurt Putkonen available to testify on the topics identified in the Discovery Requests on February 14, 2008 in Atlanta, Georgia.

5. PNC designates Messrs. Shia and Putkonen to testify on its behalf pursuant to Rule 30(b)(6) as incorporated by Rule 9030 of the Federal Rules of Bankruptcy Procedure as well as Rule 2004 of the Federal Rules of Bankruptcy Procedure and shall designate the topics on which each representative shall testify in writing on or before February 5, 2008.

6. Subject to the terms of this stipulation, PNC shall produce the documents requested in the Discovery Requests electronically on CD-ROMs with images in Single-page Group IV Tiff (Tagged Image File Format) files with a page-for-page cross reference file (due on or before February 6, 2008) and electronically on CD-ROMs (due on or before February 5, 2008) showing the correlation between the bates numbers and actual Tiff file so as to be actually received by Jeffrey N. Pomerantz, Esq., Pachulski Stang Ziehl & Jones, LLP, 10100 Santa Monica Boulevard, 11th Floor, Los Angeles, California 90067-4100 and Robert M.D. Mercer, Esq., Powell Goldstein, LLP, 1201 West Peachtree Street, N.W., 14th Floor, Atlanta, Georgia 30309-3488 on or before the applicable deadlines noted above. To ensure prompt delivery, counsel for PNC shall send such CD-ROMs on or before the day before the applicable deadlines noted above by Federal Express Priority Overnight.

7. PNC shall produce its privilege log to counsel for the Committee so as to be actually received on or before February 11, 2008.

8. PNC reserves all rights to object to any of the requests in the Discovery Requests, including, without limitation, the scope and manner in which the Discovery Requests seek production of witnesses or documents, the grounds that production of such documents is privileged or subject to some other protection against production, and the grounds that it seeks to

impose obligations upon PNC that are greater than or inconsistent with those imposed by the Federal Rules of Bankruptcy Procedure or the Federal Rules of Civil Procedure. PNC has consensually designated Messrs. Shia and Putkonen as the persons best suited to respond to oral questions on the topics presented in the Discovery Requests, but makes no representation that they are the best persons to respond to questions on all topics presented in the Discovery Requests. However, PNC represents that under all of the circumstances it has made a good faith effort and used reasonable diligence to comply with its obligations under Rule 30(b)(6) of the Federal Rules of Civil Procedure and has designated appropriate representatives to testify on its behalf.

9. The Committee reserves all of its rights to oppose any objection raised by PNC and to seek all appropriate remedies.

10. The Committee and PNC jointly request that the Court enter their proposed consent order approving this stipulation.

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Dated: February 1, 2008.

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EXHIBIT A

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

In re	)	Chapter 11
	)	
PIKE NURSERY HOLDING LLC,	)	Case No. 07-79129-MGD
	)	
Debtor.	)	Judge Diehl
	)	

OFFICIAL COMMITTEE OF UNSECURED CREDITORS' FIRST SET OF DOCUMENT REQUESTS TO PNC BANK, NATIONAL ASSOCIATION AND NOTICE OF EXAMINATION OF PNC BANK, NATIONAL ASSOCIATION

TO: PNC Bank, National Association and its attorneys James R. Langdon, Moore & Van Allen, 100 North Tryon Street, Suite 4700, Charlotte, NC 28202-4003

PLEASE TAKE NOTICE that, pursuant to Rules 2004, 7026, and 7034 of the Federal Rules of Bankruptcy Procedure and Rules 26, 30 and 34 of the Federal Rules of Civil Procedure, the Official Committee of Creditors Holding Unsecured Claims (the "Committee") requests that PNC Bank, National Association ("PNC"), on or before February 4, 2008, produce documents responsive to the requests set forth below.

PLEASE TAKE FURTHER NOTICE that, pursuant to Rules 2004, 7026, and 7030 of the Federal Rules of Bankruptcy Procedure and Rules 26 and 30 of the Federal Rules of Civil Procedure, the Committee will conduct the examination, under oath, of the person(s) most knowledgeable at PNC on the topics set forth below on February 12, 2008, beginning at 10:00 am at the offices of Powell Goldstein, LLP One Atlantic Center, Fourteenth Floor, 1201 West Peachtree Street, NW, Atlanta, GA 30309-3488, before a certified stenographic reporter authorized to administer oaths, continuing thereafter day to day, or at such time and place as agreed. Pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure and Rule 2004 of the

Federal Rules of Bankruptcy Procedure, PNC shall designate one or more officers, directors or managing agents, or other persons to testify on its behalf regarding the topics set forth below.

The document requests are continuing in nature. If YOU or YOUR counsel become aware of any additional information relating to matters into which these document requests inquire, Fed.R.Bankr.P. 7026 and Fed.R.Civ.P. 26 require supplementation of the responses to these requests.

DEFINITIONS AND INSTRUCTIONS

A. All capitalized terms in these discovery requests that are not defined herein shall have the meaning given to them in the Final Order (A) Authorizing Debtor in Possession to Obtain Secured Postpetition Financing from PNC With Priority Set Forth Herein, (B) Approving Agreements Relating to the Foregoing; and (C) Granting Related Relief (the "FINAL ORDER").

B. The terms "YOU," "YOUR," and "YOURS" mean PNC Bank, National Association, the PREPETITION LENDERS, the DIP AGENT, the DIP LENDERS and anybody acting on its behalf, including any attorneys.

C. "DEBTOR" means the Pike Nursery Holding LLC and anybody acting on its behalf including any of its attorneys.

D. The term "DOCUMENT" refers to all sources of information of any kind listed in Rule 34(a) of the Federal Rules of Civil Procedure, including (but not limited to) information that exists in electronic form.

E. "LOST OR DESTROYED DOCUMENTS." If any document for which production is requested was formerly in existence or in your possession, custody or control, your identification should state for each such document: (i) an identification of the document and its

author and addressee; (ii) the date and circumstances of the document's loss or destruction; and (iii) the reason or justification for such loss or destruction.

F. "PERSON" or "PERSONS" means any individual or legal entity of any kind.

G. "IDENTIFICATION OF THE DOCUMENT" shall mean when used with reference to:

1. An individual person:

(a) his or her full name;

(b) his or her present or last known complete business address; and

(c) his or her position, business affiliation and job description at the time in question with respect to the interrogatory involved;

2. a firm, partnership, association, corporation, organization or agency:

(a) its full name; and

(b) a description of the type of entity;

3. a document or communication:

(a) its author;

(b) its subject matter, title, date and total number of pages;

(c) its type (e.g., letter, memorandum, report, diary) or some other means of recognizing it;

(d) each and every addressee;

(e) each and every person to whom copies were sent, by whom copies were received, and who you believe may have knowledge of its contents;

(f) its present location and custodian; and

(g) its disposition, if no location or custodian is specified.

H. "AND" includes the word "OR" and vice versa.

I. "ALL" includes the word "ANY" and vice versa.

J. "PERSON" means individual, partnership, corporation, limited liability company, joint venture company, association or other entity or being of whatever kind, whether or not operating or existing for profit, including, but not limited to, any "person" as such term is defined in section 101(41) of the BANKRUPTCY CODE.

K. The words "PERTAIN" or "PERTAINING" mean: relates to, refers to, contains, concerns, describes, embodies, mentions, constitutes, constituting, supports, corroborates, demonstrates, proves, evidences, shows, refutes, reflecting, disputes, rebuts, controverts, or contradicts.

L. "ROARK" shall mean Roark Capital Group, Inc., Roark-Pike LLC, and Roark-Pike Manager LLC as well as any affiliate or insider (as such terms are defined in the Bankruptcy Code) of any of the foregoing.

PROCEDURE FOR CLAIMING PRIVILEGE FOR DOCUMENT REQUESTS

If you claim that any inquiry contained in these document requests respecting any document or communication is objectionable on grounds of any privilege or other protection against production, for each such document or communication state (1) the nature of the objection and the basis therefore; (2) the nature of the document or communication and its general subject matter; (3) the identity of each person involved in or witnessing such communication, or, if a document, the identity of its author and its addressee and of each person who read or possessed the document; (4) the date of the document or communication; and (5) if a

document, its present location and the identity of its custodian; provided that, compliance with the above shall not operate as a waiver of or impair any privilege or protection against production by the responding party.

REQUESTS FOR PRODUCTION OF DOCUMENTS

REQUEST NO. 1: ALL DOCUMENTS that constitute communications between YOU and ANY PERSON PERTAINING in ANY way to the DEBTOR created on or before January 15, 2008.

REQUEST NO. 2: ALL DOCUMENTS that constitute communications regarding the Debtor between YOU and ANY PERSON PERTAINING in ANY way to ROARK created on or before January 15, 2008.

REQUEST NO. 3: ALL DOCUMENTS that constitute communications regarding the Debtor between YOU and ANY PERSON PERTAINING in ANY way to PDIP, LLC created on or before January 15, 2008.

REQUEST NO. 4: ALL DOCUMENTS constituting or PERTAINING to the PREPETITION AGREEMENT or the PREPETITION FACILITY.

REQUEST NO. 5: ALL DOCUMENTS that PERTAIN to the value of the PREPETITION COLLATERAL on the PETITION DATE created on or before January 15, 2008.

REQUEST NO. 6: ALL DOCUMENTS that support the amount of the PREPETITION LENDER'S claims against the DEBTOR under the PREPETITION FACILITY as of the PETITION DATE.

REQUEST NO. 7: ALL DOCUMENTS created on or before January 15, 2008 that PERTAIN to the value of the PREPETITION COLLATERAL, including, but not limited to any reports prepared for YOU by any consultants retained by YOU.

REQUEST NO. 8: ALL DOCUMENTS created on or before January 15, 2008 that PERTAIN to ANY attempt to sell assets of DEBTOR or to enter into any transaction outside of the ordinary course of business.

REQUEST NO. 9: ALL DOCUMENTS that PERTAIN to ANY payments received by the PREPETITION LENDER from the DEBTOR under the PREPETITION FACILITY.

REQUEST NO. 10: ALL DOCUMENTS created on or before January 15, 2008 that PERTAIN to ANY agreements, either written or oral, express or implied, between the PREPETITION LENDER and the DEBTOR.

TOPICS OF EXAMINATION

TOPIC NO. 1: Communications between YOU and ANY PERSON PERTAINING in ANY way to the DEBTOR created on or before January 15, 2008.

TOPIC NO. 2: Communications PERTAINING to the Debtor between YOU and ANY PERSON PERTAINING in ANY way to ROARK created on or before January 15, 2008.

TOPIC NO. 3: Communications PERTAINING to the Debtor between YOU and ANY PERSON PERTAINING in ANY way to PDIP, LLC created on or before January 15, 2008.

TOPIC NO. 4: All DOCUMENTS constituting or PERTAINING to the PREPETITION AGREEMENT or the PREPETITION FACILITY.

TOPIC NO. 5: The value of the PREPETITION COLLATERAL on the PETITION DATE created on or before January 15, 2008.

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TOPIC NO. 7: The value of the PREPETITION COLLATERAL, including, but not limited to any reports prepared for YOU by any consultants retained by YOU.

TOPIC NO. 8: ALL attempts to sell assets of the DEBTOR or to enter into any transaction outside of the ordinary course of business.

TOPIC NO. 9: ANY payments received by the PREPETITION LENDER from the DEBTOR under the PREPETITION FACILITY.

TOPIC NO. 10: ANY agreements, either written or oral, express or implied, between the PREPETITION LENDER and the DEBTOR.

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