

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

IN RE:	§	Chapter 11
	§	
BUILDING MATERIALS HOLDING CORPORATION, et al.,	§	CASE NO. 09-12074 (KJC)
	§	(Jointly Administered)
	§	
Debtors.	§	Re: Docket No. 973

**CERTIFICATION OF COUNSEL RE:
REVISED ORDER GRANTING MOTION TO ALLOW DELL MARKETING,
L.P. TO FILE ITS PROOF OF CLAIM PAST THE BAR DATE**

The undersigned hereby certifies that:

1. On November 19, 2009, Dell Marketing, L.P. (“Dell”) filed its *Motion to Allow Dell Marketing, L.P. to File Its Proof of Claim Past the Bar Date* (D.I. 973) (the “Motion”). Attached to the Motion was a proposed form of order granting the relief requested therein.
2. Objections to the Motion were due on or before December 7, 2009. No formal objections were filed with the Court or served upon the undersigned counsel by any party. The objection deadline was extended for the Debtors.
3. Dell and the Debtors have engaged in discussions concerning the relief requested in the Motion. Attached hereto as Exhibit “A” is a *Revised Order Granting Motion to Allow Dell Marketing, L.P. to File Its Proof of Claim Past the Bar Date* (the “Revised Order”).
4. The Debtors have reviewed and agreed to the Revised Order.
5. Dell and the Debtor respectfully request that the Court enter the proposed Revised Order, attached hereto as Exhibit “A”, at its earliest convenience.

6. Counsel is available should the Court have any questions or concerns with respect to the foregoing.

Dated: December 29, 2009

SEITZ, VAN OGTROP & GREEN, P.A.

/s/ Patricia P. McGonigle

Patricia P. McGonigle (DE 3126)
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Counsel to: Dell Marketing, L.P.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on December 29, 2009, a copy of *Certification of Counsel re: Revised Order Granting Motion to Allow Dell Marketing, L.P. to File Its Proof of Claim Past the Bar Date* was served upon the individuals set forth below via U.S. First Class Mail, and further via CM/ECF Notice to those persons appearing thereon:

Robert F. Poppiti, Jr., Esquire
Young, Conaway, Stargatt & Taylor
The Brandywine Building, 17th Floor
1000 West Street
P. O. Box 391
Wilmington, DE 19899

U.S. Trustee
United States District Court
844 King Street, Room 2207
Lockbox #35
Wilmington, DE 19899-00035

Brandford J. Sandler, Esquire
Benesch, Friedlander, Coplan & Aronoff
222 Delaware Avenue, Suite 801
Wilmington, DE 19801

/s/ Patricia P. McGonigle

Patricia P. McGonigle
DE Bar No. 3126

Exhibit “A”

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

IN RE:)	
)	Chapter 11
BUILDING MATERIALS HOLDING CORPORATION, et al.,¹)	Case No. 09-12074 (KJC)
)	
Debtors.)	Jointly Administered
)	
)	Ref. Docket Nos. 973 and _____

**ORDER GRANTING MOTION TO ALLOW DELL MARKETING, L.P.
TO FILE ITS PROOF OF CLAIM PAST THE BAR DATE**

Upon consideration of the *Motion to Allow Dell Marketing, L.P. to File Its Proof of Claim Past the Bar Date* (the “Motion”); and any and all objections and/or responses in opposition to the Motion; and notice of the Motion being adequate and sufficient; and after due deliberation and sufficient cause appearing therefore;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

1. The Motion is granted as more fully set forth below.
2. Dell Marketing, L.P.’s (“Dell”) Proof of Claim attached to the Motion as Exhibit “D” is deemed timely filed and no other action needs to be taken by Dell with respect to the filing of the Proof of Claim.
3. On account of the Proof of Claim, Dell shall have: (i) an allowed administrative expense claim in the amount of \$3,440.40 under section 503(b)(9) of the Bankruptcy Code (the “503(b)(9) Claim”), which 503(b)(9) Claim shall be treated in accordance with the provisions of

¹ 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.

that certain Joint Plan of Reorganization for the Debtors Under Chapter 11 of the Bankruptcy Code Amended December 14, 2009 (With Technical Modifications); and (ii) an allowed unsecured claim in the amount of \$6,710.30,.

4. The 503(b)(9) Claim granted herein shall be binding on the Debtors, the Debtors' estates and any successors to the Debtors.

5. The Debtors' claims and noticing agent shall mark the Proof of Claim in accordance with the provisions of this Order.

6. The Court shall retain jurisdiction to address any dispute arising out of the enforcement or interpretation of the terms of this Order.

IT IS SO ORDERED.

Dated: December ____, 2009

HONORABLE KEVIN J. CAREY
CHIEF UNITED STATES BANKRUPTCY JUDGE