

appear in the information preserved at the time by the Trustee in accordance with the provisions of *Subdivision (a)* of this §14.11 and as to the approximate cost of mailing to the Bondholders the form of proxy or other communication, if any, specified in such application. If the Trustee shall elect not to afford to such applicants access to such information, the Trustee shall, upon the written request of such applicants, mail to all Bondholders whose names and addresses appear in the information preserved at the time by the Trustee in accordance with the provisions of *Subdivision (a)* of this §14.11 copies of the form of proxy or other communication which is specified in such request, with reasonable promptness after a tender to the Trustee of the material to be mailed and the payment, or provision for the payment, of the reasonable expenses of such mailing, unless within five days after such tender, the Trustee shall mail to such applicants, and file with the Securities and Exchange Commission, together with a copy of the material to be mailed, a written statement to the effect that, in the opinion of the Trustee, such mailing would be contrary to the best interests of the Bondholders or would be in violation of applicable law. Such written statement shall specify the basis of such opinion. In such event the applicant Bondholder shall be entitled to make application to the Securities and Exchange Commission for an order directing the Trustee to mail such material as aforesaid. If, after notice to the Trustee and hearing on the request so made by the applicant Bondholders, the Securities and Exchange Commission determines that the Trustee should be required to mail such material as aforesaid, the Trustee shall comply with such determination with reasonable promptness after such determination and the renewal of the aforesaid tender.

The Trustee shall not be liable or accountable to the Company or to any Bondholder by reason of the disclosure of any such information as to the names and addresses of the Bondholders in accordance with the provisions of this §14.11, regardless of the source from which such information was derived, nor by reason of the mailing of any material pursuant to a request made under this §14.11.

The provisions of *Subdivision (b)* of this §14.11 shall not be effective unless and until this Indenture is qualified under the Act.