

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

-----)	Case No. 08-12606 (BLS)
In re:)	
)	
VERASUN ENERGY CORPORATION,)	Chapter 11
<u>et al.</u> ,)	Jointly Administered
)	
)	
Debtors.)	
)	
-----)	

STIPULATION BY AND AMONG THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS, FIRST BANK AND TRUST AND DOUGHERTY FUNDING LLC TO EXTEND THE DEADLINE FOR THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS TO CHALLENGE PREPETITION OBLIGATIONS UNDER THE CONSENSUAL FINAL ORDER FOR USE OF CASH COLLATERAL AND ADEQUATE PROTECTION

This stipulation regarding the extension of time for the Official Committee of Unsecured Creditors of VeraSun Energy Corporation (the "Creditors' Committee") to file an adversary proceeding or contested matter challenging the stipulations and admissions contained in that certain Consensual Final Order for Use of Cash Collateral and Adequate Protection entered by this Court on December 3, 2008 (the "Cash Collateral Order"),¹ is made as of January 16 2009, by and among the Creditors' Committee, First Bank and Trust ("First Bank") and Dougherty Funding, LLC ("Dougherty" and together with First Bank, the "Lenders").

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED BY THE PARTIES HERETO:

¹ Terms not otherwise defined herein shall have the meanings ascribed to such terms in the Cash Collateral Order.

1. The deadline established by Paragraph 11 of the Cash Collateral Order with respect to the Creditors' Committee's time to file an adversary proceeding or contested matter challenging the stipulations and admissions contained in the Cash Collateral Order shall be extended through and including February 12, 2009 (or such later date as (x) may be agreed among Lenders and counsel to the Creditors' Committee or (y) ordered by the Court for cause shown).

2. Notwithstanding the extension for the Creditors' Committee set forth in the preceding paragraph, this Stipulation shall not entitle any other party to an extension of time to challenge the stipulations and admissions contained in the Cash Collateral Order beyond the date that is sixty (60) days after the appointment of the Creditors' Committee under section 1102 of the Bankruptcy Code, but in no event later than seventy-five days after entry of the Interim Order.

Dated: January 16, 2009

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