

good faith of the claims or defenses made by such party litigant; provided, however, that the provisions of this paragraph shall not apply to any suit instituted, directly or through an agent or agents, by the Trustees, or either of them, to any suit instituted by any Bondholder, or group of Bondholders, holding in the aggregate more than 10% in principal amount of the Bonds outstanding, or to any suit instituted by any Bondholder for the enforcement of the payment of the principal of or interest on his Bonds at and after maturity of such principal or interest as expressed in such Bonds.

§10.13. In case the Trustees, or either of them, shall have proceeded to enforce any right under this Indenture by foreclosure, entry or otherwise and such proceedings shall have been discontinued or abandoned for any reason, or shall have been determined adversely to the Trustees, then, and in every such case, the Company and the Trustees shall be restored to their former positions and rights hereunder in respect to the trust estate, and all rights, remedies and powers of the Trustees shall continue as though no such proceedings had been taken.

§10.14. All rights of action under this Indenture, or under any of the Bonds, enforceable by the Trustees, may be enforced by the Trustees, or either of them, without the possession of any such Bonds or the coupons thereunto belonging, or the production thereof on the trial or other proceedings relative thereto, and any such suit or proceedings instituted by the Trustees, or either of them, shall be brought in their own names as Trustees or as Trustee or Individual Trustee, as the case may be, for the ratable benefit of the holders of the Bonds and coupons, subject to the provisions of this Indenture.

§10.15. The Trustee shall be entitled and empowered in its own name or as trustee of an express trust, or as attorney-in-fact for the holders of the Bonds and the holders of the coupons, or in any one or more of such capacities, to file such proof of debt, amendment of proof of debt, claim, petition or other document as may be necessary or advisable in order to have the claims of the Trustees and of the holders of the Bonds and of the coupons allowed in any equity receivership, insolvency, bankruptcy, liquidation, readjustment, reorganization or