

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

-----	X	
In re:	:	Chapter 11
	:	
BUILDING MATERIAL HOLDING CORPORATION, <u>et al.</u> ¹	:	Case No. 09-12074 (KJC)
	:	
Debtors.	:	Jointly Administered
	:	
	:	Obj. Deadline: February 4, 2010 at 4:00 p.m. (ET)
	:	Hearing Date: February 22, 2010 at 1:00 p.m. (ET)
-----	X	

**FIRST AND FINAL APPLICATION OF ROBERT A. GARCIA,
MEMBER AND CHAIRPERSON OF THE OFFICIAL COMMITTEE OF
UNSECURED CREDITORS, FOR REIMBURSEMENT OF EXPENSES INCURRED
DURING THE PERIOD OF JUNE 16, 2009 THROUGH OCTOBER 31, 2009**

Name of Applicant:	<u>Robert A. Garcia, Committee Member and Chairperson</u>
Authorized to Provide Professional Services to:	<u>Official Committee of Unsecured Creditors</u>
Date of Retention:	<u>N/A</u>
Period for which compensation and reimbursement are sought:	<u>June 16, 2009 through October 31, 2009</u>
Amount of Compensation sought as actual, reasonable, and necessary:	N/A
Amount of Expense Reimbursement sought as actual, reasonable, and necessary:	\$6,719.75
This is a(n):	<input type="checkbox"/> monthly <input type="checkbox"/> interim <input checked="" type="checkbox"/> final application

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).

EXPENSE SUMMARY
For the Expense Period of June 16, 2009 through October 31, 2009

Expense Category	Service Provider/Description (if applicable)	Total Expenses
Duplicating 9.7¢ page	FedEx/Kinkos	\$23.10
Consulting and Advisory Services	Raymond J. Sala d/b/a ATI Financial Services	\$2,362.50
Taxicabs	Delaware Express/ Quaker City Cabs	\$147.98
Out of Town Transportation	Southwest Airlines, US Airways	\$3,391.61
Out of Town Lodging	Doubletree Hotel	\$715.56
Out of Town Meals	Doubletree Hotel/Palettes Restaurant	\$79.00
TOTAL		\$6,719.75

Robert A. Garcia (“Mr. Garcia” or “Applicant”), by Committee counsel and pursuant to paragraph 3 of this Court’s Professional Fee Order Establishing Procedures For Interim Compensation and Reimbursement of Expenses For Professionals dated July 14, 2009 (the “Professional Fee Order”) (D.E. 201), hereby files this First and Final Application for Reimbursement of Expenses Incurred as Member and Chairperson of the Official Committee of Unsecured Creditors (“Committee”) for the Period of June 16, 2009 through October 31, 2009 (the “Application”). In support of the Application, Mr. Garcia respectfully represents as follows:

INTRODUCTION

1. By this Application, Mr. Garcia seeks reimbursement of reasonable expenses incurred during his tenure as Committee Member and Chairperson during the period of June 16, 2009 through October 31, 2009 (the “Expense Period”). The expenses consist of 100% of the out-of-pocket costs that Mr. Garcia incurred in connection with his duties as Member and Chairperson of the Committee during the Expense Period in the amount of \$6,719.75.

FACTUAL BACKGROUND

2. On June 16, 2009, each of the Debtors filed voluntary petitions for relief under Chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the District of Delaware (the “Court”). The Debtors remain in possession of their assets as debtors-in-possession pursuant to Section 1107 and 1108 of the Bankruptcy Code.

1. On June 26, 2009, the Office of the United States Trustee appointed the Committee. See Docket No. 108. The United States Trustee appointed Mr. Garcia as one of the three members of the Committee.

2. Also on June 26, 2009, the Committee elected to retain Arent Fox as counsel, subject to approval by this Court. On July 10, 2009, the Court approved the retention of Arent Fox as counsel to the Committee *nunc pro tunc* to June 26, 2009. See Docket No. 414.

3. Shortly following Arent Fox's election as counsel for the Committee, the Committee selected Mr. Garcia as its Chairperson. Mr. Garcia, a resident of Sacramento, California, and a former employee of the Debtors, has been an active participant in these cases. Mr. Garcia has provided invaluable insight into the Debtors' business and history by virtue of his involvement in the Debtors' operations prior to Mr. Garcia's retirement.

4. On October 30, 2009, the Court entered its Order Appointing Fee Auditor and Directing Related Procedures Concerning the Payment of Compensation and Consideration of Fee Applications (the "Fee Auditor Order") (D.E. 808). Pursuant to the Fee Auditor Order, the Court appointed Direct Fee Review, LLC ("Direct Fee Review") as the Fee Auditor in the above-referenced bankruptcy cases.

DESCRIPTION OF EXPENSES COVERED HEREIN

5. The Fee Procedures Order provides that Committee Members shall be permitted to submit statements of expenses and supporting vouchers to Committee's counsel for collection and submission for reimbursement in accordance with the Compensation Procedures (as defined by the Fee Procedures Order). See Fee Procedures Order at p.4, paragraph 3. Mr. Garcia's Expenses include reasonable expenses incurred related to his travel from California to Delaware for key events such as the Committee formation meeting and two hearings on approval of the Disclosure Statement. Mr. Garcia incurred additional miscellaneous expenses related to his tenure as Committee Member and Chairperson, namely consulting fees for his consultation as

Chairperson with his personal accountant who reviewed and explained various financial analyses to Mr. Garcia. The following narratives describe Mr. Garcia's expenses:

1. Formation Meeting Expenses. On June 25, 2009, Mr. Garcia traveled to Wilmington to attend the Committee formation meeting that was to be held on June 26, 2009. In connection with his travels, Mr. Garcia incurred \$886.40 in expenses for roundtrip airfare, \$372.12 in expenses for lodging and \$61.00 for three meals: \$17.05 for breakfast on June 26, 2009; \$28.00 for dinner on June 26, 2009; and \$15.95 for breakfast on June 27, 2009. Each of these meal expenses complies with or substantially complies with Direct Fee Review's \$15/\$25/\$50 limits on reasonableness of charges for breakfast, lunch and dinner, respectively. Mr. Garcia also incurred \$91.00 in expenses for travel to and from the hotel and the airport via Delaware Express, an airport shuttle service. True and correct copies of Mr. Garcia's Expenses and supporting documents are attached hereto as "Exhibit 'A'".

2. Expenses Related to Hearings on Approval of Disclosure Statement. The hearing on approval of the Disclosure Statement was originally scheduled for July 16, 2009. Mr. Garcia traveled to Wilmington to attend the hearing on the Disclosure Statement and several other matters that were scheduled for hearing. However, the Debtors adjourned the hearing on approval of the Disclosure Statement to a later date. In connection with his travels, Mr. Garcia incurred \$1,096.41 in expenses for roundtrip airfare related to the July 16, 2009 hearing. See Exhibit 'A'. Mr. Garcia also incurred additional expenses in connection with the October 7, 2009 final hearing on approval of the Disclosure Statement. In connection with his travels, Mr. Garcia incurred \$1,408.80 in expenses for roundtrip airfare, \$343.44 in expenses for lodging and \$18.00 for dinner on October 6, 2009. Mr. Garcia also incurred \$56.98 for travel to and from the

hotel and the airport via taxicab. True and correct copies of Mr. Garcia's Expenses and supporting documents are attached hereto as "Exhibit 'B'".

3. Consulting Services, Photocopies & Miscellaneous Expenses. Mr. Garcia also incurred miscellaneous expenses related to consulting, photocopying and other expenses. Specifically, Mr. Garcia incurred \$2,362.50 in expenses related to services rendered by Raymond J. Sala d/b/a ATI Financial Services ("ATI") in connection with Mr. Garcia's responsibilities and duties as Chairman of the Committee. ATI assisted Mr. Garcia in understanding provisions of the Disclosure Statement, Plan and other financial documents. ATI also assisted Mr. Garcia in formulating questions and issues to raise with the Committee professionals. Mr. Garcia also incurred \$23.10 in expenses related to photocopying of documents in preparation for the hearing on approval of the Disclosure Statement. Specifically, Mr. Garcia purchased 236 copies for \$23.10, which is within the \$.10 per copy limitation set forth in the Local Rules and Direct Fee Review's guidelines. See Exhibit 'A'.

APPLICANT'S EXPENSES ARE ACTUAL, NECESSARY AND BENEFICIAL TO THE COMMITTEE AND THE DEBTORS' ESTATES

4. The expenses described herein are the actual and necessary expenses incurred by Mr. Garcia during the Expense Period in connection with his tenure as Committee Member and Chairperson.

5. By this Application, Mr. Garcia requests that the Court approve reimbursement of one-hundred percent (100%) of the expenses incurred by Mr. Garcia during the Expense Period and evidenced by the attached exhibits. All expenses for which Mr. Garcia requests reimbursement were incurred at the direction or instruction of the Committee and for or on behalf of the Committee and in furtherance of Mr. Garcia's duties as a Committee Member and Chairperson in the Debtors' Chapter 11 cases. These expenses are reasonable, necessary and

beneficial to the Committee, the Debtors' estates, creditors and other parties in interest, and in furtherance of the administration of these proceedings.

6. In accordance with the Bankruptcy Rules, Local Rules for the United States Bankruptcy Court for the District of Delaware, and other applicable law, Mr. Garcia respectfully submits that the amount requested as reimbursement of necessary expenses is fair and reasonable.

WHEREFORE, Robert A. Garcia respectfully requests that the Court approve and allow reimbursement of actual and necessary costs and expenses in the amount of \$6,719.75 for the Expense Period and grant such other and further relief as may be just and proper.

Dated: Washington, DC
January 13, 2010

Benesch Friedlander Coplan & Aronoff, LLP

/s/ Bradford J. Sandler
Bradford J. Sandler, Esquire (No. 4142)
Jennifer R. Hoover, Esquire (No. 5111)
Jennifer E. Smith, Esquire (No. 5278)
222 Delaware Ave., Suite 801
Wilmington, DE 19801
302-442-7010 (telephone)
302-442-7012 (facsimile)
bsandler@beneschlaw.com

-and -

ARENT FOX LLP
Christopher J. Giaimo, Jr.
Katie A. Lane
1050 Connecticut Avenue, NW
Washington DC 20036
(202) 857-6424
(202) 857-6395 (Fax)

*Counsel for the Official Committee of
Unsecured Creditors*

CERTIFICATION

I, Christopher J. Giaimo, hereby certify under the penalty of perjury under the laws of the State of Delaware that the following is true to the best of my knowledge, information and belief:

1. I am a member of the firm of Arent Fox LLP (“Arent Fox”), with offices located at 1050 Connecticut Avenue, NW, Washington DC 20036, as well as in New York, NY and Los Angeles, CA, and have been duly admitted to practice before, among others, the Southern District of New York, the District of Maryland, and have been admitted to the United States District Court for the District of Delaware *pro hac vice*.

2. This certification is submitted in support of the attached application (the “Application”) and all capitalized terms not otherwise defined herein are defined in accordance with their usage in the Application.

3. I am familiar with and have discussed the expenses incurred by Robert A. Garcia with the Applicant during the Expense Period and I am familiar with the reimbursement sought by the Application.

4. I have reviewed the Application and the facts set forth therein are true and correct to the best of my knowledge, information and belief. I have also reviewed Del. Bankr. LR 2016-2 and the Professional Fee Order and submit that the Application substantially complies with such Rule and Order.

Dated: January 13, 2010
Washington, DC

/s/ Christopher J. Giaimo
Christopher J. Giaimo

EXHIBIT A

Robert A. Garcia
 Chairman, Official Committee of Unsecured Creditors
 EXPENSE REQUEST FOR REIMBURSEMENT
 From June 16, 2009 to August 4, 2009

DATE	VENDOR	DESCRIPTION	PURPOSE	Travel Air	Travel Lodging	Travel Meals	Travel Transportation	Supplies	Professional Fees	Other	TOTAL
6/24/2009	SOUTHWEST AIRLINES	Travel to Wilmington DE	Attend Appointment for Official Committee of General Unsecured Creditors	\$ 886.40							\$ 886.40
6/27/2009	DOUBLETREE HOTELS	Travel to Wilmington DE	Attend Appointment for Official Committee of General Unsecured Creditors		\$ 433.12						\$ 433.12
6/29/2009	DELAWARE EXPRESS	Travel to Wilmington DE	Attend Appointment for Official Committee of General Unsecured Creditors				\$ 91.00				\$ 91.00
7/10/2009	US AIRWAYS (w/Travel Ins)	Travel to Wilmington DE	Attend Hearing on Disclosure Statement (postponed)	\$ 1,096.41							\$ 1,096.41
7/10/2009	WELLS FARGO BANK (Visa)	FED-EX/KINKOS	Copies of Credit Committee Documents					\$ 23.10			\$ 23.10
8/4/2009	RAYMOND J SALA dba ATI FINANCIAL SERVICES	Consulting Services and Analytical Reviews	Assist Chairman, ESBA, and Arent Fox of results of the review of the Company's Disclosure Statement						\$ 2,362.50		\$ 2,362.50
			TOTAL	\$ 1,982.81	\$ 433.12	\$ -	\$ 91.00	\$ 23.10	\$ 2,362.50	\$ -	\$ 4,892.53

These expenses are reimbursement from the BMHC Official Committee of General Unsecured


 Signature

11-9-09
 Date

08/06/09 \$2,519.92 \$0.00 \$50.00



Account number: [REDACTED]

\$ [REDACTED]

Make your check payable to:
Chase Card Services.
Please write amount enclosed.
New address or e-mail? Print on back.

[REDACTED]

09136 BEX Z 19309 C
DEBRA GARCIA
740 HAWKCREST CIR
SACRAMENTO CA 95835-2010



CARDMEMBER SERVICE
PO BOX 94014
PALATINE IL 60094-4014



[REDACTED]



Statement Date:
06/13/09 - 07/12/09

Manage your account online:
www.chase.com/creditcards

Minimum Payment: \$50.00
Payment Due Date: 08/06/09

Additional contact information
conveniently located on reverse side

Minimum Payment Due for Credit Access Line	\$50.00
Total Minimum Payment Due	\$50.00

ACCOUNT SUMMARY VISA SIGNATURE Account Number: [REDACTED]

Previous Balance	\$12.99	Credit Access Line	[REDACTED]
Payment, Credits	-\$12.99	Available Credit	[REDACTED]
Purchases, Cash, Debits	+\$2,519.92	Cash Access Line	[REDACTED]
New Balance	\$2,519.92	Available for Cash	[REDACTED]

Your next AutoPayment for \$2,519.92 will be deducted from your account and credited on your due date. Should you make a payment prior to your due date, that amount will be deducted from the AutoPayment amount identified above.

SOUTHWEST AIRLINES RAPID REWARDS VISA CARD SUMMARY

Previous Balance	283	For more information on the Southwest Airlines Rapid Rewards program, log on to southwest.com or call 1-800-445-5764.
Double Reward Dollars for Southwest Purchases	1,773	Southwest will issue a roundtrip Award for every 16 credits you earn in a twenty-four month period.
Double Reward Dollars for Southwest Purchases	867	
Reward Dollars Earned on Other Purchases	1,201	
Total Reward Dollars earned this statement	4,124	
Reward Dollars transferred to Credits	3,600	
Remaining Reward Dollars	524	
Rapid Rewards Credits transferred	3	
Year to date Reward Dollars earned	7,662	

Every time you make a purchase with your Southwest Airlines Rapid Rewards Visa card, you will earn Reward Dollars. For every 1,200 Reward Dollars earned you will receive one Rapid Rewards credit. Earned credits will be transferred within 30 days of this statement. Watch your Reward Dollars add up every time you use your card! You can now use your Rapid Rewards Visa card for your in-flight purchases when you fly Southwest Airlines. Add authorized users to your account or sign up to have your monthly bills charged to your card - and you can earn more Reward Dollars!

ACCOUNT ACTIVITY

Date of Transaction	Merchant Name or Transaction Description	\$ Amount
07/07	AUTOMATIC PAYMENT - THANK YOU	-12.99
06/24	SOUTHWESTAIRS262138013138 DALLAS TX	886.40
	062509 1 K SMF PHX	
	2 K PHX PHL	
	3 KO PHL PHX	
	4 KX PHX SMF	
06/27	DOUBLETREE HOTELS WILMINGTON DE	433.12
06/29	DELAWARE EXPRESS 302-454-7800 DE	91.00
07/06	TLG*PRIVGRD45364305JUL 866-667-1823 CT	12.99
07/10	USAIRWAYS 0372355937902 800-428-4322 AZ	1,049.20
	071509 1 H SMF PHL	
	2 Q PHL SMF	
07/10	TRAVEL INSURANCE POLICY HTTP://WWW.AC VA	47.21

From: "Southwest Airlines" <SouthwestAirlines@mail.southwest.com>
Subject: **Ticketless Confirmation - GARCIA/ROBERT - JU5UXM**
Date: June 24, 2009 11:04:41 PM PDT
To: ██████████@sbcglobal.net
Reply-To: "Southwest Airlines" <SouthwestAirlines@mail.southwest.com>


SOUTHWEST.COM

Receipt and Itinerary as of 06/25/09 1:04 AM

Confirmation Number
JU5UXM

Confirmation Date: 06/24/09
Received: WN/DEBRA

SOUTHWEST.COM

For Business Select Customers
(where available)

Be prepared when you get there!
Consult [Travel Guide](#) for relevant
tips from real travelers.

Passenger Information

Passenger Name
GARCIA/ROBERT

Account Number
●●●●●●●●●●●●●●●●

Ticket#
5262138013138

Expiration¹
06/24/10

¹ All travel involving funds from this Confirmation Number must be completed by the expiration date.

Itinerary

Date	Flight	Routing Details
Thu Jun 25	0655	Depart SACRAMENTO CA (SMF) at 12:55 PM Arrive in PHOENIX AZ (PHX) at 2:50 PM
	0486	Change planes in PHOENIX AZ (PHX) departing at 4:30 PM Arrive in PHILADELPHIA PA (PHL) at 12:05 AM
Sat Jun 27	3758	Depart PHILADELPHIA PA (PHL) at 11:10 AM Arrive in PHOENIX AZ (PHX) at 1:25 PM
	1421	Change planes in PHOENIX AZ (PHX) departing at 2:20 PM Arrive in SACRAMENTO CA (SMF) at 4:10 PM

Cost and Payment Summary

Air \$ 785.12
Tax \$ 73.28
PFC Fee \$ 18.00
Security Fee \$ 10.00

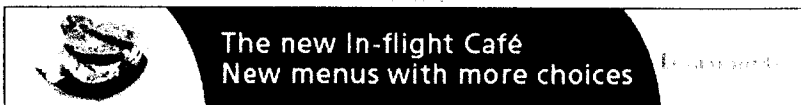
Total Payment: 886.40

Current payment(s)

06/24/09 Visa XXXXXXXXXXXXX3706 \$886.40

DM# or User Name

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Confirmation FF76KQ
 Date Issued 7/10/2009
 Form of Payment Visa **** * 3706
 Amount \$1,096.41[‡]

[‡]Includes Trip Cancellation/Interruption Insurance. Click here to claim your \$25.00 Cash Back Incentive for being a valued US Airways customer.

By clicking above, you can claim your incentive from our preferred partner when you join their service. Terms and conditions apply.

Continue

Passenger Information [change](#)

Party of (1) Dividend Miles # Ticket # Seats [change](#)
 ROBERTA GARCIA 03723559379024 **, 20B
 If you have selected an exit row, please view [Emergency exit row/Airport check in kiosk notice](#)

Contact Information [change](#)

Contact Name Day Phone Destination Phone
 ROBERTA GARCIA [REDACTED] [REDACTED]

Itinerary and Fare Information

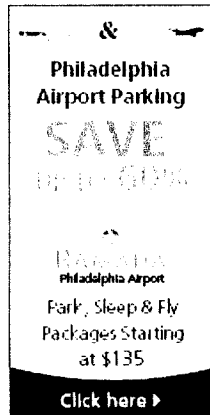
8:35 AM 15 Jul 2009	4:51 PM 15 Jul 2009	Flight: 376	Airbus A320	Meal: In-flight Café
Sacramento, CA	Philadelphia, PA	Class: Coach	On-Time: 10-20%	Travel Time: 5 h 16 m
6:00 PM 17 Jul 2009	9:14 PM 17 Jul 2009	Flight: 375	Airbus A320	Meal: In-flight Café
Philadelphia, PA	Sacramento, CA	Class: Coach	On-Time: 40-50%	Travel Time: 6 h 14 m

Summary (1 Passenger)

Base Fare \$1,028.00

Taxes and Fees \$21.20

1-800-428-4322



	Trip Cancellation/Interruption Insurance	\$47.21
Grand Total	Hide Details	\$1,096.41
Passenger Type		Adult
Base Fare		
SMF to PHL - Fare Basis HXA0NJ2Y		\$538.60
PHL to SMF - Fare Basis QXA7NJ2Y		\$417.67
Adjusted Base Fare		\$956.27
Tax: US Domestic Percentage		\$71.73
Fare		\$1,028.00
Tax: US Domestic Segment		\$7.20
September 11 Security Fee		\$5.00
Fee: US Passenger Facility Charge		\$9.00
Total Per Passenger		\$1,049.20
Number of Passengers		1
Total by Passenger Type		\$1,049.20
Access America Trip Protection		\$47.21
Total Trip Protection Cost		\$47.21

Terms and Conditions

- Ticket is non-transferable.
- Ticket is non-refundable.
- Unused tickets must be cancelled by midnight on the date of departure to retain value.
- Any change to this reservation (including flight, dates, or cities) is subject to a \$150.00 change fee per passenger. The new itinerary will be priced at the lowest available published fare at the time of change, which may result in a fare increase.
- Ticket expires one year from original date of issue. Unflown value expires one year from original date of issue.
- Checked baggage fees may apply.
- Changes to the country of origin are not permitted, except for changes between the United States and U.S. territories.
- Airline Ticket Protector purchase is a separate credit card transaction billed by Access America. Any claims and questions will be processed by Access America.

Changes in Check-in Procedures

The Transportation Security Administration (TSA) is moving secondary passenger searches from the gate to the security checkpoints. This means customers will need to have a boarding pass to get through security checkpoints. E-ticket receipts, paper tickets and itineraries will no longer provide access through the security checkpoints.

Travel Tips

January 23, 2007: All U.S. citizens (including infants and children) must have a valid passport to travel to and from Bermuda, Canada, Mexico, Central and South America, and the Caribbean (excluding Puerto Rico and the U.S. Virgin Islands). You need a valid passport to re-enter the U.S. This policy also applies to foreign nationals of Canada, Bermuda and Mexico.

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Name & Address

GARCIA, ROBERT
████████████████████
SACRAMENTO, CA 95835

Room 818/NK1EH
Arrival Date 6/25/2009 12:47:00AM
Departure Date 6/27/2009 8:21:00AM

Adult/Child 1/0
Room Rate 169.15

RATE PLAN S-AAA
HH#
AL: WN #00000093409540
CAR:

Folio

CONFIRMATION NUMBER : 86064690

6/27/2009 PAGE 1

DATE	REFERENCE	DESCRIPTION	AMOUNT	
6/25/2009	587619	GUEST ROOM	\$169.15	
6/25/2009	587619	OCCUPANCY TAX - 8%	\$13.53	
6/25/2009	587619	OCCUPANCY TAX - CITY	\$3.38	
6/26/2009	587723	METROPOLITAN CAFE	\$17.05	
6/26/2009	587800	*LOBBY LOUNGE	\$28.00	
6/26/2009	588099	GUEST ROOM	\$169.15	
6/26/2009	588099	OCCUPANCY TAX - 8%	\$13.53	
6/26/2009	588099	OCCUPANCY TAX - CITY	\$3.38	
6/27/2009	588160	METROPOLITAN CAFE	\$15.95	
6/27/2009	588161	VS *3706	(\$433.12)	
** BALANCE **			\$0.00	
EXPENSE REPORT SUMMARY				
	09 00:00:00	09 12:00:00AM	09 12:00:00AM	STAY TOTAL
ROOM & TAX	\$186.06	\$186.06	\$0.00	\$372.12
FOOD & BEVERAGE	\$0.00	\$45.05	\$15.95	\$61.00
DAILY TOTAL	\$186.06	\$231.11	\$15.95	\$433.12

Thank you for choosing Doubletree! Come back soon to enjoy our warm chocolate chip cookies and relaxed hospitality. For your next trip visit us at doubletree.com for our best available rates!

ACCOUNT NO. VS *3706

CARD MEMBER NAME GARCIA, ROBERT

ESTABLISHMENT NO. & LOCATION ESTABLISHMENT AGREES TO TRANSMIT TO CARD HOLDER FOR PAYMENT

CARD MEMBER'S SIGNATURE **X**

DATE OF CHARGE 6/25/2009 12:47:00A FOLIO NO./CHECK NO. 141073

AUTHORIZATION 01601C INITIAL

PURCHASES & SERVICES

TAXES

TIPS & MISC.

TOTAL AMOUNT -433.12

A

The Hilton Family



Official Sponsor

MERCHANDISE AND/OR SERVICES PURCHASED ON THIS CARD SHALL NOT BE RESOLD OR RETURNED FOR A CASH REFUND.

PAYMENT DUE UPON RECEIPT

BMHC
copies



July 07, 2009 10:52
Receipt #: 222256
VISA # 41XXXXXXXXXX3088
2009/07/07 10:44

Page: 1

Qty	Description	Amount
236	ES B&W S/S White 8.5 x 11	21.24
	SubTotal	
	Taxes	21.24
	Total	1.86
		23.10

The Cardholder agrees to pay the Issuer of the charge card in accordance with the agreement between the Issuer and the Cardholder.

3810 Truxel Rd
Sacramento, CA 95834
916-515-1306
www.fedexkinkos.com
Office and Print Center



Robert A. Garcia
Debra Garcia
Sacramento, CA 95835

Wells Fargo Bank, N.A.
www.wellsfargo.com
11-4288/1210

6001

7-21-09

PAY TO THE
ORDER OF

Kay Sala

\$ 2,362.50

Twenty three hundred sixty two ⁵⁰/₁₀₀ ———

DOLLARS

MEMO

Debra Garcia

⑈00600⑈

Robert A. Garcia

6001

Robert A. Garcia

6001

ATI Financial Services

717 Pope Ct
Roseville, CA 95747

Invoice

Date	Invoice #
7/15/2009	07150901

Bill To
Official Committee of Unsecured Creditors BMHC Petition: case no. 09-12074 c/o Robert Garcia, Co-Chair ██████████ Sacramento, CA. 95835

Ship To


P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
	Due on receipt		7/15/2009			
Quantity	Item Code	Description			Price Each	Amount
1	Consulting	6/30/09 Meet with Robert Garcia to discuss BMHC Petition for Chapter 11 Filing; Hours: 2.5; Discount 1.5			75.00	75.00
6	Consulting	7/01/09 Review Joint Plan for Reorganization and the Company's Disclosure Statement; review latest 10Q and 10K and compare to Disclosure Statement Begin Review write-up. Provide a list of Questions & Ideas in a memorandum to Arentfox and ESBA. Hours: 7.5; Discount 1.5			75.00	450.00
8	Consulting	7/2/09 Complete write-up; meet with Robert Garcia to review			75.00	600.00
3	Consulting	7/5/09 Review and discuss each page of the BMHC Presentation to Unsecured Creditor Committee (dated June 2009)			75.00	225.00
4	Consulting	7/8/09 Meet with Robert Garcia. Review various memos, e-mail, and motions. Discuss and develop questions for Arentfox and ESBA Hours: 5.5 Discount: 1.5			75.00	300.00
4	Consulting	7/14/09 Meet with Robert Garcia. Review various memos, e-mail, and motions. Discuss and develop questions for Arentfox and ESBA; follow-up on previous letters. Hours: 5.5 Discount: 1.5			75.00	300.00
5.5	Consulting	7/15/09 Preparation for Hearing to Approve the Disclosure Statement for the Joint Plan. Hours: 6.75 Discount: 1.25			75.00	412.50
Due upon receipt.					Total	\$2,362.50

EXHIBIT B

Robert A. Garcia
 Chairman, Official Committee of Unsecured Creditors
 EXPENSE REQUEST FOR REIMBURSEMENT
 From August 4, 2009 to October 31, 2009

DATE	VENDOR	DESCRIPTION	PURPOSE	Travel Air	Travel Lodging	Travel Meals	Travel Transportation	Supplies	Professional Fees	Other	TOTAL
10/6/2009	US AIRWAYS (w/Travel Ins)	Travel to Wilmington DE	Attended Disclosure Stmt Hearing	\$1,408.80							\$1,408.80
10/8/2009	Double Tree Hotels	Travel to Wilmington DE	Attended Disclosure Stmt Hearing		\$ 343.44						\$ 343.44
10/6/2009	Quaker City Cab	Travel to Wilmington DE	Attended Disclosure Stmt Hearing				\$ 56.98				\$ 56.98
10/6/2009	Palettes Restaurant	Travel to Wilmington DE	Attended Disclosure Stmt Hearing			\$ 18.00					\$ 18.00
			TOTAL	\$1,408.80	\$ 343.44	\$ 18.00	\$ 56.98	\$ -	\$ -	\$ -	\$1,827.22

These expenses are reimbursement from the BMHC Official Committee of General Unsecured

 _____
 Signature Date 11-4-09





US Airways MarketPlace™ – food, drinks & more

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Your reservation

Confirmation code: FF76KQ

Depart: Sacramento, CA  Philadelphia, PA

Depart: Philadelphia, PA  Sacramento, CA


Issue date: 07/11/2009

Payment type: Charged to
*****1002 (American Express)


Grand total: 1,408.80 USD

Unused ticket value: 662.80 USD


Toolbox

 [Download to Outlook](#)

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 [Email reservation](#)

[Look up reservation](#)

[Change passenger information](#)

[Change seats](#)

Passenger summary


[Change passenger information](#)


Passenger name	Frequent flyer # (Airline)	Special needs ?
----------------	----------------------------	-----------------


ROBERTA GARCIA	None listed	
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Day of departure	Email for receipt
	 @SBCGLOBAL.NET


Trip details

Depart: Sacramento, CA  Philadelphia, PA **Date:** Tuesday, 06 October 2009


Flight #	Depart	Arrive	Travel time	Meal	Aircraft	Cabin	Seats
376 	8:35 AM SMF	4:44 PM PHL	5h 9m	<u>In-flight Café</u>	A320	Coach	<u>5C</u>

Return: Philadelphia, PA  Sacramento, CA **Date:** Thursday, 08 October 2009

Flight #	Depart	Arrive	Travel time	Meal	Aircraft	Cabin	Seats
----------	--------	--------	-------------	------	----------	-------	-------

662  10:15 AM PHX 12:34 PM PHX 5h 19m In-flight Café A320 Coach 19B

Stop Change plane

367  1:35 PM PHX 3:31 PM SMF 1h 56m None A319 Coach 19E

 US Airways

Total travel cost (1 passengers)

1 passenger	1,141.40 USD
<u>Taxes and fees</u>	267.40 USD
Total	1,408.80 USD

↳ Charged to
*****1002 (American Express)

Terms and conditions

Ticketing terms & conditions

- Ticket is non-transferable.
- Ticket is non-refundable.
- Unused tickets must be cancelled on the date of departure to retain value.
- Any change to this reservation, including flights, dates, or cities, is subject to a fee per passenger (according to the rules of the original fare). The new itinerary will be priced at the lowest available published fare at the time of change, which may result in a fare increase.
- Ticket expires one year from original date of issue. Unflown value expires one year from original date of issue.
- Checked baggage fees may apply
- Air transportation on US Airways is subject to the US Airways Contract of Carriage. [View this document](#) in PDF format.
- Security regulations may require us to disclose to government agencies the data you provide to us in connection with this reservation.
- Changes to the country of origin are not permitted, except for changes between the United States and U.S. territories.

Dow
302-6550400

From: "Doubletree Hotels Confirmed" <doubletreehotels@res.hilton.com>
Subject: **Doubletree Hotels Confirmation #83912494**
Date: October 5, 2009 1:40:31 PM PDT
To: [redacted]@sbcglobal.net [redacted]@sbcglobal.net
Reply-To: confirmationhelp@hiltonres.com

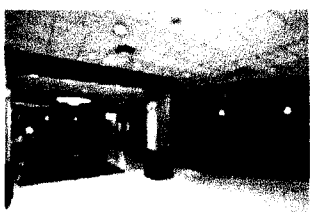
23rd

Your reservation is confirmed



DOUBLETREE

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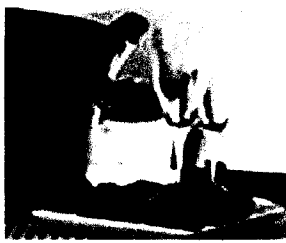
Doubletree Hotel Wilmington

4727 Concord Pike
Wilmington, DE
United States, 19803
Tel: 302-478-6000
Fax: 302-477-1492

[Directions to Hotel](#)

[5-Day Weather Forecast](#)

[Local Guide](#)



Place or view your **Requests Upon Arrival™** order. Have snacks, beverages*, extra pillows and/or towels delivered to your room prior to your arrival.

Confirmation Number: **83912494**

> [Click here](#) to view or edit your reservation.

Name:	Debra Garcia
Hilton HHonors® Number:	[redacted]
Arrival Date:	06 Oct 2009
Departure Date:	08 Oct 2009
Check-in Time:	3:00 PM
Check-out Time:	12:00 PM



PLEASE READ Regarding This Reservation

There may be times when premium rooms are still available and can be offered at check-in for as little as **\$13** extra per night.

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Account Preferences

[Manage My Account](#)

Rate Information:

Rate per night:	159.00 USD
Total for Stay per Room:	
Rate	318.00 USD

— **Earnings Style:**
HHonors Points and
Fixed Miles

Book your next stay now

**Earn 15,000
HHonors bonus
points**
after making \$150 in
purchases with the
Citi® Hilton HHonors
Visa® Signature
Card. Get the card to
earn HHonors points
faster toward rewards
nights!

**Points & Miles®.
No Blackout Dates.
Only Hilton
HHonors®.**
Click here to learn
more and book your
next trip or reward.

Taxes 25.44 USD
Total 343.44 USD

Total for Stay: **343.44 USD**
Includes estimated taxes and service charges. (Gratuities not included.)

Tax:
• There is a 8.00% Per Room Per Night tax.

Additional Charges:
• Self parking: 0.00/night

Rate Rules and Cancellation Policy:
• Your reservation is guaranteed for late arrival.
• Should you need to cancel please contact us 24 hours prior to 06 Oct 2009 local property time to avoid cancellation penalties.

Room Information:
Rooms: 1
Clients: 1 Adult
Room Type: 2 DOUBLE BEDS
Preferences: King; Away From Elevator; High Floor
Your room type preferences have been submitted with your reservation, and are subject to hotel availability.

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IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

----- X
In re: : Chapter 11
: :
BUILDING MATERIAL HOLDING : Case No. 09-12074 (KJC)
CORPORATION, et al. : :
: Jointly Administered
Debtors. : :
: :
----- X

CERTIFICATE OF SERVICE

I, Bradford J. Sandler, Esquire, hereby certify that on January 15, 2010, a true and correct copy of the foregoing document was served via overnight delivery, postage prepaid, upon all parties on the attached list.

Dated: January 15, 2010

BENESCH, FRIEDLANDER, COPLAN &
ARONOFF LLP

By: /s/ Bradford J. Sandler
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Wilmington, DE 19809
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302-442-7012 (facsimile)
bsandler@beneschlaw.com

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