

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

IN RE:)	
)	Chapter 11
BUILDING MATERIALS HOLDING CORPORATION, <i>et al.</i>,¹)	Case No. 09-12074 (KJC)
)	
Debtors.)	Jointly Administered
)	
)	Ref. Docket Nos. 1305
)	

FEE AUDITOR'S FINAL REPORT REGARDING SIXTH MONTHLY AND FINAL APPLICATION OF PETER J. SOLOMON COMPANY, LLP

Direct Fee Review LLC (“DFR”), appointed and employed as the Fee Auditor in the above-captioned bankruptcy proceedings and acting in its capacity regarding the Sixth Monthly and Final Application of Peter J. Solomon Company, LLP for allowance of compensation for services rendered and reimbursement of expenses as investment banker and financial advisor to the Debtors and Debtors-in-Possession for the interim period December 1, 2009 through December 17, 2009 (“Interim Fee Request”) seeking approval of fees in the amount of \$0 and reimbursement of expenses in the amount of \$4,884.70, and for the final period June 16, 2009 through December 17, 2009 (“Final Fee Request”) seeking approval of fees in the amount of \$2,750,000.00 and reimbursement of expenses in the amount of \$49,107.35, submits its final report related to the reimbursement of expenses.

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.

BACKGROUND

In performance of audit procedures and in preparation of this report designed to quantify and present factual data relevant to the requested disbursements and expenses contained herein, DFR reviewed the monthly fee statements and the Fee Requests, including each of the expense entries listed in the exhibits to the monthly statements, for compliance with 11 U.S.C. § 330, Rule 2016-2 of the Local Rules of the United States Bankruptcy Court for the District of Delaware, as amended February 1, 2009 (“Local Rules”), and the United States Trustee Guidelines for Reviewing Applications for Compensation and Reimbursement of Expenses Filed Under 11 U.S.C. § 330, issued January 30, 1996 (“Guidelines”).

DISCUSSION

For the compensation period of December 1, 2009 through December 17, 2009 Peter J. Solomon Company, LLP submitted an Interim Fee Request in the amount of \$0 as actual, reasonable and necessary and reimbursement of expenses in the amount of \$4,884.70. For the Interim Fee Request period \$0 was charged for fee applications.

1. Based upon our procedures applied to the Interim Fee Request for December 1, 2009 through December 17, 2009 we identified entries with descriptions which may not be related solely to this estate. These charges are to reimburse employees who have worked late and may not be able to take their usual means of transportation home after working on matters related to this estate. After discussions with the firm and after review of the additional information provided by the firm confirming that the timekeepers were only working on this estate we do not recommend any change for these entries. Because there is no recommendation for a reduction in the fees for these entries, the exhibit has not

been included.

2. Our procedures applied to the Interim Fee Request for December 1, 2009 through December 17, 2009 identified an entry for research. We requested sufficient detail to allow determination of the reasonableness of these entry. The firm confirmed that the charge was specifically related to the estate. After discussions with the firm and after review of the additional information provided by the firm we do not recommend any change for these entries. Because there is no recommendation for a reduction in the fees for this entry, the exhibit has not been included.

3. We noted the unusual charge for cell phone calls from Brazil in the fee request for the Interim Fee Request period December 1, 2009 to December 17, 2009. We requested information related to the charges. The firm stated that all of the calls related to the charge were made prior to December 17, 2009 and were specifically required and related to this estate. After discussions with the firm and after review of the additional information provided by the firm we do not recommend any change for these entries. Because there is no recommendation for a reduction in the fees for these entries, the exhibit has not been included.

FINAL APPROVAL OF FEES AND EXPENSES

4. The firm previously filed the First Interim Quarterly Fee Request for the period June 16, 2009 through August 31, 2009 and the Second Quarterly Fee Request for the period September 1, 2009 through November 30, 2009. We reviewed these fee requests and filed

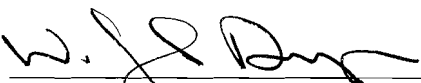
our reports with the Court recommending approval of expenses in the total amount of \$44,222.65 for the period June 16, 2009 through November 30, 2009.

CONCLUSION

Regarding the Interim Fee Request period and expenses discussed in the previous sections, DFR submits its final report for the Interim Fee Request period of Peter J. Solomon Company, LP for allowance of compensation for services rendered and reimbursement of expenses as investment banker and financial advisor to the Debtors and Debtors-in-Possession for the period from December 1, 2009 through December 17, 2009 and we recommend the approval of the reimbursement of expenses in the amount of \$4,884.70. We have no changes to make to our reports related to the period June 16, 2009 through November 30, 2009 and therefore continue to recommend approval of expenses in the total amount of \$44,222.65 for that period. For the Final Fee Request period from June 16, 2009 through December 17, 2009 we recommend the approval of the reimbursement of expenses in the amount of \$49,107.35.

Respectfully submitted,

DIRECT FEE REVIEW LLC

By: 
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FEE AUDITOR

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served by First Class United States mail to the attached service list on this 22nd day of January, 2010.

By:


W. J. Dryer

SERVICE LIST Notice Parties

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