

**UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO
AT CANTON**

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In re: : Chapter 11
: :
SCHWAB INDUSTRIES, INC., *et al.*,¹ : Case No. 10-60702
: (Jointly Administered)
Debtors. :
: Judge Russ Kendig
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**DEBTORS' NOTICE OF DETERMINATION OF CONTRACTS AND LEASES TO BE
ASSUMED BY DEBTORS AND ASSIGNED TO OLDCASTLE MATERIALS, INC.**

PLEASE TAKE NOTICE THAT pursuant to the *Order (1) Authorizing the Sale of Substantially All of the Debtors' Assets, Free and Clear of Liens, Claims, Interests and Encumbrances, Subject to Higher or Better Offers Pursuant to Bankruptcy Code §§ 363 and 365; (2) Approving the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases in Connection with Such Sale and Determining and Adjudicating Cure Amounts with Respect to Such Contracts and Leases; (3) Waiving the Fourteen-Day Stay Period Provided by Bankruptcy Rule 6004(h); and (4) Granting Related Relief* (the "Sale Order") [Docket No. 455] and the Revised Procedures for Solicitation and Selection of Highest and Best Qualified Bidder in Connection with Sale of Substantially all of the Assets of Schwab Industries, Inc. et al. (the "Bidding Procedures") attached as Exhibit A to the *Agreed Order Approving Motion for a Revised Bidding Procedures Order Approving (1) Executed Stalking Horse Asset Purchase Agreement; (2) Proposed Break-Up Fee and Expense Reimbursement; (3) Revised*

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor's tax identification number are: Schwab Industries, Inc. (2467); Medina Cartage Co. (9373); Medina Supply Company (3995); Quality Block & Supply, Inc. (2186); O.I.S. Tire, Inc. (7525), Twin Cities Concrete Company (9196); Schwab Ready-Mix, Inc. (8801); Schwab Materials, Inc. (8957); and Eastern Cement Corp. (7232).

Bidding Procedures; (4) the Form and Manner of Service of Notice of the Sale Hearing and Auction; and (5) the Form and Manner of Service of Notice of the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases Which Revises Order (1) Approving Auction and Bidding Procedures and an Auction Date; (2) Scheduling Date and Time for Sale Hearing; (3) Approving the Form and Manner of Service and Notice of the Sale Hearing and Auction Pursuant to Bankruptcy Rules 2002, 6004, and 6006; (4) Approving the Form and Manner of Service of Notice of the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases; and (5) Granting Related Relief (the “Revised Sale Procedures Order”) [Docket No. 406] Debtors are authorized to assume and assign to Oldcastle Materials, Inc. (“Buyer”) any and/or all of their executory contracts and unexpired leases (collectively, the “Contracts”).

PLEASE TAKE FURTHER NOTICE THAT pursuant to the terms of the Asset Purchase Agreement setting forth the terms upon which Debtors would sell substantially all their assets (except those assets of SMI) to Buyer (the “Sale”) approved by the Bankruptcy Court and incorporated into the Sale Order, Buyer had forty-five (45) days following closing of the Sale to determine which Contracts would be assumed by Debtors and assigned to Buyer, subject to the conditions of the Sale Order.

PLEASE TAKE FURTHER NOTICE THAT the Sale closed on June 2, 2010.

PLEASE TAKE FURTHER NOTICE THAT on July 16, 2010, Buyer notified Debtors which Contracts it intended to have Debtors assume and assign to Buyer by timely amending Schedule 2.1(e) to the Asset Purchase Agreement. Pursuant to the Asset Purchase Agreement and such amended Schedule 2.1(e) thereto, the Contracts listed on Exhibit A hereto are to be assumed by Debtors and assigned to Buyer. For the avoidance of doubt, the Contracts listed on

Exhibit B hereto are not being assumed by Debtors or assigned to Buyer. The counterparties to the Contracts listed on Exhibit A and Exhibit B hereto are hereby notified as to which Contracts have been assumed by Debtors by operation of the Sale Order and assigned to Buyer and which Contracts have not been assumed by Debtors and assigned to Buyer.

PLEASE TAKE FURTHER NOTICE THAT Debtors have served this Notice on all non-Debtor parties to the Contracts and Buyer, among all other parties listed on the general service list.

Debtors reserve all rights regarding assumption and/or rejection of any and all other Contracts.

Dated: July 20, 2010
Cleveland, Ohio

Respectfully Submitted,

/s/ Lawrence E. Oscar

Lawrence E. Oscar (0022696)

Daniel A. DeMarco (0038920)

Christopher W. Peer (0076257)

HAHN LOESER & PARKS LLP

200 Public Square, Suite 2800

Cleveland, Ohio 44114

Telephone: (216) 621-0150

Facsimile: (216) 241-2824

E-mail: leoscar@hahnlaw.com

dademarco@hahnlaw.com

cpeer@hahnlaw.com

Counsel to Debtors

EXHIBIT A

Schedule 2.1(e) (amended)

Contracts

SCHWAB INDUSTRIES, INC.		
CONTRACT	EXECUTORY?	PRE-PETITION CURE COSTS
TCF Equipment Finance Inc. (f/k/a DDI Leasing) – Equipment Leasing Agreement	Yes	\$2,294.00

MEDINA SUPPLY COMPANY		
CONTRACT	EXECUTORY?	CURE COSTS
21st Century – Gov't contract – County of Cuyahoga: RT Transit	Yes	\$0.00
21st Century – Gov't Contract – Nordonia High School	Yes	\$0.00
Avaya Financial Services – Equipment Rental	Yes	\$343.35
Brazen – Gov't Contract – NEORSD Renewable Energy Facility	Yes	\$0.00
Central Allied Enterprises, Inc. – Gov't Contract – Hills and Dale; Stark County Bd. of Commissioners	Yes	\$0.00
City of Brookpark – Gov't Contract – City of Brookpark	Yes	\$0.00
City of Lakewood – Gov't Contract – Street repair	Yes	\$0.00
City of Medina – Gov't Contract – Street repair	Yes	\$0.00
City of Stow – Gov't Contract – Street repair	Yes	\$0.00
City of Strongsville – Gov't Contract – Street repair	Yes	\$0.00

City of Akron – Gov't Contract – City of Akron street repair	Yes	\$0.00
C.T. Taylor – Gov't contract – Akron Univ.	Yes	\$0.00
C.T. Taylor – Gov't contract – McEbright CLC School	Yes	\$0.00
C.T. Taylor – Gov't contract – East Goodyear	Yes	\$0.00
C.T. Taylor – Gov't contract – Louisville High School	Yes	\$0.00
Cuy-Bridge – Gov't contract –I- 480 resurfacing	Yes	\$0.00
Foti Contracting – Gov't contract – West Shore Learning Center, Cuyahoga Community College	Yes	\$0.00
Giambrone – Gov't contract – TRI- C East Campus	Yes	\$0.00
Giambrone – Gov't contract – Avon Lake Stadium	Yes	\$0.00
Harris – Gov't contract – Cuyahoga County: Obama/JFK	Yes	\$0.00
Harris – Gov't Contract – Cuyahoga: Abraham Lincoln	Yes	\$0.00
Harris – Gov't contract – East Goodyear	Yes	\$0.00
Higley – Gov't contract – Allen Memorial Art Museum, Oberlin College, Lorain County	Yes	\$0.00
Karvo Paving – Gov't contract – North East Ave.	Yes	\$0.00
Kenmore – Gov't contract – Pettibone Rd.	Yes	\$0.00
Kenmore – Gov't contract – Frank Blvd.	Yes	\$0.00
Kokosing – Gov't contract – County of Cuyahoga – I-77 Widening	Yes	\$0.00

Kokosing – Gov't contract – County of Cuyahoga – Folton Rd. Bridge	Yes	\$0.00
Metro Pk. – Gov't contract – Cleve. Metro Park	Yes	\$0.00
Northeast – Gov't contract – Charles Dickens	Yes	\$0.00
Northeast – Gov't contract - Adiali Stevenson	Yes	\$0.00
Ohio Turnpike Commission – 2010 Concrete	Yes	\$0.00
Parsons – Gov't contract – Cloverleaf Elem. School	Yes	\$0.00
Perrin – Gov't contract – City of North Royalton street repair	Yes	\$0.00
Perrin – Gov't contract – Ridgewood/Jacoby Roundabout – City of Fairlawn	Yes	\$0.00
RMI – Gov't contract – Pettibone Rd.	Yes	\$0.00
RMI – Gov't contract – Hill-Dale	Yes	\$0.00
Schirack – Gov't contract – Woodster Rd. Bridge	Yes	\$0.00
Schirack – Gov't contract – Deerfield Bridge	Yes	\$0.00
Spano – Gov't contract – Cleve- Mass. Rd.	Yes	\$0.00
Tri Mor – Gov't contract – Bainbridge Rd.	Yes	\$0.00
Tri Mor – Gov't contract – Independence Blvd. Reconstruction	Yes	\$0.00
Val. City – Gov't contract – Robert Hyre School	Yes	\$0.00
Williamson – Gov't contract – Fitzwater Rd.	Yes	\$0.00

TWIN CITIES CONCRETE COMPANY		
CONTRACT	EXECUTORY?	CURE COSTS
Joanne Clark – real estate lease agreement	Yes	\$0.00
Oster Sand & Gravel Inc. – lease agreement	Yes	\$0.00, per agreement with Oster
Staley Wireless LP – tower rental agreement	Yes	\$106.90

SCHWAB READY-MIX, INC.		
CONTRACT	EXECUTORY?	CURE COSTS
Kraft Construction – Gov't contract – USA Dept. of Veterans Affairs – VA Hospital	Yes	\$0.00
Posen Construction – Gov't contract – Lee County Project – Colonial Blvd.	Yes	\$0.00
Ricky Partin – Gov't Contract – Sarasota Cty. School Board Project	Yes	\$0.00
Southwest Construction – Gov't contract – Sarasota Cty School Board Project	Yes	\$0.00
Sunshine Structures – Gov't contract – Manatee County School District	Yes	\$0.00

EASTERN CEMENT CORP.		
CONTRACT	EXECUTORY?	CURE COSTS
Manatee County Port Authority – real estate lease agreement for 13250 Eastern Ave., Palmetto, Florida 34221	Yes	\$480,010.32 (previously paid by Buyer)

EXHIBIT B

EXHIBIT B

Rejected Contracts

SCHWAB INDUSTRIES, INC.		
CONTRACT	EXECUTORY?	PRE-PETITION CURE COSTS
Cavaliers-Quicken Loans Arena – Suite Lease Agreement	Yes	\$418,252.00
Copeco – Maintenance Agreement	Yes	\$1,835.27
Everest National Insurance Company – Insurance – Excess Liability	Yes	\$0.00 (renewed post-petition)
Federal Insurance Company – Insurance – Management Liability Policy – includes employment practices liability, fiduciary liability, crime	Yes	\$0.00 (renewed post-petition)
McGraw Hill Construction – Advertising Contract	Yes	\$10,605.40
Pitney Bowes – Equipment Rental	Yes	\$5,625.74
Qwest Communications Corp. – Service Agreement	Yes	\$4,481.27
Safety National Casualty Corp. – Insurance – workers compensation	Yes	\$0.00
Wells Fargo Insurance Services USA, Inc. – Insurance	Yes	\$0.00
Wells Fargo TPA – Health Insurance	Yes	\$41,084.66 (with an additional \$65,639 for Express Scripts)
Westfield Companies – Insurance - Package Policy which includes property, inland marine, general liability and auto	Yes	\$0.00 (renewed post-petition)
Westfield Companies – Insurance – Ohio Stop Gap Liability	Yes	\$0.00 (renewed post-petition)
XL Specialty Insurance Company – Directors and Officers Liability	Yes	\$0.00

Insurance		
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MEDINA CARTAGE CO.		
CONTRACT	EXECUTORY?	CURE COSTS
Everest National Insurance Company – Insurance – Excess Liability	Yes	\$0.00 (renewed post-petition)
Federal Insurance Company – Insurance – Management Liability Policy – includes employment practices liability, fiduciary liability, crime	Yes	\$0.00 (renewed post-petition)
Westfield Companies – Insurance – Package Policy which includes property, inland marine, general liability and auto	Yes	\$0.00 (renewed post-petition)
Westfield Companies – Insurance – Ohio Stop Gap Liability	Yes	\$0.00 (renewed post-petition)
XL Specialty Insurance Company – Directors and Officers Liability Insurance	Yes	\$0.00
Equipment Lease and Addendum to Lease Agreement - Lease of truck and driver (MCC is Lessee); required by Federal Motor Carrier Safety Regulations, with the following: Rick Clapper, Jr. Leatherman Trucking Inc. Don Prochazka Dan Ratta N.I.R.T. Inc. Joe Ridenour Richard J. Ridenour Brad Ringle Savick Trucking Inc. Savick Trucking Inc. Larry Swain	Yes	\$0.00

MEDINA SUPPLY COMPANY		
CONTRACT	EXECUTORY?	CURE COSTS
CCT Financial – Equipment Rental	Yes	\$650.68
Central Allied Enterprises, Inc. – Supply Agreement	Yes	\$0.00
Columbia Gas Transmission Corp. – lease for underground gas storage	Yes	\$0.00
Everest National Insurance Company – Insurance – Excess Liability	Yes	\$0.00 (renewed post-petition)
Federal Insurance Company – Insurance – Management Liability Policy which includes employment practices liability, fiduciary liability and crime	Yes	\$0.00 (renewed post-petition)
Ladco Financial Group – Credit Card Processing	Yes	\$0.00
Lorain/Elyria Cellular Telephone Co. – Service contract	Yes	\$0.00
Meritech – copy machine	Yes	\$379.08
Rentwear, Inc. – Uniform rental	Yes	\$7,265.90
Sand Rock Mineral Water Co. – water cooler rental	Yes	\$176.74
Summit Ready Mix Supply – lease agreement	Yes	\$0.00 (may be disputed)
The National Lime and Stone Company – lease and supply agreement	Yes	\$1,799,905.00
Westfield Companies – Insurance – Package Policy which includes property, inland marine, general liability and auto	Yes	\$0.00 (renewed post-petition)
Westfield Companies – Insurance – Ohio Stop Gap Liability	Yes	\$0.00 (renewed post-petition)
XL Specialty Insurance Company – Insurance – Directors and Officers	Yes	\$0.00

Liability Insurance		
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QUALITY BLOCK AND SUPPLY INC.		
CONTRACT	EXECUTORY?	CURE COSTS
Clearwater Systems – water cooler rental	Yes	\$238.40
Crystal Clear Water Co. – water cooler rental	Yes	\$44.88
Everest National Insurance Company – Insurance – Excess Liability	Yes	\$0.00 (renewed post-petition)
Federal Insurance Company – Insurance – Management Liability Policy which includes employment practices liability, fiduciary liability and crime	Yes	\$0.00 (renewed post-petition)
Ladco Financial Group – Credit Card Processing	Yes	\$0.00
Rentwear Inc. – uniform rental	Yes	\$8,183.07
The Olen Corporation	Yes	\$10,477.09
Westfield Companies – Insurance – Package Policy which includes property, inland marine, general liability and auto	Yes	\$0.00 (renewed post-petition)
Westfield Companies – Insurance – Ohio Stop Gap Liability	Yes	\$0.00 (renewed post-petition)
XL Specialty Insurance Company – Insurance – Directors and Officers Liability Insurance	Yes	\$0.00

TWIN CITIES CONCRETE COMPANY		
CONTRACT	EXECUTORY?	CURE COSTS
Clearwater Systems – water cooler rental	Yes	\$52.80

Everest National Insurance Company – Insurance – Excess Liability	Yes	\$0.00 (renewed post-petition)
Federal Insurance Company – Insurance – Management Liability Policy which includes employment practices liability, fiduciary liability and crime	Yes	\$0.00 (renewed post-petition)
Ladco Financial Group – Credit Card Processing	Yes	\$0.00
Rentwear, Inc. – service agreement	Yes	\$1,961.92
Westfield Companies – Insurance – Package Policy which includes property, inland marine, general liability and auto	Yes	\$0.00 (renewed post-petition)
Westfield Companies – Insurance – Ohio Stop Gap Liability	Yes	\$0.00 (renewed post-petition)
XL Specialty Insurance Company – Insurance – Directors and Officers Liability Insurance	Yes	\$0.00

SCHWAB READY-MIX, INC.		
CONTRACT	EXECUTORY?	CURE COSTS
Billy Creek, LLC – real estate lease agreement	Yes	\$0.00
Crown Castle International – tower license Listed as Pinnacle Towers	Yes	\$3,665.00
Crystal Springs – service agreement	Yes	\$81.30
Culligan Bottled Water – service agreement	Yes	\$2,864.73
Culligan of Nokomis – service agreement	Yes	\$1,343.90
Everest National Insurance Company – Insurance – Excess	Yes	\$0.00 (renewed post-petition)

Liability		
Federal Insurance Company – Insurance – Management Liability Policy which includes employment practices liability, fiduciary liability and crime	Yes	\$0.00 (renewed post-petition)
GE Capital – equipment leasing agreement	Yes	\$443.62
KTB Florida Sports Arena, LLC – suite license agreement	Yes	\$21,754.77
Mast Family Culligan – equipment leasing agreement	Yes	\$0.00
Mast Family Culligan – equipment leasing agreement	Yes	\$0.00
Mast Family Culligan – equipment leasing agreement	Yes	\$0.00
Mobile Mini Inc. – storage facility rental	Yes	\$669.60
Modspace – storage facility rental	Yes	\$752.76
Pitney Bowes Global Financial – leasing agreement	Yes	\$0.00
Unifirst Corporation – uniform rental	Yes	\$11,241.89
Valuguard Self-Storage – storage facility rental	Yes	\$6.73
Westfield Companies – Insurance – Package Policy	Yes	\$0.00 (renewed post-petition)
XL Specialty Insurance Company – Insurance – Directors and Officers Liability Insurance	Yes	\$0.00

SCHWAB MATERIALS, INC.		
CONTRACT	EXECUTORY?	CURE COSTS
Calloosahatchee Management – management contract	Yes	\$0.00

Everest National Insurance Company – Insurance – Excess Liability	Yes	\$0.00 (renewed post-petition)
Federal Insurance Company – Insurance – Management Liability Policy which includes employment practices liability, fiduciary liability and crime	Yes	\$0.00 (renewed post-petition)
Landmark American Insurance Company – Insurance – Excess Property	Yes	\$0.00
Omni – Crop Insurance	Yes	\$0.00
Westfield Companies – Insurance – Package Policy which excludes property	Yes	\$0.00 (renewed post-petition)
Westfield Companies – Insurance – Property - \$500,000	Yes	\$0.00 (renewed post-petition)
XL Specialty Insurance Company – Insurance – Directors and Officers Liability Insurance	Yes	\$0.00

EASTERN CEMENT CORP.		
CONTRACT	EXECUTORY?	CURE COSTS
L. Eugene Edenfield and Joan C. Edenfield - Buyout/Non-Compete Release and Covenant Not to Sue Agreement	Yes	\$0.00
Everest National Insurance Company – Insurance – Excess Liability	Yes	\$0.00 (renewed post-petition)
Federal Insurance Company – Insurance – Management Liability Policy which includes employment practices liability, fiduciary liability and crime	Yes	\$0.00 (renewed post-petition)
Holcim (US) Inc. – purchase agreement	Yes	\$1,461,836.38
Landmark American Insurance Company – Insurance – Excess	Yes	\$0.00

Property		
Mark T. Newhart – verbal employment contract	Yes	\$0.00
Westfield Companies – Insurance – Package Policy which excludes property	Yes	\$0.00 (renewed post-petition)
Westfield Companies – Insurance – Property - \$500,000	Yes	\$0.00 (renewed post-petition)
XL Specialty Insurance Company – Insurance – Directors and Officers Liability Insurance	Yes	\$0.00