

SECTION 1

(c) In the event the sale of the Notes subscribed for by the undersigned is not consummated by the Company for any reason (in which event this Subscription Agreement shall be deemed to be rejected), this Subscription Agreement and any other agreement entered into between the undersigned and the Company relating to this subscription shall thereafter have no force or effect and the Company shall promptly return or cause to be returned to the undersigned the purchase price remitted to the Company by the undersigned, without interest thereon or deduction therefrom, in exchange for the Notes.

- and
- partnership or corporation if: (i) organized or incorporated in the United States; and (ii) formed by a U.S. person principally for the purpose of investing in the securities covered under the Securities Act, unless it is organized exclusively for the purpose of investing in securities of qualified investors (as defined in Rule 501(a) under the Securities Act) or trusts.
- of the origination of contact concerning this Agreement. In connection with the origination of this Agreement, the undersigned was not aware of any person who was not a qualified investor. The undersigned will not, during the period commencing on the date of the origination of contact and continuing to the first anniversary of such date, or such shorter period as may be required by the Securities Act or other applicable securities law (the "Prohibited Period"), transfer the Notes or the Class B Stock underlying the Notes to any person who is not a qualified investor, either directly or indirectly, for the account or for the benefit of a U.S. person, in compliance with Regulation S.

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