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Electronically Filed December 11, 2012

8 **UNITED STATES BANKRUPTCY COURT**

9 **DISTRICT OF NEVADA**

10 In re

Case No. BK-S-12-12349-MKN

11 AMERICAN WEST DEVELOPMENT,  
12 INC., a Nevada corporation,

Chapter 11

- 13 fdba Castlebay 1, Inc.
- 14 fdba Development Management, Inc.
- 15 fdba Fairmont 1, Inc.
- 16 fdba Glen Eagles 3, Inc.
- 17 fdba Heritage 1, Inc.
- 18 fdba Inverness 5, Inc.
- 19 fdba Kensington 1, Inc.
- 20 fdba Kingsbridge 1, Inc.
- 21 fdba Promontory Estates, LLC
- 22 fdba Promontory Point 4, Inc.
- 23 fdba Silverado Springs 1, Inc.
- 24 fdba Silverado Springs 2, Inc.
- 25 fdba Tradition, Inc.
- 26 fdba Windsor 1, Inc.,

**ERRATA TO DEBTOR'S FIRST  
AMENDED CHAPTER 11  
PLAN OF REORGANIZATION**

Hearing Date: January 15, 2013  
Hearing Time: 10:00 A.M.

Debtor.

24 American West Development, Inc. ("AWDI" or "Debtor"), debtor and debtor in possession in  
25 the above-captioned chapter 11 bankruptcy case (the "Chapter 11 Case"), by and through its  
26 reorganization counsel, the law firm of Fox Rothschild, LLP, hereby submits this Errata to Debtor's  
27 First Amended Chapter 11 Plan of Reorganization [Docket No. 714] (the "Plan") filed on October 26,  
28

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2012. By this Errata, Debtor replaces in its entirety the Plan definition of "Construction Defect Trust Contribution" to read as follows:

"Construction Defect Trust Contribution" means a portion of the New Capital Contribution in the amount of either (i) one million five hundred thousand dollars (\$1,500,000), or (ii) **five hundred thousand dollars (\$500,000)**, which will be (a) contributed to the Construction Defect Trust, and (b) allocated between the Total Cash Out Fund and the Remaining Construction Defect Trust Fund according to the Cash Out Election Ratio if at least eighty percent (80%) in number of the Holders of Class 4 Construction Defect Claims actually vote to accept the Plan.

DATED this 11<sup>th</sup> day of December 2012.

**FOX ROTHSCHILD LLP**

By /s/Brett Axelrod

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