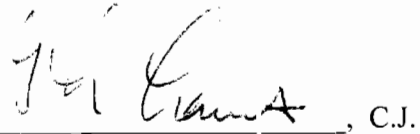


- The Counterclaims are “based upon a position that is inconsistent with the course of performance of the parties under the Lease.”
- The Counterclaims are “barred by the doctrine of estoppel.”
- The Counterclaims are “barred by the doctrine of waiver.”
- The Counterclaims are “barred by the doctrine of laches.”
- The Counterclaims are “barred by the doctrine of unclean hands.”
- Defendants have “failed to mitigate their damages.”

A handwritten signature in black ink, appearing to read "Gary L. Lancaster", written over a horizontal line.

Gary L. Lancaster,
Chief United States District Judge