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U.S. BANKRUPTCY COURT  
DISTRICT OF DELAWARE

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FILED

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

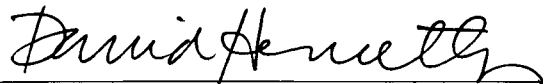
<b>In Re:</b>  <b>BUILDING MATERIALS HOLDING CORPORATION, et al.,</b>  <b>Debtors.</b>	<b>Chapter 11</b>  <b>Case No. 09-12074 (KJC)</b>  <b>Jointly Administered</b>
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**NOTICE OF WITHDRAWAL OF PROOF OF CLAIM**

PLEASE TAKE NOTICE that, pursuant to Fed. R. Bankr. P. 3006, the following creditor withdraws his proofs of claim against Building Materials Holding Corporation and BMC West: Jesus Rodriguez (claims nos. 2222 and 2223) filed on August 28, 2009.

DATED: December 31, 2009

OREGON LAW CENTER



David Henretty, Oregon State Bar No. 03187  
921 SW Washington Street, Suite 516  
Portland, OR 97205  
Telephone: 503-473-8684  
Fax: 503-295-0676

OF ATTORNEYS FOR CREDITOR JESUS  
RODRIGUEZ

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**DECLARATION OF DAVID HENRETTY IN SUPPORT OF CONVENTIONALLY  
FILING NOTICE OF WITHDRAWAL OF CLAIM**

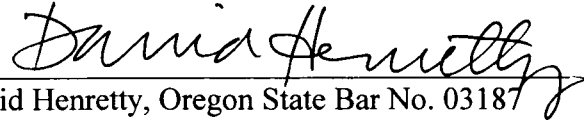
I, David Henretty, declare as follows:

1. I represent creditors Jesus Rodriguez in this action. I make this Declaration in support of conventionally filing his Notice of Withdrawal of Claims with the Court.
2. I am not a registered CM/ECF filer for the United States Bankruptcy Court for the District of Delaware.
3. Due to not being registered to file document electronically in the United States Bankruptcy Court for the District of Delaware, I am filing the attached Notice of Withdrawal of Claims by conventional means.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 31<sup>st</sup> day of December, 2009.

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