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STATE OF NEW YORK :
By ELIOT SPITZER, ATTORNEY GENERAL, :
: :
STATE OF CALIFORNIA, :
By BILL LOCKYER, ATTORNEY GENERAL, :
: :
COMMONWEALTH OF MASSACHUSETTS, :
By THOMAS F. REILLY, :
ATTORNEY GENERAL, :
: :
COMMONWEALTH OF PENNSYLVANIA, :
By TOM CORBETT, ATTORNEY GENERAL, :
: :
and :
: :
STATE OF MARYLAND, :
By J. JOSEPH CURRAN, JR., :
ATTORNEY GENERAL, :
: :
-against- :
: :
FEDERATED DEPARTMENT STORES, INC., :
: :
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ADDENDUM TO ASSURANCE

Pursuant to paragraph 40 of the Assurance dated August 30, 2005 among Eliot Spitzer, Attorney General of the State of New York, Bill Lockyer, Attorney General of the State of California, Thomas F. Reilly, Attorney General of the Commonwealth of Massachusetts, Tom Corbett, Attorney General of the Commonwealth of Pennsylvania, and J. Joseph Curran, Jr., Attorney General of the State of Maryland (collectively the "States") and Federated Department Stores, Inc. ("Federated"), the States and Federated agree to the following modification:

The time within which the Attorney General of each State shall have discretion to designate other persons as Competing Department Stores, for purposes affecting that State, under paragraph 5 of the "Definitions" Section of the Assurance, shall be extended for an additional period of time, until 5:00 p.m., EDT on September 23, 2005.

Wherefore, the following signatures are affixed hereto this day of September, 2005.

FEDERATED DEPARTMENT STORES, INC.

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