

UNITED STATES BANKRUPTCY COURT

FOR THE District Of DELAWARE

In re BUILDING MATERIALS HOLDING CORPORATION, et al.,)

) Case No. 09-1207 (JTC)

) Chapter 11

FILED 2010 JAN 15 AM 10:47 U.S. BANKRUPTCY COURT DISTRICT OF DELAWARE CLERK

RESPONSE TO DEBTOR(S) EIGHTH OMNIBUS OBJECTION TO CLAIMS (Hearing Date: 01-27-2010)

(A) Vincent E. Rhynes(Claim # 109) Objects To The Debtor(s) Eighth Omnibus Objection On The Grounds That The "Paul S. Street" Declaration Would Violate Vincent Rhynes Rights Even Though Vincent Rhynes Has Perform Under Rule 3003 (b1)&(c2) Of The Bankruptcy Code(claims; etc, plans).

(B) Also The Debtor(s) Eighth Omnibus Objection Would Violate The Treatment Due Vincent Rhynes With Respect To My "Unimpaired Status" & The Confirmation Order.

Note: Unimpaired Status Are To Received On "their Account" The Pro-Rata Distribution.

(C) A Copy Of This Response Is Being Provided To National Financial Services Attn: Lou Trezza.(clearing Agents for ubis).

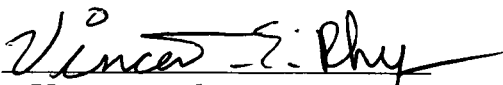
-RELIEF REQUESTED-

*That The Debtor Eighth Omnibus Objection
As It Relates To Vincent Rhynes Be Denied.*

-BASIS FOR RELIEF-

*Section 105(a) Of The Bankruptcy Code.
Section 1141 Of The Bankruptcy Code
Bankruptcy Rules 3003(b1) & (c2)
(Element Of Declaration Superseded)*

*Los Angeles CALIF.
Date: 01-11-2010*


*Vincent Rhynes(Pro-Se)
1514 W. Manchester AVE#5
Los Angeles CALIF. 90047
(323)971-6063*

UNITED STATES BANKRUPTCY COURT,
DISTRICT OF DELAWARE

PROOF OF INTEREST

Name of Debtors:
BUILDING MATERIALS HOLDING CORPORATION.

Case Number:
09-12074 (KJC)
(jointly administered under case no.

THIS SPACE IS FOR COURT USE ONLY

1. Name of holder of the Equity Interest (The person or entity holding an Equity Interest in the debtor. Referred to hereinafter as the "Interestholder"):

N/A. see 2 Below

- Check box if you are aware that anyone else has filed a proof of interest relating to your interest. Attach copy of statement giving particulars.
- Check box if you have never received any notices from the bankruptcy court in this case.
- Check box if the address differs from the address on the envelope sent to you.

Telephone No.

NOTE: This form SHOULD NOT be used to make a claim against the Debtors for money owed. A separate Proof of Claim form should be used for that purpose. This form should only be used to assert an Equity Interest in the Debtors. An Equity Interest is any right arising from any capital stock and any equity security in any of the Debtors. An equity security is defined in the Bankruptcy Code as (a) a share in a corporation whether or not transferable or denominated stock or similar security, (b) interest of a limited partner in a limited partnership, or (c) warrant or right other than a right to convert, to purchase, sell, or subscribe to a share, security, or interest of a kind specified in subparagraph (a) or (b) above.

Account or other number by which Interestholder identifies debtors:
91-1834269

- Check here if this claim:
- replaces a previously filed Proof of Interest dated: _____
 - amends a previously filed Proof of Interest dated: _____

2. Name and Address of any person or entity that is the record holder for the Equity Interest asserted in this Proof of Interest:
**Vincent E. Rhynes
1514 W. Manchester AVE #5
Los Angeles CALIF, 90047
(323)971-6063**

3. Date Equity Interest was acquired:
@ 2009

4. Total number of shares held:
22,500 shares

5. Stock certificate(s) identification number:
BMHC 1171

6. Type of Equity Interest:

Please indicate the type of Equity Interest you hold:

- Check this box if your Equity Interest is based on actual shares of stock held in the Debtors.
- Check this box if your Equity Interest is based on options or warrants that upon exercise entitle you to receive shares of stock in the Debtors.
- Check this box if your Equity Interest is based on some other right to convert, to purchase, sell, or subscribe to a share, security, or interest in the Debtors.

COPY

7. Supporting Documents: Attach copies of supporting documents, such as stock certificates, option agreements, warrants etc. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary. This Proof of Interest needs to be mailed to: United States Bankruptcy Court, District of Delaware

THIS SPACE IS FOR COURT USE ONLY

8. Date-Stamped Copy: To receive an acknowledgment of the filing of your proof of interest, enclose a stamped, self-addressed envelope and copy of this proof of interest. **19801**

Date:
07-13-2009

Sign and print the name and title, if any, of any other person authorized to file this claim (attach copy of power of attorney, if any)

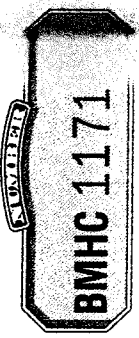
Vincent E. Rhynes

Penalty for presenting fraudulent claims: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

Vincent E. Rhynes

COPY

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BMHC

COMMON STOCK

Building Materials Holding Corporation

INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE
THIS CERTIFICATE IS TRANSFERABLE IN SOUTH ST. PAUL, MN

4 OF 8

This Certifies that

BMHC001171

VINCENT RHYNES
174 W MANCHESTER AVE APT 5
LOS ANGELES CA 90047

is the record holder of **TWENTY TWO THOUSAND FIVE HUNDRED AND 000/1000****

FULLY PAID AND NON-ASSIGNABLE SHARES OF COMMON STOCK, \$.001 PAR VALUE, OF

BUILDING MATERIALS HOLDING CORPORATION

transferable on the books of the Corporation in person or by duly authorized attorney on surrender of this certificate properly endorsed. This Certificate shall not be valid until countersigned and registered by the Transfer Agent and Registrar.

WITNESSE the facsimile seal of the Corporation and the signatures of its duly authorized officers.

Dated: JULY 6, 2009

William M. Smart

Senior Vice President and Chief Financial Officer



Richard E. Meller

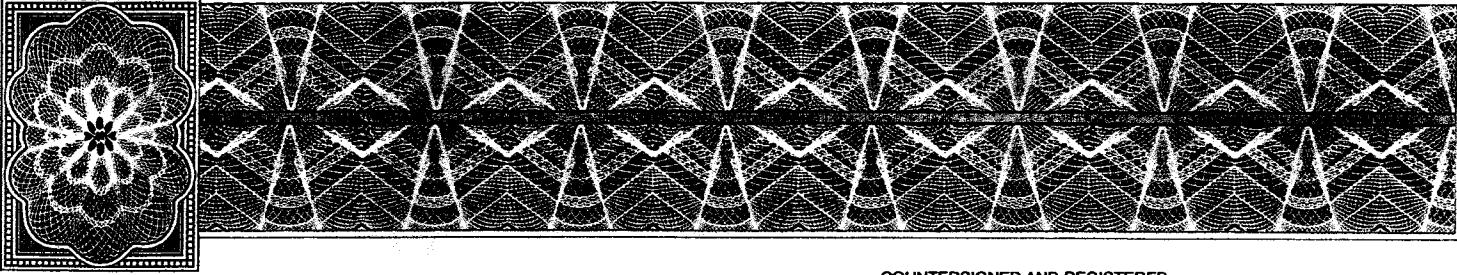
Chairman, President and Chief Executive Officer

COUNTERSIGNED AND REGISTERED:
WELLS FARGO BANK, N.A.

TRANSFER AGENT AND REGISTRAR

J M Kaplan

AUTHORIZED SIGNATURE



COMMON STOCK

SEE REVERSE FOR CERTAIN DEFINITIONS AND A STATEMENT AS TO THE POWERS, DESIGNATIONS, PREFERENCES AND RIGHTS OF SHARES

CUSIP 120113 10 5

*****225000*****
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NAME AND ADDRESS OF ATTORNEY: Vincent E. Rhynes 1514 W. Manchester AVE #5 Los Angeles CALIF, 90047		TELEPHONE NO.: (323)971-6063	FOR COURT USE ONLY
ATTORNEY FOR: UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE			
PLAINTIFF(S)/PETITIONER(S): Vincent E. Rhynes			
DEFENDANT(S)/RESPONDENT(S): Building Materials Holdings CORP. et al			
PROOF OF SERVICE BY MAIL		CASE NUMBER: 09-12074 (KJC)	

Hearing: Date 01-27-2010
 Time 3:00 p.m. (ET)
 Dept. (KJC).

I am over the age of 18 and not a party to this action. I am a resident of or employed in the county where the mailing occurred. My residence or business address is: 1522 W. Manchester AVE
 Los Angeles CALIF. 90047

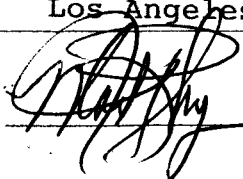
I served a copy of the following documents (list documents): Response To Debtor(s)
 Eighth Omnibus Objection
 To Claims.

by placing a true copy of each document in the United States mail, in a sealed envelope with postage fully prepaid, as follows:

- a. Date of deposit: 01-12-2010
- b. Place of deposit (city and state): Los Angeles CALIF.
- c. Addressed as follows: Securities & Exchange Commission
 3 World Financial Center, Suite # 400
 New York, NY 10281
 ATTN: Neal Jacobson

I declare under penalty of perjury that the foregoing is true and correct and that this declaration is executed on (date) 01-12-2010, at (place) Los Angeles, California

Mark Rhynes



Type or Print Name

Signature

ACIS Code
 33208(02)

PROOF OF SERVICE BY MAIL

NAME AND ADDRESS OF ATTORNEY: Vincent E. Rhynes 1514 W. Manchester AVE #5 Los Angeles CALIF, 90047		TELEPHONE NO.: (323)971-6063	FOR COURT USE ONLY
ATTORNEY FOR: UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE			
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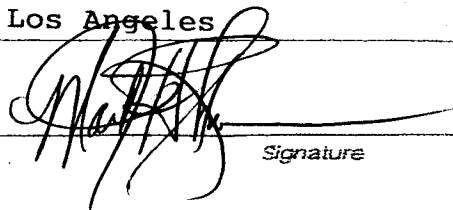
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Eighth Omnibus Objection
To Claims.**

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- a. Date of deposit: 01-12-2010
- b. Place of deposit (city and state): Los Angeles CALIF.
- c. Addressed as follows: Office Of The United States Trustee
844 King Street, Suite # 2207
Wilmington, Delaware 19801
ATTN: Joseph J. McMahon, JR.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration is executed on (date) 01-12-2010 at (place) Los Angeles, California

Mark Rhynes



Type or Print Name

Signature

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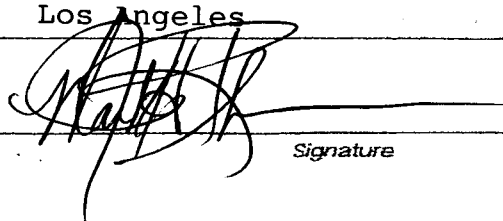
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- a. Date of deposit: 01-12-2010
- b. Place of deposit (city and state): Los Angeles CALIF.
- c. Addressed as follows: Young Conaway Stargatt & Taylor, LLP
 The Brandywine Building
 1000 West Street, 17th Floor
 Wilmington, DE 19801
 ATTN: Sean M. Beach (no. 4070)
 ATTN: Gibson, Dunn & Crutcher LLP

I declare under penalty of perjury that the foregoing is true and correct and that this declaration is executed on (date) 01-12-2010, at (place) Los Angeles, California.

Mark Rhynes



Type or Print Name

Signature

ACIS Code
 33208(02)

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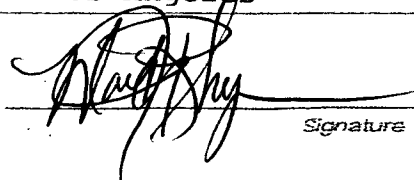
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- a. Date of deposit: 01-12-2010
- b. Place of deposit (city and state): Los Angeles CALIF.
- c. Addressed as follows: National Financial Services (0226)
One World Financial Center
200 Liberty Street 5th Floor
New York, NY 10281
ATTN: Lou Trezza

I declare under penalty of perjury that the foregoing is true and correct and that this declaration is executed on (date) 01-12-2010, at (place) Los Angeles, California

Mark Rhynes



Type or Print Name

Signature

ACIS Code
33208(02)

PROOF OF SERVICE BY MAIL