

**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)
)	
Reorganized Debtors.)	Jointly Administered
)	Ref. Docket No. 1342

**CERTIFICATION OF COUNSEL REGARDING REORGANIZED DEBTORS'
TWELFTH OMNIBUS (SUBSTANTIVE) OBJECTION TO CLAIMS
PURSUANT TO SECTION 502(b) OF THE BANKRUPTCY CODE,
BANKRUPTCY RULES 3003 AND 3007 AND LOCAL RULE 3007-1**

On January 22, 2010, Building Materials Holding Corporation and its affiliates, as reorganized debtors (collectively, the “Reorganized Debtors”), filed their Twelfth Omnibus (Substantive) Objection to Claims Pursuant to Section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1 [Docket No. 1342] (the “Claims Objection”). Thereafter, Integra Information Technologies, Inc. (“Integra”) and Kenneth J. Pineda (“Mr. Pineda,” and together with Integra, the “Respondents”) filed a response (collectively, the “Responses”) to the Claims Objection. Prior to the response deadline, no other comments or responses were received by the Reorganized Debtors to the Claims Objection.

Subsequent to the Reorganized Debtors’ receipt of the Responses, they have worked with the Respondents in an effort to resolve the Responses. In the case of Integra, the Debtors have received confirmation from Integra that it no longer opposes the entry of the

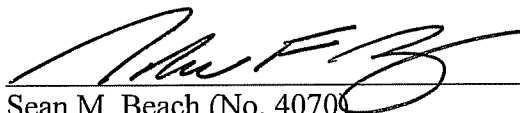
¹ The Reorganized Debtors, along with the last four digits of each Reorganized Debtor’s tax identification number, are as follows: Building Materials Holding Corporation (4269), BMC West Corporation (0454), SelectBuild Construction, Inc. (1340), SelectBuild Northern California, Inc. (7579), Illinois 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 Reorganized Debtors is 720 Park Boulevard, Suite 200, Boise, Idaho 83712.

proposed form of order filed with the Claims Objection (the “Proposed Order”). Meanwhile, the Debtors have determined to adjourn the Claims Objection as it pertains to Claim Number 2501 filed by Mr. Pineda (the “Pineda Claim”). In light of this, attached hereto as Exhibit 1 is a revised Proposed Order (the “Revised Proposed Order”).² The Reorganized Debtors submit that the Revised Proposed Order is appropriate and consistent with the Claims Objection and the Debtors’ discussions with the Respondents, and that entry of the order is in the best interests of the Reorganized Debtors, their estates and creditors.

Accordingly, the Reorganized Debtors respectfully request the Court to enter the Revised Proposed Order at its earliest convenience without further notice or a hearing.

Dated: Wilmington, Delaware
February 18, 2010

YOUNG CONAWAY STARGATT & TAYLOR, LLP



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----and----

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² For ease of reference, attached hereto as Exhibit 2 is a copy of the Revised Proposed Order marked against the Proposed Order (the “Blackline”). The Blackline does not include a marked copy of the exhibits to the orders, but such exhibits have been modified solely to remove the Pineda Claim.

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ATTORNEYS FOR THE REORGANIZED DEBTORS

EXHIBIT 1

Revised Proposed Order

Objection has been given under the circumstances; and after due deliberation and upon the Court's determination that the relief requested in the Objection is in the best interests of the Reorganized Debtors, their estates and creditors and other parties in interest; and sufficient cause appearing for the relief requested in the Objection, it is hereby:

ORDERED, ADJUDGED AND DECREED that:

1. The Objection is sustained to the extent provided for herein and on Exhibits A, B, C and D attached hereto.
2. Pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1, the Disputed Claims identified on the attached Exhibit A are hereby modified by reducing or fixing the amounts of such claims to the dollar values listed under the column titled "Amount and Classification of Modified Claim" on Exhibit A hereto.
3. Pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1, the Disputed Claims identified on the attached Exhibit B are hereby (i) modified by reducing or fixing the amounts of such claims to the dollar values listed under the column titled "Amount and Classification of Modified/Reclassified Claim" on Exhibit B hereto and (ii) reclassified to the priority levels indicated under the column titled "Amount and Classification of Modified/Reclassified Claim" on the attached Exhibit B.
4. Pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1, the Disputed Claims identified on the attached Exhibit C are hereby (i) reclassified to the priority levels indicated under the column titled "Amount and Classification of Reclassified/Reassigned Claim" on Exhibit C hereto and (ii) reassigned to the case numbers (and corresponding Reorganized Debtor) indicated under the column titled "Case No. of Reclassified/Reassigned Claim" on the attached Exhibit C.

5. Pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1, the Disputed Claims identified on the attached Exhibit D are hereby disallowed and expunged in their entirety.

6. The Reorganized Debtors (and any successors or successors in interest) reserve any and all rights to amend, modify or supplement this Objection, and to file additional objections to any and all claims filed in these chapter 11 cases, including, without limitation, any and all claims that are the subject of the Objection.

7. The Reorganized Debtors (and any successors or successors in interest) reserve any and all rights to object to any and all of the Disputed Claims on any and all grounds in any and all additional objections to claims filed in these chapter 11 cases.

8. This Court shall retain jurisdiction over any and all affected parties with respect to any and all matters, claims or rights arising from or related to the implementation or interpretation of this Order.

Dated: Wilmington, Delaware
February _____, 2010

Kevin J. Carey
Chief United States Bankruptcy Judge

EXHIBIT A

Modified Amount Claims

IN RE: BUILDING MATERIALS HOLDING CORPORATION, ET AL., CASE NO. 09-12074
CLAIMS TO BE MODIFIED

OBJECTIONABLE CLAIM				MODIFIED CLAIM	
CLAIM NUMBER	DATE FILED	CASE NO.	AMOUNT AND CLASSIFICATION OF CLAIM	AMOUNT AND CLASSIFICATION OF MODIFIED CLAIM	COMMENTS
3 M C/O RECEIVABLES CONTROL CORP PO BOX 9658 MINNEAPOLIS MN 55440	7/17/09	09-12074	Unsecured: \$30,739.09	Unsecured: \$24,856.40	Based on review of supporting documentation filed with the claim, the total claim amount is 30,739.09. However based on review of the Debtor's books and records, the total amount due is \$24,856.40. As such the Debtors object to \$5,882.69 of this claim based on no liability.
CPS ENERGY BANKRUPTCY SECTION 145 NAVARRO - MAIL DROP 101013 SAN ANTONIO TX 78205	7/31/09	09-12074	Unsecured: \$3,868.37	Unsecured: \$2,511.04	Based on review of the Debtors' books and records, the Debtors have a total of \$2511.04 owing to this Claimant. As such, the Debtors object to the remaining amount (\$1,357.33) of the claim based on no liability.
INTEGRA INFORMATION TECHNOLOGIES PO BOX 8304 BOISE ID 83707	8/31/09	09-12075	Unsecured: \$7,101.70	Unsecured: \$5,867.58	Based on review of the Debtors' books and records, the Debtors have a total of \$5867.58 owing to this Claimant. As such, the Debtors object to the remaining amount (\$1,234.12) of the claim based on no liability.
JELD WEN WINDOWS & DOORS (JELD-WEN INC) 401 HARBOR ISLES BLVD KLAMATH FALLS OR 97601	8/17/09	09-12075	Priority: \$28,545.48 Unsecured: \$6,877.34	Priority: \$28,084.00	Based on review of the Debtors' books and records, \$4889.85 of this claim represents invoices for goods received post petition: invoice 211023695 for \$2270.70 received on 6/22/2009, invoice 2110236926 for \$2270.70 received on 6/22/2009, invoice 4080357576 for \$109.22 received on 6/19/2009, invoice 4100409465 for \$176.32 received on 6/18/2009, and invoice 4800537953 for \$62.91 received on 6/18/2009. In addition, based on review of the Debtors' books and records, \$2421.88 of the claim has been satisfied pursuant to: check 1100739 on 7/15/09 and check 1100028 on 6/24/09. In addition, based on review of supporting documentation filed with the claim, the claim includes \$326.99 for vendor disputed discounts taken on post petition goods received. As such, the Debtors hereby object to \$7336.72 of the claim.
LAKEWOOD REFUSE SERVICE PO BOX 11630 TACOMA WA 98411	8/4/09	09-12075	Unsecured: \$4,789.05	Unsecured: \$2,642.53	Based on review of the Debtors' books and records, the Debtors have a total of \$2,642.53 owing to this Claimant. As such, the Debtors object to the remaining amount (\$2,146.52) of the claim based on no liability.

IN RE: BUILDING MATERIALS HOLDING CORPORATION, ET AL., CASE NO. 09-12074
CLAIMS TO BE MODIFIED

NAME AND ADDRESS OF CLAIMANT	CLAIM NUMBER	DATE FILED	CASE NO.	OBJECTIONABLE CLAIM		MODIFIED CLAIM		COMMENTS
				AMOUNT AND CLASSIFICATION OF CLAIM	AMOUNT AND CLASSIFICATION OF MODIFIED CLAIM			
PETROCARD SYSTEMS INC PO BOX 40 KENT WA 98035	386	8/3/09	09-12075	Unsecured: \$29,034.59	Unsecured: \$28,010.15			Based on review of the Debtors' books and records, \$1024.44 of the claim does not match the Debtors' books and records. As such, the Debtors object to \$1024.44 of the claim.
RMI READY MIX 4602 E THOMAS RD STE 100 PHOENIX AZ 85018	784	8/7/09	09-12084	Priority: \$6,007.75	Priority: \$87.00			Based on review of the Debtors' books and records, \$5,920.75 of this claim has been satisfied pursuant to check # 90008059 on 8/7/2009, in accordance with relief granted to the Debtors under a First Day Order. As such, the debtors object to \$5,920.75 of the claim.
SKY VALLEY CABINETRY 16726 TYE STREET'S E MONROE WA 98272	339	8/3/09	09-12075	Unsecured: \$47,804.25	Unsecured: \$2,371.83			The Debtors' books and records do not support \$45432.42 of the claim and insufficient documentation was included to support this amount. As such, the Debtors hereby object to \$45432.42 of the claim based on no liability per examination of the Debtors' books and records and insufficient documentation.
UNITED POWER PO BOX 929 BRIGHTON CO 80601	1757	8/27/09	09-12075	Unsecured: \$4,360.47	Unsecured: \$3,354.10			Based on review of the Debtors' books and records, the Debtors have a total of \$3,354.10 owing to this Claimant. As such, the Debtors object to the remaining amount (\$1,016.37) of the claim based on no liability.
WALNUT CREEK PLANING 5778 S R 515 MILLERBURG OH 44654	754	8/6/09	09-12075	Unsecured: \$42,187.21	Unsecured: \$31,530.48			Based on review of the Debtors' books and records, \$10,656.73 of the claim does not match the Debtors' books and records. As such, the Debtors object to \$10,656.73 of the claim.

EXHIBIT B

Modified Amount, Reclassified Claims

IN RE: BUILDING MATERIALS HOLDING CORPORATION, ET AL., CASE NO. 09-12074
CLAIMS TO BE MODIFIED AND RECLASSIFIED

OBJECTIONABLE CLAIM		MODIFIED AND RECLASSIFIED CLAIM		REASON FOR MODIFICATION AND RECLASSIFICATION	
NAME AND ADDRESS OF CLAIMANT	CLAIM NUMBER	FILE DATE	CASE NO.	AMOUNT AND CLASSIFICATION OF MODIFIED / RECLASSIFIED CLAIM	AMOUNT AND CLASSIFICATION OF MODIFIED / RECLASSIFIED CLAIM
CASTLE DOOR & MILLWORK INC JEFFREY R ALLEN SHANNON GRACEY RATLIFF & MILLER LLP 1000 BALLPARK WAY STE 300 ARLINGTON TX 76011	2781	11/16/09	09-12075	Priority: \$18,090.00 Unsecured: \$10,980.00	Priority: \$15,270.00 Unsecured: \$11,200.00
RCR PLUMBING AND MECHANICAL, INC. 12620 MAGNOLIA AVENUE RIVERSIDE CA 92503	2851	12/18/09	09-12083	Priority: \$60,156.46 Unsecured: \$43,773.73	Priority: \$29,999.50 Unsecured: \$62,028.83
THE VERNON COMPANY ONE PROMOTION PLACE NEWTON IA 50208	2690	10/5/09	No Debtor Identified	Priority: \$3,684.40	Priority: \$0.00 Unsecured: \$2,090.56

EXHIBIT C

Reclassified, Wrong Debtor Claims

IN RE: BUILDING MATERIALS HOLDING CORPORATION, ET AL., CASE NO. 09-12074
 CLAIMS TO BE RECLASSIFIED AND REASSIGNED TO A NEW DEBTOR

OBJECTIONABLE CLAIM _____ RECLASSIFIED / REASSIGNED CLAIM _____

NAME AND ADDRESS OF CLAIMANT	CLAIM NUMBER	FILE DATE	CASE NO.	AMOUNT AND CLASSIFICATION OF CLAIM	AMOUNT AND CLASSIFICATION OF RECLASSIFIED / REASSIGNED CLAIM	CASE NO. OF RECLASSIFIED / REASSIGNED CLAIM	COMMENTS
QUICKFLASH WEATHERPROOFING PRODUCTS INC 4129 WAGON TRAIL AVE LAS VEGAS NV 89118	246	7/31/09	09-12075	Priority: \$2,860.00	Unsecured: \$2,860.00	09-12083	Based on review of supporting documentation filed with the claim, the claim is for goods which were received outside the 20 days prior to the petition date, and pursuant to section 503(b)(9) of the Bankruptcy Code, only goods received within the 20 days prior to the petition date are valid priority claims. As such, the entire claim is reclassified to general unsecured. In addition, based on review of supporting documentation filed with the claim, the claim should be against SelectBuild Nevada, Inc.

Exhibit D

No Liability Claims

IN RE: BUILDING MATERIALS HOLDING CORPORATION, ET AL., CASE NO. 09-12074
CLAIMS TO BE EXPUNGED AS NO LIABILITY

NAME AND ADDRESS OF CLAIMANT	CLAIM NUMBER	DATE FILED	CASE NO.	AMOUNT AND CLASSIFICATION OF CLAIM	COMMENTS
<p>BOURQUE, CATHERINE 8543 E. PORTLAND ST. SCOTTSDALE AZ 85257</p>	1098	8/13/09	09-12084	Unsecured: \$1,000,000.00	<p>Based on review of supporting documentation filed with the claim, the claim is for a workers' compensation claim against the claimant's former employer, AMPAM Riggs from 2003. The Debtors did not assume this liability in connection with their prior acquisition of an entity affiliated with AMPAM Riggs. As such, the debtors object to this claim based on no liability.</p>
<p>CARPENTERS BENEFIT FUNDS OF IL C/O CATHERINE M CHAPMAN BAUM SIGMAN AUERBACH & NEUMAN LTD 200 W ADAMS ST SUITE 2200 CHICAGO IL 60606</p>	2825	12/7/09	09-12085	Unsecured: \$4,401.87	<p>Based on review of the claim, the claim asserts amounts owed for union dues. The Debtors' books and records show all union dues were appropriately paid. As such, the Debtors object to the claim based on no liability.</p>
<p>CASE FOUNDATION COMPANY 325 W LAKE ST ROSELLE IL 60172</p>	1327	8/18/09	09-12084	Unsecured: \$91,724.00	<p>Claim has been satisfied pursuant to a check from Chanan Construction, Inc., and the claimant filed a final release and waiver dated 12/8/2009. As such, the Debtors object to this claim based on no liability.</p>
<p>JESSICA TEMPLETON WHITTEN, HACKER, HAGIN CHARLES C. SELF, III-RE: CASE # 23894-B PO BOX 208 ABILENE TX 79604</p>	833	8/10/09	09-12075	Unsecured: \$16,847.80	<p>The underlying cause of action, Case No. 23, 894-B, was dismissed with prejudice and therefore the Debtors believe they have no liability on account of this claim and as such the claim should be disallowed and expunged in its entirety.</p>
<p>MARSH, DAVID WAYNE 2211 OLD STAGECOACH TRAIL ALPINE CA 91901</p>	2438	8/31/09	09-12082	Priority: \$80,000.00	<p>Based on review of the claim, the claim asserts amounts owed for an unpaid performance bonus for 2008. The Debtors' books and records do not reflect any bonuses due to the claimant. As such, the Debtors hereby object to the claim based on no liability.</p>
<p>MARTIN, CHRISTOPHER C/O JAY DJFRECHON 3365 GRAND VIEW RD EAST HELENA MT 59635</p>	1601	8/26/09	09-12075	Unliquidated	<p>Based on review of the claim, claim is for a workers' compensation claim. Based on the Debtors' books and records, the claim was closed 12/7/2007. As such the debtors object to this claim based on no liability.</p>

IN RE: BUILDING MATERIALS HOLDING CORPORATION, ET AL., CASE NO. 09-12074
CLAIMS TO BE EXPUNGED AS NO LIABILITY

NAME AND ADDRESS OF CLAIMANT	CLAIM NUMBER	DATE FILED	CASE NO.	AMOUNT AND CLASSIFICATION OF CLAIM	COMMENTS
MICROSTRATEGY SERVICES CORPORATION 1861 INTERNATIONAL DR MCLEAN VA 22102	2143	8/28/09	09-12074	Unsecured: \$1,423.16	Based on review of the Debtors' books and records, no amounts are owing to this claimant. Based on review of supporting documentation filed with the claim, the invoice is not valid. As such, the Debtors object to this claim based on no liability.
PACIFIC POWER ATTN BANKRUPTCY P.O. BOX 25308 SALT LAKE CITY UT 84125	45	7/10/09	09-12074	Unsecured: \$2,022.86	Based on review of the Debtors' books and records, the Debtors have no amounts owing to this Claimant. As such, the Debtors object to this claim based on no liability.
PROFESSIONAL COLLISION 11100 MUKILTEO SPEEDWAY MUKILTEO WA 98275	2315	8/31/09	09-12074	Unsecured: \$4,516.86	Based on review of supporting documentation filed with the claim, the invoice is to WA Botting, 20300 Woodinville Snoh Rd, Woodenville, WA. WA Botting is not one of the Debtors. As such, the Debtors hereby object to the claim based on no liability.
ROA, NICHOLE A 37139 KINGCUP TERRACE PALMDALE CA 93551	2446	8/31/09	09-12077	Unsecured: \$7,500.00	Based on review of supporting documentation filed with the claim, the claim is for a retention bonus. However, the employee left prior to the retention date and, furthermore, signed a separation and release agreement in full and final satisfaction of any and all amounts owed by the Debtors. As such, the debtors object to this claim based on no liability.
SUNBELT INDUSTRIAL TRUCKS INC 1617 TERRE COLONY CT DALLAS TX 75212	1473	8/24/09	09-12075	Unsecured: \$2,214.48	Based on review of the Debtors' books and records, the Debtors have no amounts owing to this Claimant. As such, the Debtors object to this claim based on no liability.
THOMAS D LUNEAU ON BEHALF OF GUILLERMO PALAFOX C/O CASEY, GERRY, SCHENK 110 LAUREL STREET SAN DIEGO CA 92101	706	8/5/09	09-12082	Unsecured: \$95,000.00	This claim was satisfied pursuant to that certain Settlement Agreement and General Released dated 10/19/09 by and between, among others, the claimant and HNR Framing Systems, Inc.

IN RE: BUILDING MATERIALS HOLDING CORPORATION, ET AL., CASE NO. 09-12074
 CLAIMS TO BE EXPUNGED AS NO LIABILITY

NAME AND ADDRESS OF CLAIMANT	CLAIM NUMBER	DATE FILED	CASE NO.	AMOUNT AND CLASSIFICATION OF CLAIM	COMMENTS
TYERS CONTRACTING, INC. 24215 N. 14TH STREET PHOENIX AZ 85024	1155	8/14/09	09-12084	Unsecured: \$83,698.71	Claim has been satisfied pursuant to a check from Chanan Construction, Inc., and the claimant filed a final release and waiver dated 12/2/2009. As such, the Debtors object to this claim based on no liability.
WENDELL WILLIAMS 159 SYCAMORE VALLEY RD CHICO CA 95973	903	8/10/09	09-12077	Unsecured: \$9,250.00	Based on review of the Debtors' books and records, there is no outstanding amounts due. As such, the Debtors object to the claim based on no liability.
WILLIAM E FUCHS PO BOX 57 CHESTER ID 83421	2171	8/28/09	09-12075	Priority: \$105.00 Unsecured: \$8,395.00	Based on review of the claim, the claim asserts amounts owed for unpaid wages and sales commissions. The Debtors' books and records do not reflect any wages or sales commission due to the claimant. As such, the Debtors object to the claim based on no liability.
WILLIAMS SCOTSMAN, INC 8211 TOWN CENTER DR BALTIMORE MD 21236	1571	8/17/09	09-12075	Unsecured: \$26.62	Based on review of the Debtors' books and records, the claimant owes the Debtors \$1,022.32, an amount in excess of the filed proof of claim. As such, the Debtors object to this claim based on no liability.

EXHIBIT 2

Blackline

Court's determination that the relief requested in the Objection is in the best interests of the Reorganized Debtors, their estates and creditors and other parties in interest; and sufficient cause appearing for the relief requested in the Objection, it is hereby:

ORDERED, ADJUDGED AND DECREED that:

1. The Objection is sustained to the extent provided for herein and on Exhibits A, B, C and D attached hereto.

2. Pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1, the Disputed Claims identified on the attached Exhibit A are hereby modified by reducing or fixing the amounts of such claims to the dollar values listed under the column titled "Amount and Classification of Modified Claim" on Exhibit A hereto.

3. Pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1, the Disputed Claims identified on the attached Exhibit B are hereby (i) modified by reducing or fixing the amounts of such claims to the dollar values listed under the column titled "Amount and Classification of Modified/Reclassified Claim" on Exhibit B hereto and (ii) reclassified to the priority levels indicated under the column titled "Amount and Classification of Modified/Reclassified Claim" on the attached Exhibit B.

4. Pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1, the Disputed Claims identified on the attached Exhibit C are hereby (i) reclassified to the priority levels indicated under the column titled "Amount and Classification of Reclassified/Reassigned Claim" on Exhibit C hereto and (ii) reassigned to the case numbers (and corresponding Reorganized Debtor) indicated under the column titled "Case No. of Reclassified/Reassigned Claim" on the attached Exhibit C.

5. Pursuant to section 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1, the Disputed Claims identified on the attached Exhibit D are hereby disallowed and expunged in their entirety.

6. The Reorganized Debtors (and any successors or successors in interest) reserve any and all rights to amend, modify or supplement this Objection, and to file additional objections to any and all claims filed in these chapter 11 cases, including, without limitation, any and all claims that are the subject of the Objection.

7. The Reorganized Debtors (and any successors or successors in interest) reserve any and all rights to object to any and all of the Disputed Claims on any and all grounds in any and all additional objections to claims filed in these chapter 11 cases.

8. This Court shall retain jurisdiction over any and all affected parties with respect to any and all matters, claims or rights arising from or related to the implementation or interpretation of this Order.

Dated: Wilmington, Delaware
February _____, 2010

Kevin J. Carey
Chief United States Bankruptcy Judge

EXHIBIT A

Modified Amount Claims

EXHIBIT B

Modified Amount, Reclassified Claims

EXHIBIT C

Reclassified, Wrong Debtor Claims

Exhibit D

No Liability Claims