

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

Case No. 09-12074 (KJC)

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In the Matter of:

BUILDING MATERIALS HOLDING
CORPORATION, et al.,

Debtors.

- - - - -x

U.S. Bankruptcy Court
824 North Market Street
Wilmington, Delaware

February 22, 2010
1:03 p.m.

B E F O R E:

HON. KEVIN J. CAREY
U.S. BANKRUPTCY JUDGE

ECR OPERATOR: AL LUGANO

1 MOTION of Pulte Home Corporation for Relief From the Automatic
2 Stay Pursuant to 11 U.S.C. Section 362(d)

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4 MOTION of Priske-Jones Ventures/Galena LLC, Priske-Jones Co.,
5 Priske-Jones Nevada and Priske-Jones Ventures Parkway, LLC for
6 Relief From Automatic Stay

7

8 DEBTORS' First Omnibus (Non-Substantive) Objection to Claims
9 Pursuant to Section 502(b) of the Bankruptcy Code, Bankruptcy
10 Rules 3003 and 3007 and Local Rule 3007-1

11

12 JOINT Motion of Murray Ridge Owners Association and Laura
13 Alvstad, et al, for Relief From Stay to Allow State Court
14 Litigation to Proceed

15

16 MOTION of Josh Lambert for Relief From the Automatic Stay

17

18 DEBTORS' Motion for Entry of an Order Further Extending the
19 Deadline for the Debtors to File Notices of Removal of Related
20 Claims and Causes of action Pursuant to 28 U.S.C. Section 1452

21

22 REORGANIZED Debtors' Tenth Omnibus (Non-Substantive) Objection
23 to Claims Pursuant to Section 502(b) of the Bankruptcy Code,
24 Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1

25

1 REORGANIZED Debtors' Twelfth Omnibus (Substantive) Objection to
2 Claims Pursuant to Section 502(b) of the Bankruptcy Code,
3 Bankruptcy Rules 3003 and 3007 and Local Rule 3007-1

4
5 MOTION of Parker Development N.W., Inc. for Relief From the
6 Automatic Stay

7
8 MOTION of Parker Development N.W., Inc. for Leave to File a
9 Proof of Claim After the Bar Date

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11 REORGANIZED Debtors' Eleventh Omnibus (Non-Substantive)
12 Objection to Claims Pursuant to Section 502(b) of the
13 Bankruptcy Code, Bankruptcy Rules 3003 and 3007 and Local Rule
14 3007-1

15
16 MOTION of Juan M. Navarro and Leticia Ramirez for Relief From
17 the Automatic Stay And/or Relief From the Confirmation
18 Injunction

19
20 FINAL Fee Applications of the Debtors' Professionals, the
21 Committee Chairperson, the Committee's Professionals and the
22 Fee Auditor

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24 Transcribed By: Esther Accardi

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A P P E A R A N C E S :
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BY: JENNIFER E. SMITH, ESQ.

JOSEPH DRYER, FEE EXAMINER
DIRECT FEE REVIEW

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A P P E A R A N C E S : (continued)
APPEARING TELEPHONICALLY:
BRET H. BALONICK, PRICEWATERHOUSECOOPER
PAUL CROCI, PETER J. SOLOMON CO.
BRADLEY I. DIETZ, PETER J. SOLOMON CO.
GLENN FARRELL, KPMG LLP
JEREMY GRAVES, GIBSON DUNN & CRUTCHER
RICHARD HUSBY, KPMG LLP
SVEN K. JOHNSON, PRO SE
RICHARD J. PARK, ALVAREZ & MARSAL
MICHAEL A. ROSENTHAL, GIBSON DUNN & CRUTCHER
STEVEN VARNER, PRO SE

P R O C E E D I N G S

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THE CLERK: All rise.

THE COURT: Good afternoon.

MR. BEACH: Good afternoon, Your Honor. May it please the Court. Sean Beach from Young Conaway Stargatt & Taylor on behalf of the debtors.

Your Honor, the first -- just running through the agenda, the first eight items are adjourned or otherwise resolved. Items 9 and 10 we indicated on the agenda that we had hoped to submit a consensual form of order to the Court at the hearing. Unfortunately, we're not there yet on an agreement with respect to those two matters, and hope to submit under certification of counsel after the hearing or to go forward on March 24th, I believe is the when the adjourned date is.

THE COURT: All right.

MR. BEACH: Item number 11, Your Honor, is the eleventh omnibus non-substantive objection. The debtors were able to resolve all objections that we received and filed their certification of counsel with a revised form of order and blackline. With respect to that objection I believe Your Honor should have received that in chambers. I'm not sure if Your Honor has any questions about it.

THE COURT: No, I signed the order.

MR. BEACH: Okay. Thank you, Your Honor.

1 Your Honor, item number 12 is the motion of Juan
2 Navarro and Leticia Ramirez for relief from stay. There was
3 also a resolution of that and a certification of counsel that I
4 believe was filed yesterday. I'm not sure if Your Honor has
5 had a chance to take a look at that, but that is another
6 resolved matter subject to approval.

7 THE COURT: I have reviewed it and the order has been
8 signed.

9 MR. BEACH: Thank you, Your Honor.

10 Then that brings us to the final item on the agenda,
11 which is the final fee applications for the debtor and
12 committee professionals as well as the fee examiner.

13 In the interest of saving costs I believe most of the
14 professionals are attending by telephone today. Mr. Joseph
15 Dryer, the fee examiner, is in attendance in the courtroom, as
16 well as committee counsel. Your Honor, is there a way that you
17 would prefer to go through these? I think all of the issues
18 that were raised by the fee examiner have been resolved with
19 the professionals.

20 THE COURT: And that's usually my first question.
21 I'll ask, for the record, is there anyone who's not in
22 accord -- or has not accepted the recommendations made by the
23 fee auditor? I hear no response. I have no additional
24 questions.

25 MR. BEACH: Thank you, Your Honor. Then may I

1 approach with a form of order that includes both debtor and
2 committee professionals?

3 THE COURT: Yes, you may.

4 MR. BEACH: Thank you.

5 (Pause)

6 MR. BEACH: Your Honor, it appears I brought the
7 version of the --

8 (Pause)

9 THE COURT: All right, thank you.

10 MR. BEACH: I'm sorry, Your Honor, we had two
11 versions, one with just the debtor professionals on it. But
12 the one I handed up to you has both debtor and committee
13 professionals on it.

14 THE COURT: Okay. The order has been signed.

15 MR. BEACH: Thank you, Your Honor. Unless Your Honor
16 has any additional questions that should conclude our agenda
17 for today.

18 THE COURT: I do not. Thank you very much, that
19 concludes this hearing.

20 MR. BEACH: Thank you.

21 THE COURT: Court will stand adjourned.

22 UNIDENTIFIED SPEAKER: Thank you, Your Honor.

23 (Proceedings concluded at 1:07 p.m.)

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I N D E X

R U L I N G S

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Final fee applications for the debtor, committee professionals as well as the fee examiner approved.	8	14

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C E R T I F I C A T I O N

I, Esther Accardi, certify that the foregoing transcript is a true and accurate record of the proceedings.

ESTHER ACCARDI (CET**D-485)

AAERT Certified Electronic Transcriber

Veritext

200 Old Country Road

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Date: March 1, 2010

UNITED STATES BANKRUPTCY COURT
District of Delaware

In Re:

Building Materials Holding Corporation
720 Park Boulevard, Suite 200
Boise, ID 83712
EIN: 91-1834269

Chapter: 11

Case No.: 09-12074-KJC

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A transcript of the proceeding held on 2/22/2010 was filed on 3/1/2010 . The following deadlines apply:

The parties have 7 days to file with the court a *Notice of Intent to Request Redaction* of this transcript. The deadline for filing a *request for redaction* is 3/22/2010 .

If a request for redaction is filed, the redacted transcript is due 4/1/2010 .

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