

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
EASTERN DIVISION

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In re:

MODERN CONTINENTAL
CONSTRUCTION CO., INC.,

Debtor.

Chapter 11
Case No. 08-14558(WCH)

NOTICE OF APPEARANCE AND REQUEST FOR NOTICE
(FOR PURPOSES OF PROTECTING BECHTEL /PARSONS BRINCKERHOFF
DEFENDANTS CROSS CLAIMS IN THE DEL VALLE ACTION)

Pursuant to 11 U.S.C. § 1109(b), Fed. R. Bankr. P. 2002 and 9010, and MLBR 9010-3, please enter the appearance of the following attorney as counsel for BECHTEL/PARSONS BRINCKERHOFF, BECHTEL CORP., PARSONS BRINCKERHOFF QUADE & DOUGLAS, and BECHTEL INFRASTRUCTURE CORPORATION, solely relating to their interests as defendants and cross claimants in the state case captioned: *Estate of DelValle, et al. v. Bechtel Corp., et al.*, Suffolk Superior Court Civil Action No. 06-03654, in above-captioned bankruptcy case:

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The undersigned hereby requests copies of all notices, papers and orders required to be given or served in accordance with Fed. R. Bankr. P. 2002 and MLBR 2002-1 and, in addition, copies of all pleadings, notices of applications, motions, petitions, requests, complaints or demands, whether formal or informal, whether written or oral, and whether transmitted or conveyed electronically or by mail, delivery, telephone, telegram, telefacsimile, telex or otherwise, which affect the above captioned case or the property of the Debtor, filed by any party in the above-captioned case.

Neither this *Notice of Appearance and Request for Notice* nor any subsequent appearance, pleading, claim, proof of claim, document, suit, motion or any other writing or conduct, shall constitute waiver of any right:

(a) to have any and all final orders in any and all non-core matters entered only after *de novo* review by a United States District Court Judge;

(b) to trial by jury in any proceeding as to any and all matters so triable herein, whether or not the same be designated legal or private rights, or in any case, controversy or proceeding related hereto, notwithstanding the designation *vel non* of such matters as "core proceedings" pursuant to 28 U.S.C. § 157(b)(2), and whether such jury trial right is pursuant to statute or the United States Constitution;

(c) to have the reference of this matter withdrawn by the United States District Court in any matter or proceeding subject to mandatory or discretionary withdrawal; and

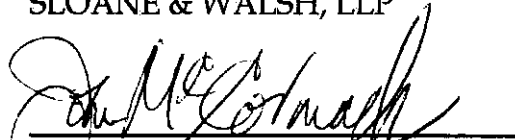
(d) to claims, rights, actions, defenses, setoffs, recoupments or other matters to which this party is entitled under any agreements or at law or in equity or under the United States Constitution.

All of the above rights are expressly reserved and preserved without exception and with no purpose of confessing or conceding jurisdiction in any way by this filing or by any other participation in these matters.

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BECHTEL/PARSONS
BRINCKERHOFF
BECHTEL CORP., PARSONS
BRINCKERHOFF QUADE &
DOUGLAS, and
BECHTEL INFRASTRUCTURE
CORPORATION
By its attorneys,

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July 2, 2008