

STATE OF MAINE
KENNEBEC, ss.

SUPERIOR COURT
CIVIL ACTION
Docket No. CV-96-295

STATE OF MAINE)
)
Plaintiff)
)
v.)
)
AMERICAN SKIING COMPANY)
)
Defendant)

ORDER TERMINATING
SECOND AMENDED
CONSENT ORDER

WHEREAS, on June 27, 1996 the Court entered a Consent Order in this action which was subsequently modified and superseded by an Amended Consent Order dated July 21, 2003, which was, in turn, modified and superseded by a Second Amended Consent Oder dated April 27, 2004; and

WHEREAS, the Boyne USA, Inc., as successor in interest to Defendant in this action, has filed a Unopposed Motion to Terminate the Second Amended Consent Order for the reasons stated in the said Motion; and

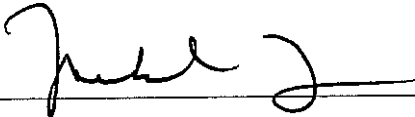
WHEREAS, the Court is satisfied that valid reasons exist for termination of the Second Amended Consent Order have been presented, and that termination of the Second Amended Consent Order is appropriate and proper.

NOW THEREFORE, it is hereby ordered, adjudged and decreed as follows:

The Second Amended Consent Order in this action, dated April 27, 2004, is hereby terminated, effective immediately, and shall have no further force or effect. For avoidance of doubt, the Amended Consent Order dated July 21, 2003 and the Consent Order dated June 27, 1996 are not revived and neither shall have any force or effect.

RECEIVED AND FILED
JUN 27 9 47
CLERK OF SUPERIOR COURT

Dated: 1/27/12



Justice of the Superior Court