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January 21, 2010

Re: Moving and Storage Antitrust Class Action Update

I want to bring you up-to-date on the status of this litigation and the bankruptcy settlement in this action. The Order granting final approval of the settlement with the SIRVA entities in the bankruptcy court was issued in April 2009. Under the terms of that Order the settlement monies are required to be held in trust until the federal multidistrict litigation concludes. Therefore, we will not be in a position to disburse any funds until the claims against the remaining non-bankrupt defendants have been resolved. We can not presently estimate when that litigation will conclude.

In the primary action against the non-bankrupt defendants pending in Charleston, SC, we have now argued two very important motions in the US District Court and have prevailed in both. In both of those motions, the Honorable David C. Norton ruled that the defendants did not have immunity from claims alleging antitrust violations. However, the non-bankrupt defendants then asked the Fourth Circuit Court of Appeals to review Judge Norton's order. We filed a brief opposing the appeal as untimely, and argued the appeal should wait until there are final rulings on all issues. However, on January 14, 2010 the Court of Appeals issued an Order allowing the appeal to go forward.

All briefs will most likely be filed, the case argued, and a decision reached by the Court of Appeals within the next six (6) months, although that is only an estimate based on experience.

An update will be posted on our website at www.tanenbaumlaw.com and on our co-counsel's website at www.rpwb.com. We will endeavor to keep that updated, but please do not hesitate to email us or write us.

Sincerely yours,



Mark C. Tanenbaum

MCT/dvf

cc: T. Christopher Tuck, Esquire