

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

In re:) Chapter 11
)
DAYTON SUPERIOR CORPORATION,) Case No. 09-11351 (BLS)
a Delaware corporation,¹)
)
Debtor.)
)
_____)

**NOTICE OF DEPOSITION OF OFFICIAL COMMITTEE OF UNSECURED
CREDITORS OF DAYTON SUPERIOR CORPROATION**

TO: The Official Committee of Unsecured Creditors

c/o Robert J. Dehney
Morris Nichols Arsht & Tunnell LLP
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899-1347

Ken Pasquale
Stroock & Stroock & Lavan LLP
180 Maiden Lane
New York, NY 10038

PLEASE TAKE NOTICE that counsel for General Electric Capital Corporation (“GECC”) will take the deposition upon oral examination of the Official Committee of Unsecured Creditors (the “Committee”), on May 28, 2009, commencing at 9:00 a.m., local time and continuing until completed, at the offices of King & Spalding LLP, located at 1185 Avenue of the Americas, New York, NY 10036-4003. Pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure, made applicable to the present proceeding by Federal Rule of Bankruptcy Procedure 7030, the Committee shall designate one or more persons who consent to testify on behalf of the Committee, who have knowledge regarding the matters listed on the attached Exhibit “A.”

The deposition will be taken before an authorized court reporter or other person authorized by law to administer oaths and will be recorded by stenographic means. The



deposition will be taken according to the Federal Rules of Civil Procedure for the purpose of discovery, use as evidence at any hearing or trial, and any other purpose allowed by law.

Dated: May 18, 2009

MORRIS JAMES LLP



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¹ The last four digits of the Debtor's federal tax identification number are: EIN: XX-XXX6346. The Debtor's mailing address is 7777 Washington Village Dr., Suite 130, Dayton, Ohio 45459.

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Counsel for General Electric Capital Corporation

EXHIBIT A

The person(s) designated by the Committee shall be prepared to testify regarding the following matters:

1. The reasons (including any factual bases) that the Committee may object to the Debtor's post-petition financing proposal;
2. The reasons (including any factual bases) that the Committee supports the post-petition financing proposal (the "Bondholders' Proposal") of OCM Principal Opportunities Fund IV, L.P., Whirlpool Associates, and Solus Alternative Asset Management (collectively, the "Bondholders");
3. The process by which the Committee decided to support the Bondholders' Proposal;
4. The Committee's position on (or understanding of) whether GECC can be adequately protected in the event the Court approves the Bondholders' Proposal; and
5. The discussions that the Committee has had with the Bondholders regarding the Bondholders' Proposal and the terms and specifics thereof.

CERTIFICATE OF SERVICE

I, Brett D. Fallon, certify that I have served a copy of the foregoing NOTICE OF DEPOSITION OF THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF DAYTON SUPERIOR CORPORATION on this 18th day of May upon following counsel of record via electronic mail and first class mail:

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