

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

<b>In re:</b>	)	<b>Chapter 11</b>
	)	
<b>BUILDING MATERIALS HOLDING CORPORATION, et al.,<sup>1</sup></b>	)	<b>Case No. 09-12074 (KJC)</b>
	)	
<b>Debtors.</b>	)	<b>Jointly Administered</b>
	)	

**NOTICE OF AGENDA OF MATTERS SCHEDULED  
FOR HEARING ON DECEMBER 10, 2009 AT 11:00 A.M. (ET)<sup>2</sup>**

**CONTESTED MATTERS GOING FORWARD**

1. Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 (With Technical Modifications) [D.I. 1066, 12/7/09]

Response Deadline With Respect to Confirmation: November 25, 2009 at 4:00 p.m. (ET);  
Extended to November 27, 2009 at  
5:00 p.m. (ET) for the U.S. Trustee

Responses Received With Respect to Confirmation:

- A. Travis County's Objection to Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended July 27, 2009 [D.I. 540, 8/31/09]
- B. Travis County's Notice Withdrawing Travis County's Objection to Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended July 27, 2009 [D.I. 842, 11/10/09]
- C. Response of William H. Milligan [D.I. 971, 11/19/09]
- D. Objection of the Texas Ad Valorem Tax Claimants to Confirmation of Joint Plan of Reorganization [D.I. 983, 11/21/09]

<sup>1</sup> The Debtors, along with the last four digits of each Debtor's tax identification number, are as follows: Building Materials Holding Corporation (4269), BMC West Corporation (0454), SelectBuild Construction, Inc. (1340), SelectBuild Northern California, Inc. (7579), Illinois Framing, Inc. (4451), C Construction, Inc. (8206), TWF Construction, Inc. (3334), H.N.R. Framing Systems, Inc. (4329), SelectBuild Southern California, Inc. (9378), SelectBuild Nevada, Inc. (8912), SelectBuild Arizona, LLC (0036), and SelectBuild Illinois, LLC (0792). The mailing address for the Debtors is 720 Park Boulevard, Suite 200, Boise, Idaho 83712.

<sup>2</sup> Those parties wishing to participate telephonically must make arrangements with CourtCall by telephone at 888-882-6878 or on the internet at [www.courtcall.com](http://www.courtcall.com) no later than 12:00 p.m. (ET) on December 9, 2009.

- E. Response of Steven H. Pearson [D.I. 985, 11/23/09]
- F. Local Texas Tax Authorities' Objection to Confirmation of Joint Plan of Reorganization [D.I. 986, 11/23/09]
- G. California Franchise Tax Board's Objection to Debtors' Joint Plan of Reorganization [D.I. 996, 11/24/09]
- H. Objection by Robert R. Thomas and the Restated Thomas Trust Dated April 14, 2009 to Confirmation of Joint Plan of Reorganization as Amended October 22, 2009 [D.I. 1008, 11/25/09]
- I. Declaration of Robert R. Thomas in Support of Objection by Robert R. Thomas and the Restated Thomas Trust Dated April 14, 2009 to Confirmation of Joint Plan of Reorganization as Amended October 22, 2009 [D.I. 1009, 11/25/09]
- J. Objection of Juan M. Navarro and Letitia Ramirez to Confirmation of the Debtors' Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 22, 2009 [D.I. 1011, 11/25/09]
- K. Response of Robert Satterfield [D.I. 1012, 11/24/09]
- L. Response of Bruce B. Sherlock [D.I. 1014, 11/25/09]
- M. Response of Leroy D. Custer [D.I. 1026, 11/30/09]
- N. Response of Joseph J. Zuendel [D.I. 1046, 12/2/09]
- O. Response of Jack D. LaRock [D.I. 1076, 12/7/09]
- P. Informal Response of the U.S. Trustee

Response Deadline With Respect to Cure Amounts: December 3, 2009 at 4:00 p.m. (ET);  
 Extended to December 7, 2009 at  
 11:00 a.m. (ET) for Aon Consulting  
 and to December 7, 2009 at 4:00 p.m.  
 (ET) for James Hardie Building  
 Products

Responses Received With Respect to Cure Amounts:

- A. Response of Air Components & Systems Ltd. [D.I. 1027, 11/30/09]
- B. Response of Keller Lumber Sales Inc. [D.I. 1033, 12/1/09]
- C. Response of Idaho Records Management [D.I. 1035, 12/1/09]

- D. Objection of GlassCraft Door Company to Notice of (I) Possible Assumption of Executory Contracts and Unexpired Leases, (II) Fixing of Cure Amounts in Connection Therewith, and (III) Deadline to Object Thereto [D.I. 1039, 12/2/09]
- E. Response of Rio Grande Material [D.I. 1040, 12/2/09]
- F. Response of ECMD [D.I. 1041, 12/2/09]
- G. Objection of Berg Wholesale to Cure Amount and Assumption of Executory Contract [D.I. 1042, 12/2/09]
- H. Response of Crisp-LaDew Fire Protection Co. [D.I. 1045, 12/2/09]
- I. Objection of Contracting Party Southwest Management, Inc. to Cure Amounts Submitted by Debtors With Respect to Assumption of Purchase and Sale Agreement Between Certain Debtors as Buyers and Southwest Management, Inc. *et al.* as Sellers [D.I. 1052, 12/2/09]
- J. Brazos Forest Products L.P.'s Objection to the Notice of (I) Possible Assumption of Executory Contracts and Unexpired Leases, (II) Fixing of Cure Amounts in Connection Therewith, and (III) Deadline to Object Thereto [D.I. 1053, 12/3/09]
- K. Response of Walnut Creek Planing Ltd. [D.I. 1057, 12/3/09]
- L. Creditor C&I Tax Consultants' Objection to Debtors' Cure Amount [D.I. 1058, 12/3/09]
- M. Continental Trading, Inc.'s Objection to Notice of (I) Possible Assumption of Executory Contracts and Unexpired Leases, (II) Fixing of Cure Amounts in Connection Therewith, and (III) Deadline to Object Thereto [D.I. 1059, 12/3/09]
- N. Response of First Cut Sawing and Breaking, Inc. [D.I. 1061, 12/3/09]
- O. Limited Objection of Infor Global Solutions (Michigan), Inc. to Notice of (I) Possible Assumption of Executory Contracts and Unexpired Leases, (II) Fixing of Cure Amounts in Connection Therewith, and (III) Deadline to Object Thereto [D.I. 1063, 12/3/09]
- P. Objection of Trade Show Services Ltd. and Its Affiliate Pro-Tect Security to Debtors' Proposed Cure Costs [Not Filed]
- Q. Informal Response of Avaya, Inc.
- R. Informal Response of Merli Concrete Pumping

- S. Informal Response of Pelican Bay Forest Products
- T. Informal Response of James Hardie Building Products

Related Documents:

- A. Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code [D.I. 18, 6/16/09]
- B. Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended July 27, 2009 [D.I. 314, 7/27/09]
- C. Blackline of Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended July 27, 2009 [D.I. 315, 7/27/09]
- D. Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 1, 2009 [D.I. 677, 10/1/09]
- E. Blackline of Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 1, 2009 [D.I. 679, 10/1/09]
- F. Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 6, 2009 [D.I. 711, 10/6/09]
- G. Blackline of Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 6, 2009 [D.I. 712, 10/6/09]
- H. Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 21, 2009 [D.I. 762, 10/22/09]
- I. Blackline of Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 21, 2009 [D.I. 763, 10/22/09]
- J. Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 22, 2009 [D.I. 834, 11/5/09]
- K. Blackline of Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 (With Technical Modifications) [D.I. 1067, 12/7/09]
- L. Order (I) Approving the Disclosure Statement; (II) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject the Plan, Including (A) Approving the Form and Manner of Solicitation Packages, (B) Approving the Form and Manner of Notice of the Confirmation Hearing, (C) Establishing a Record Date and Approving Procedures for Distribution of Solicitation Packages, (D) Approving Forms of Ballots, (E) Establishing the Deadline for Receipt of Ballots, and (F) Approving the

Procedures for Vote Tabulations; (III) Establishing the Deadline and Procedures for Filing Objections to (A) Confirmation of the Plan, and (B) Proposed Cure Amounts Related to Contracts and Leases Assumed Under the Plan; and (IV) Granting Related Relief [D.I. 768, 10/22/09]

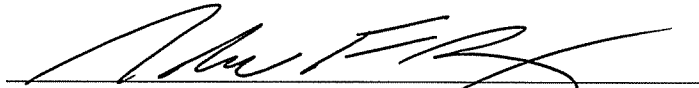
- M. Order Approving Stipulation Respecting Plan Support and Challenge Period [D.I. 801, 10/30/09]
- N. Notice of Filing of Certain Solicitation Materials [D.I. 834, 11/5/09]
- O. Notice of Filing of Plan Supplement Pursuant to the Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 22, 2009 [D.I. 930, 11/15/09]
- P. Notice of Filing of Amended and Restated Plan Supplement Pursuant to the Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 (With Technical Modifications) [D.I. 1073, 12/7/09]
- Q. Blackline of Notice of Filing of Amended and Restated Plan Supplement Pursuant to the Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 (With Technical Modifications) [D.I. 1074, 12/7/09]
- R. Notice of Filing of Proposed Order With Respect to the Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 (With Technical Modifications) [D.I. 1068, 12/7/09]
- S. Declaration of Jeffrey S. Stein of The Garden City Group, Inc. Certifying the Methodology for the Tabulation of Votes on, and the Results of Voting With Respect to, the Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 22, 2009 [D.I. 1078, 12/7/09]
- T. Declaration of Paul S. Street in Support of Confirmation of the Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 (With Technical Modifications) [D.I. 1079, 12/7/09]
- U. Declaration of Bradley I. Dietz in Support of Confirmation of Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 [D.I. 1080, 12/7/09]

- V. Debtors' Memorandum of Law in Support of Confirmation of Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 (With Technical Modifications) [D.I. 1082, 12/7/09]
- W. Debtors' Omnibus Response to Cure Claim Objections and Proposed Order Resolving Cure Claim Objections [D.I. 1090, 12/8/09]

Status: This matter is going forward. The Debtors have attached hereto as Exhibit A and Exhibit B, respectively, a chart setting forth the status of the responses to plan confirmation and to the Debtors' proposed cure amounts.

Dated: Wilmington, Delaware  
December 8, 2009

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ATTORNEYS FOR THE DEBTORS  
AND DEBTORS-IN-POSSESSION

**EXHIBIT A**

**Responses to Confirmation of Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 (With Technical Modifications) (the "Plan")**

<b><u>Tab</u></b>	<b><u>Response</u></b>	<b><u>Docket No., Date Filed</u></b>	<b><u>Status of Matter</u></b>
A	Travis County's Objection to Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended July 27, 2009	D.I. 540, 8/31/09	This matter has been resolved, as the response has been withdrawn pursuant to D.I. 842.
C	Response of William H. Milligan	D.I. 971, 11/19/09	This matter is going forward. The Debtors' response to this matter is set forth on Exhibit A to the Debtors' Memorandum of Law in Support of the Plan [D.I. 1082].
D	Objection of the Texas Ad Valorem Tax Claimants to Confirmation of Joint Plan of Reorganization	D.I. 983, 11/21/09	This matter has been resolved through certain modifications to the Plan and certain revisions to the proposed confirmation order.
E	Response of Steven H. Pearson	D.I. 985, 11/23/09	This matter is going forward. The Debtors' response to this matter is set forth on Exhibit A to the Debtors' Memorandum of Law in Support of the Plan [D.I. 1082].
F	Local Texas Tax Authorities' Objection to Confirmation of Joint Plan of Reorganization	D.I. 986, 11/23/09	This matter has been resolved through certain modifications to the Plan and certain revisions to the proposed confirmation order.
G	California Franchise Tax Board's Objection to Debtors' Joint Plan of Reorganization	D.I. 996, 11/24/09	This matter has been resolved through certain modifications to the Plan and certain revisions to the proposed confirmation order.

H	Objection by Robert R. Thomas and the Restated Thomas Trust Dated April 14, 2009 to Confirmation of Joint Plan of Reorganization as Amended October 22, 2009	D.I. 1008, 11/25/09	This matter has been resolved through certain revisions to the proposed confirmation order.
J	Objection of Juan M. Navarro and Letitia Ramirez to Confirmation of the Debtors' Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended October 22, 2009	D.I. 1011, 11/25/09	This matter is going forward. The Debtors' response to this matter is set forth on Exhibit A to the Debtors' Memorandum of Law in Support of the Plan [D.I. 1082].
K	Response of Robert Satterfield	D.I. 1012, 11/24/09	This matter is going forward. The Debtors' response to this matter is set forth on Exhibit A to the Debtors' Memorandum of Law in Support of the Plan [D.I. 1082].
L	Response of Bruce B. Sherlock	D.I. 1014, 11/25/09	This matter is going forward. The Debtors' response to this matter is set forth on Exhibit A to the Debtors' Memorandum of Law in Support of the Plan [D.I. 1082].
M	Response of Leroy D. Custer	D.I. 1026, 11/30/09	This matter is going forward. The Debtors' response to this matter is set forth on Exhibit A to the Debtors' Memorandum of Law in Support of the Plan [D.I. 1082].
N	Response of Joseph J. Zuendel	D.I. 1046, 12/2/09	This matter is going forward. The Debtors' response to this matter is set forth on Exhibit A to the Debtors' Memorandum of Law in Support of the Plan [D.I. 1082].
O	Response of Jack D. LaRock	D.I. 1076, 12/7/09	This matter is going forward. The Debtors' response to this matter is set forth on Exhibit A to the Debtors' Memorandum of Law in Support of the Plan [D.I. 1082].



P	Informal Response of the U.S. Trustee	Not Filed	This matter has been resolved through certain modifications to the Plan.
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**EXHIBIT B**

**Cure Responses in Connection with the Confirmation of Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 7, 2009 (With Technical Modifications)**

<b><u>Tab</u></b>	<b><u>Response</u></b>	<b><u>Docket No., Date Filed</u></b>	<b><u>Status of Matter</u></b>
A	Response of Air Components & Systems Ltd.	D.I. 1027, 11/30/09	After a further review of their books and records, the Debtors have concluded that the cure amount asserted in the response is correct. As such, the Debtors believe this matter has been resolved.
B	Response of Keller Lumber Sales Inc.	D.I. 1033, 12/1/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
C	Response of Idaho Records Management	D.I. 1035, 12/1/09	After a further review of their books and records, the Debtors have concluded that the cure amount asserted in the response is correct. As such, the Debtors believe this matter has been resolved.
D	Objection of GlassCraft Door Company to Notice of (I) Possible Assumption of Executory Contracts and Unexpired Leases, (II) Fixing of Cure Amounts in Connection Therewith, and (III) Deadline to Object Thereto	D.I. 1039, 12/2/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
E	Response of Rio Grande Material	D.I. 1040, 12/2/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
F	Response of ECMD	D.I. 1041, 12/2/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.

G	Objection of Berg Wholesale to Cure Amount and Assumption of Executory Contract	D.I. 1042, 12/2/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
H	Response of Crisp-LaDew Fire Protection Co.	D.I. 1045, 12/2/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
I	Objection of Contracting Party Southwest Management, Inc. to Cure Amounts Submitted by Debtors With Respect to Assumption of Purchase and Sale Agreement Between Certain Debtors as Buyers and Southwest Management, Inc. <i>et al.</i> as Sellers	D.I. 1052, 12/2/09	This matter is going forward. The Debtors' response to this matter is set forth in their Omnibus Response to Cure Claim Objections and Proposed Order Resolving Cure Claim Objections [D.I. 1090].
J	Brazos Forest Products L.P.'s Objection to the Notice of (I) Possible Assumption of Executory Contracts and Unexpired Leases, (II) Fixing of Cure Amounts in Connection Therewith, and (III) Deadline to Object Thereto	D.I. 1053, 12/3/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
K	Response of Walnut Creek Planing Ltd.	D.I. 1057, 12/3/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
L	Creditor C&I Tax Consultants' Objection to Debtors' Cure Amount	D.I. 1058, 12/3/09	This matter is going forward. The Debtors' response to this matter is set forth in their Omnibus Response to Cure Claim Objections and Proposed Order Resolving Cure Claim Objections [D.I. 1090].
M	Continental Trading, Inc.'s Objection to Notice of (I) Possible Assumption of Executory Contracts and Unexpired Leases, (II) Fixing of Cure Amounts in Connection Therewith, and (III) Deadline to Object Thereto	D.I. 1059, 12/3/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.

N	Response of First Cut Sawing and Breaking, Inc.	D.I. 1061, 12/3/09	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
O	Limited Objection of Infor Global Solutions (Michigan), Inc. to Notice of (I) Possible Assumption of Executory Contracts and Unexpired Leases, (II) Fixing of Cure Amounts in Connection Therewith, and (III) Deadline to Object Thereto	D.I. 1063, 12/3/09	This matter has been resolved.
P	Objection of Trade Show Services Ltd. and Its Affiliate Pro-Tect Security to Debtors' Proposed Cure Costs	Not Filed	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
Q	Informal Response of Avaya, Inc.	Not Filed	The Debtors are continuing to work with the respondent to resolve this matter and anticipate reaching a resolution prior to the hearing. In the event the Debtors are unable to resolve this matter, the Debtors intend to withdraw this matter, without prejudice, solely as it pertains to the respondent.
R	Informal Response of Merli Concrete Pumping	Not Filed	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
S	Informal Response of Pelican Bay Forest Products	Not Filed	This matter has been resolved, as the Debtors anticipate withdrawing this matter, without prejudice, solely as it pertains to the respondent.
T	Informal Response of James Hardie Building Products	Not Filed	The Debtors are continuing to work with the respondent to resolve this matter and anticipate reaching a resolution prior to the hearing. In the event the Debtors are unable to resolve this matter, the Debtors intend to withdraw this matter, without prejudice, solely as it pertains to the respondent.