STEAK & SHAKE CO Form SC 13D/A March 12, 2009 UNITED STATES

#### SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

#### **SCHEDULE 13D/A**

Under the Securities Exchange Act of 1934

(Amendment No. 2)\*

The Steak n Shake Company (Name of Issuer) Common Stock, stated value \$0.50 per share (Title of Class of Securities)

#### 857873-10-3 (CUSIP Number)

with a copy to:

Jon L. Mosle HBK Investments L.P. 2101 Cedar Springs Road, Suite 700 Dallas, Texas 75201 (214) 758-6107

Jeffrey B. Hitt, Esq. Weil, Gotshal & Manges LLP 200 Crescent Court, Suite 300 Dallas, Texas 75201 (214) 746-7700 Marc L. Lipshy Hudson Advisors LLC 2711 N. Haskell Avenue, Suite 1800 Dallas, Texas 75204 (214) 754-8430

> Gregory J. Schmitt Hunton & Williams LLP 1445 Ross Ave., Suite 3700 Dallas, Texas 75202 (214) 468-3375

(Name, Address and Telephone Number of Person Authorized to Receive Notices and Communications)

March 12, 2009 (Date of Event which Requires Filing of this Statement)

If the filing person has previously filed a statement on Schedule 13G to report the acquisition that is the subject of this Schedule 13D, and is filing this schedule because of §§240.13d-1(e), 240.13d-1(f) or 240.13d-1(g), check the following box. o

Note: Schedules filed in paper format shall include a signed original and five copies of the schedule, including all exhibits. See §240.13d-7 for other parties to whom copies are to be sent.

\*The remainder of this cover page shall be filled out for a reporting person's initial filing on this form with respect to the subject class of securities, and for any subsequent amendment containing information which would alter disclosures provided in a prior cover page.

The information required on the remainder of this cover page shall not be deemed to be "filed" for the purpose of Section 18 of the Securities Exchange Act of 1934 ("Act") or otherwise subject to the liabilities of that section of the Act but shall be subject to all other provisions of the Act (however, see the Notes).

CUSIP No. 857873-10-3

1	NAME OF REPORT I.R.S. IDENTIFICA		:	HBK Maste	er Fund L.P.	
2	OF ABOVE PERSO CHECK THE APPR			OF A GROU	P:	(a) [_]
3	SEC USE ONLY					(b) X
4	SOURCE OF FUND	S:	WC			
5 6	CHECK BOX IF DIS ITEM 2(d) OR 2(e): CITIZENSHIP OR F			EDINGS IS F Cayman Isl	REQUIRED PURSUANT TO ands	)[_]
NUMBER OF	7 8		DTING POWER:		1,324,150	
SHARES BENEFICIALLY	9 10 Y		SITIVE POWER: SPOSITIVE POWI	ER:	1,324,150	
OWNED BY						
EACH						
REPORTING						
PERSON WITH 11	AGGREGATE AMO REPORTING PERS		ICIALLY OWNED	BY	1,324,150	
12	CHECK BOX IF TH SHARES:	E AGGREGA	TE AMOUNT IN F	ROW (11) EX	CLUDES CERTAIN	0
13	PERCENT OF CLA	SS REPRESEN	TED BY AMOUN	T IN ROW (	11):	4.6%
14	TYPE OF REPORTI	NG PERSON:		PN		

CUSIP No. 857873-10-3

1	NAME OF REPORTIN I.R.S. IDENTIFICATIO		HBK Investn	nents L.P.	
2	OF ABOVE PERSON ( CHECK THE APPROP	(ENTITIES ONLY): PRIATE BOX IF A MEMBER	R OF A GROUP:		(a) [_]
3	SEC USE ONLY				(b) X
4	SOURCE OF FUNDS:	WC			
5 6	PURSUANT TO ITEM	LOSURE OF LEGAL PROC 2(d) OR 2(e): ACE OF ORGANIZATION:	EEDINGS IS REQUI	RED	[]
NUMBER OF	8 5	SOLE VOTING POWER: SHARED VOTING POWER:		1,324,150	
SHARES		SOLE DISPOSITIVE POWE SHARED DISPOSITIVE PO		1,324,150	
BENEFICIALLY					
OWNED BY					
EACH					
REPORTING					
PERSON WITH 11	AGGREGATE AMOUI PERSON:	NT BENEFICIALLY OWNE	D BY REPORTING	1,324,150	
12	CHECK BOX IF THE A SHARES:	AGGREGATE AMOUNT IN	ROW (11) EXCLUI	DES CERTAIN	[_]
13	PERCENT OF CLASS	REPRESENTED BY AMOU	NT IN ROW (11):		4.6%
14	TYPE OF REPORTING	G PERSON:	PN		

1	NAME OF REPORT			HBK Services	LLC	
2	OF ABOVE PERSON CHECK THE APPRO			A GROUP:		(a) [_]
3	SEC USE ONLY					(b) X
4	SOURCE OF FUNDS	5:	WC			
5 6	CHECK BOX IF DIS PURSUANT TO ITE CITIZENSHIP OR PI	M 2(d) OR 2(e)	):	NGS IS REQUIR Delaware	ED	[_]
NUMBER OF	7 8		TING POWER:		1,324,150	
SHARES	9 10		SITIVE POWER: SPOSITIVE POWER:		1,324,150	
BENEFICIALLY					, ,	
OWNED BY						
EACH						
REPORTING						
PERSON WITH 11	AGGREGATE AMO PERSON:	UNT BENEFIC	CIALLY OWNED BY	REPORTING	1,324,150	
12	CHECK BOX IF THI SHARES:	E AGGREGAT	E AMOUNT IN ROW	V (11) EXCLUDE	ES CERTAIN	[_]
13	PERCENT OF CLAS	S REPRESENT	FED BY AMOUNT II	N ROW (11):		4.6%
14	TYPE OF REPORTIN	NG PERSON:		00		

CUSIP No. 857873-10-3

1	NAME OF REPORTING I I.R.S. IDENTIFICATION		HBK Partners II L.P.	
2	OF ABOVE PERSON (EN CHECK THE APPROPRIA	ITITIES ONLY): ATE BOX IF A MEMBER OF A G	ROUP:	(a) [_]
3	SEC USE ONLY			(b) X
4	SOURCE OF FUNDS:	WC		
5	CHECK BOX IF DISCLO TO ITEM 2(d) OR 2(e): CITIZENSHIP OR PLACE	SURE OF LEGAL PROCEEDING	S IS REQUIRED PURSUAN Delaware	T [_]
•				
NUMBER OF	7 8	SOLE VOTING POWER: SHARED VOTING POWER:	1,324,150	
SHARES	9	SOLE DISPOSITIVE POWER:		
BENEFICIALLY	10	SHARED DISPOSITIVE POWER	R: 1,324,150	
OWNED BY				
EACH				
REPORTING				
PERSON WITH 11	AGGREGATE AMOUNT PERSON:	BENEFICIALLY OWNED BY RE	EPORTING <b>1,324,150</b>	
12	CHECK BOX IF THE AG SHARES:	GREGATE AMOUNT IN ROW (1	1) EXCLUDES CERTAIN	[_]
13	PERCENT OF CLASS RE	PRESENTED BY AMOUNT IN R	OW (11):	4.6%
14	TYPE OF REPORTING P	ERSON:	PN	

1	NAME OF REPORTING PERSON: I.R.S. IDENTIFICATION NO.	HBK Manag	ement LLC
2	OF ABOVE PERSON (ENTITIES ONLY) CHECK THE APPROPRIATE BOX IF A	: MEMBER OF A GROUP:	(a) [_]
3	SEC USE ONLY		(b) X
4	SOURCE OF FUNDS: W	С	
5 6	CHECK BOX IF DISCLOSURE OF LEGA PURSUANT TO ITEM 2(d) OR 2(e): CITIZENSHIP OR PLACE OF ORGANIZ		ED [_]
NUMBER OF SHARES	<ul> <li>7 SOLE VOTING PC</li> <li>8 SHARED VOTING</li> <li>9 SOLE DISPOSITIVE</li> </ul>	POWER:	1,324,150
BENEFICIALLY	10SHARED DISPOSI		1,324,150
OWNED BY			
EACH			
REPORTING			
PERSON WITH 11	AGGREGATE AMOUNT BENEFICIALL PERSON:	Y OWNED BY REPORTING	1,324,150
12	CHECK BOX IF THE AGGREGATE AM SHARES:	OUNT IN ROW (11) EXCLUDE	ES CERTAIN [_]
13	PERCENT OF CLASS REPRESENTED B	Y AMOUNT IN ROW (11):	4.6%
14	TYPE OF REPORTING PERSON:	00	

CUSIP No. 857873-10-3

1	NAME OF REPORT I.R.S. IDENTIFICAT			LSF5 Indy In	vestments, LLC	
2	OF ABOVE PERSON CHECK THE APPRO			A GROUP:		(a) [_]
3	SEC USE ONLY					(b) X
4	SOURCE OF FUND	S:	00			
5 6	CHECK BOX IF DIS PURSUANT TO ITE CITIZENSHIP OR P	EM 2(d) OR 2(e)	):	INGS IS REQUI	IRED	
NUMBER OF	7	SOLE VOTIN				
SHARES	8 9		TING POWER: SITIVE POWER:		1,324,150	
BENEFICIALLY	10	SHARED DIS	POSITIVE POWER:		1,324,150	
OWNED BY						
EACH						
REPORTING						
PERSON WITH 11	AGGREGATE AMC PERSON:	OUNT BENEFIC	CIALLY OWNED BY	Y REPORTING	1,324,150	
12	CHECK BOX IF TH SHARES:	E AGGREGAT	'E AMOUNT IN ROV	W (11) EXCLUI	DES CERTAIN	0
13	PERCENT OF CLAS	SS REPRESEN	FED BY AMOUNT I	N ROW (11):		4.6%
14	TYPE OF REPORTI	NG PERSON:		00		

CUSIP No. 857873-10-3

1	NAME OF REPORTING		LSF5 Indy H	Ioldings, LLC	
2	OF ABOVE PERSON (E CHECK THE APPROPR	ENTITIES ONLY): RIATE BOX IF A MEMBER OF A	A GROUP:		(a) [_]
3	SEC USE ONLY				(b) X
4	SOURCE OF FUNDS:	00			
5 6	TO ITEM 2(d) OR 2(e):	OSURE OF LEGAL PROCEEDII CE OF ORGANIZATION:	NGS IS REQUIR Delaware	ED PURSUAN	T[_]
NUMBER OF	7 8	SOLE VOTING POWER: SHARED VOTING POWER:		1,324,150	
SHARES	9	SOLE DISPOSITIVE POWER:			
BENEFICIALLY	10	SHARED DISPOSITIVE POW	ER:	1,324,150	
OWNED BY					
EACH					
REPORTING					
KEI OKTING					
PERSON WITH 11	AGGREGATE AMOUN PERSON:	T BENEFICIALLY OWNED BY	REPORTING	1,324,150	
12	CHECK BOX IF THE A SHARES:	GGREGATE AMOUNT IN ROW	(11) EXCLUDE	ES CERTAIN	0
13	PERCENT OF CLASS R	EPRESENTED BY AMOUNT IN	N ROW (11):		4.6%
14	TYPE OF REPORTING	PERSON:	00		

CUSIP No. 857873-10-3

			LSF5 REOC	VII, L.P.	
			A GROUP:		(a) [_]
SEC USE ONLY					(b) X
SOURCE OF FUNDS	5:	00			
PURSUANT TO ITE	M 2(d) OR 2(e)	:		IRED	[_]
CITIZENSHIP OR PI	LACE OF ORG	ANIZATION:	Delaware		
7 8				1,324,150	
9				1 224 150	
10	SHAKED DIS	POSITIVE POWER:		1,324,150	
AGGREGATE AMO PERSON:	UNT BENEFIC	CIALLY OWNED BY	REPORTING	1,324,150	
CHECK BOX IF THI SHARES:	E AGGREGAT	E AMOUNT IN ROW	/ (11) EXCLUI	DES CERTAIN	0
PERCENT OF CLAS	S REPRESENT	TED BY AMOUNT IN	N ROW (11):		4.6%
TYPE OF REPORTIN	NG PERSON:		PN		
	I.R.S. IDENTIFICAT OF ABOVE PERSON CHECK THE APPRO SEC USE ONLY SOURCE OF FUNDS CHECK BOX IF DIS PURSUANT TO ITE CITIZENSHIP OR PI 7 8 9 10 AGGREGATE AMO PERSON: CHECK BOX IF THI SHARES: PERCENT OF CLASS	CHECK THE APPROPRIATE BOX SEC USE ONLY SOURCE OF FUNDS: CHECK BOX IF DISCLOSURE OF PURSUANT TO ITEM 2(d) OR 2(e) CITIZENSHIP OR PLACE OF ORG 7 SOLE VOTIN 8 SHARED VO 9 SOLE DISPO 10 SHARED DIS AGGREGATE AMOUNT BENEFIC PERSON: CHECK BOX IF THE AGGREGAT	I.R.S. IDENTIFICATION NO. OF ABOVE PERSON (ENTITIES ONLY): CHECK THE APPROPRIATE BOX IF A MEMBER OF A SEC USE ONLY SOURCE OF FUNDS: OO CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDID PURSUANT TO ITEM 2(d) OR 2(e): CITIZENSHIP OR PLACE OF ORGANIZATION: 7 SOLE VOTING POWER: 8 SHARED VOTING POWER: 9 SOLE DISPOSITIVE POWER: 10 SHARED DISPOSITIVE POWER: 10 SHARED DISPOSITIVE POWER: CHECK BOX IF THE AGGREGATE AMOUNT IN ROW SHARES: PERCENT OF CLASS REPRESENTED BY AMOUNT IN	I.R.S. IDENTIFICATION NO. OF ABOVE PERSON (ENTITIES ONLY): CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP: SEC USE ONLY SOURCE OF FUNDS: OO CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQU PURSUANT TO ITEM 2(d) OR 2(e): CITIZENSHIP OR PLACE OF ORGANIZATION: Delaware 7 SOLE VOTING POWER: 8 SHARED VOTING POWER: 9 SOLE DISPOSITIVE POWER: 10 SHARED DISPOSITIVE POWER: 10 SHARED DISPOSITIVE POWER: 10 CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDING SHARES: PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11):	I.R.S. IDENTIFICATION NO. OF ABOVE PERSON (ENTITIES ONLY): CHECK THE APPROPRIATE BOX IF A MEMBER OF A GROUP: SEC USE ONLY SOURCE OF FUNDS: OO CHECK BOX IF DISCLOSURE OF LEGAL PROCEEDINGS IS REQUIRED PURSUANT TO ITEM 2(d) OR 2(e): CITIZENSHIP OR PLACE OF ORGANIZATION: Delaware 7 SOLE VOTING POWER: 8 SHARED VOTING POWER: 1,324,150 9 SOLE DISPOSITIVE POWER: 1,324,150 9 SOLE DISPOSITIVE POWER: 1,324,150 AGGREGATE AMOUNT BENEFICIALLY OWNED BY REPORTING 1,324,150 PERSON: CHECK BOX IF THE AGGREGATE AMOUNT IN ROW (11) EXCLUDES CERTAIN SHARES: PERCENT OF CLASS REPRESENTED BY AMOUNT IN ROW (11):

1	NAME OF REPORTING I.R.S. IDENTIFICATION		LSF5 GenPar	VII, LLC
2	OF ABOVE PERSON (EN CHECK THE APPROPRI	NTITIES ONLY): ATE BOX IF A MEMBER OF A GI	ROUP:	(a) [_]
3	SEC USE ONLY			(b) X
4	SOURCE OF FUNDS:	00		
5 6	CHECK BOX IF DISCLO PURSUANT TO ITEM 2( CITIZENSHIP OR PLACI		S IS REQUIRED Delaware	
NUMBER OF	7 8	SOLE VOTING POWER: SHARED VOTING POWER:		1,324,150
SHARES	8 9	SOLE DISPOSITIVE POWER:		1,524,150
BENEFICIALLY	10	SHARED DISPOSITIVE POWER	:	1,324,150
OWNED BY				
EACH				
REPORTING				
PERSON WITH 11	AGGREGATE AMOUNT PERSON:	`BENEFICIALLY OWNED BY RE	PORTING	1,324,150
12	CHECK BOX IF THE AG SHARES:	GREGATE AMOUNT IN ROW (1)	I) EXCLUDES CE	ERTAIN o
13	PERCENT OF CLASS RE	EPRESENTED BY AMOUNT IN RO	OW (11):	4.6%
14	TYPE OF REPORTING P	ERSON:	00	

CUSIP No. 857873-10-3

1	NAME OF REPORTI I.R.S. IDENTIFICAT			Lone Star Fund V (U.S.), L.P.	
2	OF ABOVE PERSON CHECK THE APPRO			ROUP:	(a) [_]
3	SEC USE ONLY				(b) X
4	SOURCE OF FUNDS	5:	00		
5 6	CHECK BOX IF DIS PURSUANT TO ITE CITIZENSHIP OR PI	M 2(d) OR 2(e):		IS REQUIRE Delaware	D [_]
NUMBER OF	7	SOLE VOTING I			
SHARES	8 9	SHARED VOTIN SOLE DISPOSIT			1,324,150
BENEFICIALLY	10	SHARED DISPO	SITIVE POWER:		1,324,150
OWNED BY					
EACH					
REPORTING					
PERSON WITH 11	AGGREGATE AMO PERSON:	UNT BENEFICIAI	LLY OWNED BY RE	PORTING	1,324,150
12	CHECK BOX IF THE SHARES:	E AGGREGATE A	MOUNT IN ROW (11	) EXCLUDES	CERTAINo
13	PERCENT OF CLAS	S REPRESENTED	BY AMOUNT IN RC	<b>DW</b> (11):	4.6%
14	TYPE OF REPORTIN	NG PERSON:		PN	

1	NAME OF REPORT I.R.S. IDENTIFICAT			Lone Star Partners V, L.P.	
2	OF ABOVE PERSON CHECK THE APPRO	•	Y): A MEMBER OF A GI	ROUP:	(a) [_]
3	SEC USE ONLY				(b) X
4	SOURCE OF FUND	S:	00		
5 6	CHECK BOX IF DIS PURSUANT TO ITE CITIZENSHIP OR P	2(d) OR 2(e):	GAL PROCEEDINGS IZATION:	S IS REQUIRED Bermuda	[_]
NUMBER OF	7	SOLE VOTING P			
SHARES	8 9	SHARED VOTIN		1,324,15	0
BENEFICIALLY	10	SHARED DISPO	SITIVE POWER:	1,324,15	0
OWNED BY					
EACH					
REPORTING					
PERSON WITH 11	AGGREGATE AMC PERSON:	UNT BENEFICIAI	LLY OWNED BY RE	PORTING <b>1,324,15</b>	0
12	CHECK BOX IF TH CERTAIN SHARES		MOUNT IN ROW (11	) EXCLUDES	0
13	PERCENT OF CLAS	SS REPRESENTED	BY AMOUNT IN RO	DW (11):	4.6%
14	TYPE OF REPORTI	NG PERSON:		PN	

CUSIP No. 857873-10-3

1	NAME OF REPORTI I.R.S. IDENTIFICATI			Lone Star M	lanagement	Co. V, Ltd.
2	OF ABOVE PERSON CHECK THE APPRO			OUP:		(a) [_]
3	SEC USE ONLY					(b) X
4	SOURCE OF FUNDS	:	00			
5 6	CHECK BOX IF DISC PURSUANT TO ITEN CITIZENSHIP OR PL	A 2(d) OR 2(e):		IS REQUIREI Bermuda	)	
NUMBER OF	7	SOLE VOTING F	POWER:			
SHARES	8 9	SHARED VOTIN			1,324,150	
BENEFICIALLY	10	SHARED DISPO	SITIVE POWER:		1,324,150	
OWNED BY						
EACH						
REPORTING						
PERSON WITH 11	AGGREGATE AMOU PERSON:	JNT BENEFICIAL	LY OWNED BY REF	PORTING	1,324,150	
12	CHECK BOX IF THE SHARES:	AGGREGATE AN	MOUNT IN ROW (11)	) EXCLUDES	CERTAIN	0
13	PERCENT OF CLASS	S REPRESENTED	BY AMOUNT IN RO	<b>OW</b> (11):		4.6%
14	TYPE OF REPORTIN	G PERSON:		00		

1	NAME OF REPORTING		John P. Gra	yken
2	OF ABOVE PERSON (E CHECK THE APPROPR		ER OF A GROUP:	(a) [_]
3	SEC USE ONLY			(b) X
4	SOURCE OF FUNDS:	00		
5 6	CHECK BOX IF DISCL <sup>1</sup> TO ITEM 2(d) OR 2(e): CITIZENSHIP OR PLAC			ED PURSUANT [_]
NUMBER OF	7 8 9	SOLE VOTING POWE SHARED VOTING PO SOLE DISPOSITIVE P	WER:	1,324,150
BENEFICIALLY	10	SHARED DISPOSITIV		1,324,150
OWNED BY				
EACH				
REPORTING				
PERSON WITH 11	AGGREGATE AMOUN PERSON:	T BENEFICIALLY OW	NED BY REPORTING	1,324,150
12	CHECK BOX IF THE A SHARES:	GGREGATE AMOUNT	IN ROW (11) EXCLUD	ES CERTAIN o
13	PERCENT OF CLASS R	EPRESENTED BY AMO	OUNT IN ROW (11):	4.6%
14	TYPE OF REPORTING	PERSON:	00	

1	NAME OF REPORT I.R.S. IDENTIFICA			Robert J. Stetson	
2	OF ABOVE PERSO CHECK THE APPR		Y): A MEMBER OF A GRO	OUP:	(a) [_]
3	SEC USE ONLY				(b) X
4	SOURCE OF FUND	DS:	PF		
5 6	CHECK BOX IF DI PURSUANT TO ITI CITIZENSHIP OR F	EM 2(d) OR 2(e):	GAL PROCEEDINGS	IS REQUIRED United States	
NUMBER OF	7 8	SOLE VOTING PO SHARED VOTING		0	
SHARES	9	SOLE DISPOSITIV	/E POWER:	0	
BENEFICIALLY	10	SHARED DISPOS	IIIVE POWER:		
OWNED BY					
EACH					
REPORTING					
PERSON WITH 11	AGGREGATE AMO PERSON:	DUNT BENEFICIAL	LY OWNED BY REP	ORTING 0	
12	CHECK BOX IF TH SHARES:	IE AGGREGATE AI	MOUNT IN ROW (11)	EXCLUDES CERTA	AINo
13	PERCENT OF CLA	SS REPRESENTED	BY AMOUNT IN RO	W (11):	0.0%
14	TYPE OF REPORT	ING PERSON:		IN	

#### **SCHEDULE 13D**

**EXPLANATORY NOTES**: This Amendment No. 2 to Schedule 13D (this <u>"Amendment</u>") is being filed by Robert J. Stetson and the HBK Reporting Persons and Lone Star Reporting Persons (collectively, the <u>"Reporting Persons</u>") identified in the Schedule 13D filed on June 25, 2007, with the Securities and Exchange Commission, as amended by Amendment No. 1 to Schedule 13D filed on July 3, 2007, with the Securities and Exchange Commission (the <u>"Schedule 13D</u>") relating to the shares of common stock, stated value \$0.50 per share, of The Steak n Shake Company. On March 12, 2009, the Investment Letter Agreement was terminated and as a result the HBK Reporting Persons, the Lone Star Reporting Persons, and Robert J. Stetson, respectively, should no longer be deemed to be a "group" with the other Reporting Persons within the meaning of the Exchange Act. This Amendment constitutes an "exit filing" for the Reporting Persons, who do not intend to file any further updates or amendments to the Schedule 13D. The Schedule 13D is hereby amended and supplemented by the Reporting Persons as set forth below in this Amendment. Capitalized terms used but not defined in this Amendment shall have the meanings given in the Schedule 13D.

#### Item 4. Purpose of Transaction.

The disclosure in Item 4 is hereby supplemented by adding the following after the last sentence thereof:

The Reporting Persons may have been deemed to be a "group" within the meaning of the Exchange Act and their status as a "group" was based upon their having been parties to the Investment Letter Agreement. On March 12, 2009, the Investment Letter Agreement was terminated and as a result the HBK Reporting Persons, the Lone Star Reporting Persons, and Robert J. Stetson, respectively, should no longer be deemed to be a "group" with the other Reporting Persons within the meaning of the Exchange Act.

#### Item 5. Interest in Securities of the Issuer.

The disclosure in Item 5 is hereby amended and restated in its entirety as follows:

(a) and (b) The respective percentages set forth below are based on 28,710,292 shares of SNS Common Stock outstanding as of January 20, 2009, as reported by the Issuer in its Form 10-Q for the quarterly period ended December 17, 2008, filed with the Securities and Exchange Commission on January 26, 2009.

As of March 12, 2009, (i) the HBK Reporting Persons beneficially owned in the aggregate 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock, (ii) the Lone Star Reporting Persons beneficially owned in the aggregate 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock, and (iii) Robert J. Stetson beneficially owned no shares of SNS Common Stock. As of March 12, 2009, the Reporting Persons collectively beneficially owned an aggregate of 2,648,300 shares of SNS Common Stock, which represents approximately 9.2% of the outstanding SNS Common Stock. By virtue of the termination of the Investment Letter Agreement, the HBK Reporting Persons, the Lone Star Reporting Persons and Robert J. Stetson, respectively, should no longer be deemed to be a "group" with the other

Reporting Persons within the meaning of the Exchange Act, and accordingly each of the HBK Reporting Persons, the Lone Star Reporting Persons, and Robert J. Stetson, respectively, expressly disclaims beneficial ownership of any shares of SNS Common Stock held by the other Reporting Persons.

HBK Master has direct beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

HBK Master has delegated discretion to vote and dispose of the SNS Common Stock to HBK Investments. HBK Investments, as a result of such delegation, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

HBK Investments has delegated discretion to vote and dispose of the SNS Common Stock to HBK Services. HBK Services, as a result of such delegation, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

HBK Partners, as the general partner of HBK Investments, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

HBK Management, as the general partner of HBK Partners and the managing member of HBK Services, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

Indy Investments has direct beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

Indy Holdings, as the sole member of Indy Investments, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

REOC VII, as the managing member of Indy Holdings, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

GenPar VII, as the general partner of REOC VII, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

Fund V, as the general partner of GenPar VII, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

Lone Star Partners, as the general partner of Fund V, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

Lone Star Management, as the general partner of Lone Star Partners, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

Mr. Grayken, as the sole shareholder of Lone Star Management, has indirect beneficial ownership of 1,324,150 shares of SNS Common Stock, which represents approximately 4.6% of the outstanding SNS Common Stock.

Mr. Stetson has direct beneficial ownership of no shares of SNS Common Stock.

The Cover Pages of this Schedule 13D are incorporated herein by reference.

(c) On February 26, 2009, Mr. Stetson sold his final 2,000 shares of SNS Common Stock on the New York Stock Exchange at a price of \$6.36 per share. No other Reporting Persons have effected any transactions of shares of SNS Common Stock in the past sixty days.

(e) The HBK Reporting Persons, the Lone Star Reporting Persons, and Robert J. Stetson, respectively, ceased to be beneficial owners of more than 5% of the shares of SNS Common Stock on March 12, 2009, the date on which the Investment Letter Agreement was terminated.

#### Item 6. Contracts, Arrangements, Understandings or Relationships with Respect to Securities of the Issuer.

The disclosure in Item 6 is hereby supplemented by adding the following after the last sentence thereof:

As more fully described in Item 4 and Item 5 herein, on March 12, 2009, the Investment Letter Agreement was terminated, as a result of which the HBK Reporting Persons, the Lone Star Reporting Persons, and Robert J. Stetson, respectively, should no longer be deemed to be a "group" with the other Reporting Persons within the meaning of the Exchange Act.

#### **Signatures**

After reasonable inquiry and to the best knowledge and belief of each of the undersigned, such person certifies that the information set forth in this Schedule 13D with respect to such person is true, complete and correct.

Dated: March 12, 2009

### HBK MASTER FUND L.P.

	By:	HBK SERVICES LLC Investment Advisor
	By:	/s/ Jon L. Mosle Name: Jon L. Mosle Title: Authorized Signatory <sup>(1)</sup>
HBK INVESTMENTS L.P.		
	By:	/s/ Jon L. Mosle Name: Jon L. Mosle Title: Authorized Signatory <sup>(1)</sup>
HBK SERVICES LLC		
	By:	/s/ Jon L. Mosle Name: Jon L. Mosle

Authorized Signatory<sup>(1)</sup>

Title:

#### HBK PARTNERS II L.P.

### By: HBK MANAGEMENT LLC General Partner

By:	/s/ Jon L. Mosle		
	Name:	Jon L. Mosle	
	Title:	Authorized Signatory <sup>(1)</sup>	

#### HBK MANAGEMENT LLC

By:	/s/ Jon I	Mosle
	Name:	Jon L. Mosle
	Title:	Authorized Signatory <sup>(1)</sup>

<sup>(1)</sup> An Authorization Certificate authorizing Jon L. Mosle to act on behalf of each Reporting Person was previously filed.

### LSF5 INDY INVESTMENTS, LLC

	By:	/s/ Marc L. Lipshy Name: Marc L. Lipshy	
		Title: President	
LSF5 INDY HOLDINGS, LLC			
	By:	/s/ Marc L. Lipshy	
		Name: Marc L. Lipshy Title: President	
		The. Tresident	
LSF5 REOC VII, L.P.			
	By:	LSF5 GENPAR VII. LLC.	
	By:	LSF5 GENPAR VII, LLC, its General Partner	
	By:		
		its General Partner /s/ Marc L. Lipshy Name: Marc L. Lipshy	
		its General Partner /s/ Marc L. Lipshy	
LSF5 GENPAR VII, LLC		its General Partner /s/ Marc L. Lipshy Name: Marc L. Lipshy	
LSF5 GENPAR VII, LLC		its General Partner /s/ Marc L. Lipshy Name: Marc L. Lipshy	
LSF5 GENPAR VII, LLC	By:	its General Partner /s/ Marc L. Lipshy Name: Marc L. Lipshy Title: President	
LSF5 GENPAR VII, LLC		its General Partner /s/ Marc L. Lipshy Name: Marc L. Lipshy	

#### LONE STAR FUND V (U.S.), L.P.

By:	LONE STAR PARTNERS V, L.P., its General Partner
By:	LONE STAR MANAGEMENT CO. V, LTD., its General Partner
By:	/s/ Marc L. Lipshy Name: Marc L. Lipshy
	Title: Vice President

#### LONE STAR PARTNERS V, L.P.

# By: LONE STAR MANAGEMENT CO. V, LTD., its General Partner

### By: /s/ Marc L. Lipshy Name: Marc L. Lipshy Title: Vice President

#### LONE STAR MANAGEMENT CO. V, LTD.

By:	/s/ Marc	/s/ Marc L. Lipshy		
	Name:	Marc L. Lipshy		
	Title:	Vice President		

/s/ John P. Grayken

John P. Grayken

/s/ Robert J. Stetson

Robert J. Stetson