

so calculated to be distributed to a Holder who fails to give such information shall be held in trust for such Holder and, if such Holder subsequently supplies such information to the Trustee, then on the next Distribution Date or other time when Holders shall be entitled hereunder to receive moneys, (i) the amount distributable to such Holder shall be recalculated using such information and distributed by the Trustee to it and (ii) appropriate adjustments shall be made to distributions to other Holders to reflect any prior overpayment or underpayment by reason of such first calculation. The Trustees shall have no liability to any of the Holders for actions taken in accordance with the terms of this Section 5.2(c).

(d) The Trustees shall not be personally liable for any action taken or omitted to be taken by either of them in accordance with this Agreement or any Harnischfeger Security Document except for their own gross negligence or willful misconduct. In furtherance of the foregoing, the Trustees shall not be personally liable in case of entry by either of them into actual possession of the Trust Estate for debts, liabilities or damages incurred in the management or operation of the Trust Estate except for their own gross negligence or willful misconduct.

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