

unpaid principal of and interest on the Notes and any other amounts secured by this Indenture and stating whether any offset or defense exists against such indebtedness.

Section 1.17. Financial Statements and Information. The Company shall deliver to the Trustee and to the Beneficiary:

(a) as soon as available and in any event within 45 days after the end of the first, second and third quarterly accounting periods in each fiscal year of the Company, the consolidated balance sheet of the Company and its consolidated subsidiaries as of the end of such accounting period and of the related consolidated statements of income and retained earnings and changes in financial position of the Company and its consolidated subsidiaries for the portion of the fiscal year ended with the last day of such quarterly accounting period, all in reasonable detail and stating in comparative form the respective consolidated figures for the corresponding date and period in the previous fiscal year and all certified by the principal financial officer of the Company as fairly presenting the information contained therein, subject to year-end and audit adjustments;

(b) as soon as available and in any event within 90 days after the end of each fiscal year of the Company, copies of the consolidated balance sheet of the Company and its consolidated subsidiaries as of the end of such fiscal year and of the related consolidated statements of income and retained earnings and changes in financial position of the Company and its consolidated subsidiaries for such fiscal year, all in reasonable detail and stating in comparative form the respective consolidated figures as of the end of and for the previous fiscal year and all certified by the principal financial officer of the Company and accompanied by an unqualified opinion thereon of Altschuler, Melvoin & Glasser, or other independent public accountants of recognized national standing selected by the Company; and

(c) concurrently with the financial statements for each quarterly accounting period and for each fiscal year of the Company, furnished pursuant to subsections (a) and (b) of this Section, a certificate of the