

IN RE:)	
)	Chapter 11
BUILDING MATERIALS HOLDING)	
CORPORATION, <i>et al.</i>,¹)	Case No. 09-12074 (KJC)
)	
Debtors.)	Jointly Administered
)	
)	Objection Deadline: N/A
)	Hearing Date: N/A
)	

Building Materials Holding Corporation and its affiliates, as debtors and debtors in possession (collectively, the "***Debtors***"), submit this motion (the "***Motion to Shorten***") pursuant to Rule 9006-1(e) of the Local Rules for the United States Bankruptcy Court for the District of Delaware (the "***Local Rules***"), for entry of an order shortening the time for notice of the Debtors' Motion for an Order Pursuant to Section 363(b) of the Bankruptcy Code and Bankruptcy Rule 6004 Authorizing the Reimbursement of Certain Due Diligence Expenses (the "***Motion***")² so that the Motion may be heard at the hearing currently scheduled for July 29, 2009 at 10:00 a.m. (ET). In support thereof, the Debtors respectfully represent as follows:

2 Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.

1. The Federal Rules of Bankruptcy Procedure (the "**Bankruptcy Rules**") require twenty (20) days' notice prior to the hearing date for motions involving the use or sale of estate property. *See* Fed. R. Bankr. P. 2002(a)(2). Likewise, Local Rule 9006-1(c) provides for a sixteen (16) day notice period (if service is by overnight delivery) for motions not otherwise governed by the Bankruptcy Rules or Local Rules. Pursuant to Local Rule 9006-1(e), however, such periods may be shortened by Order of the Court upon written motion specifying the exigencies supporting shortened notice.

2. The Debtors submit that there is sufficient cause to justify shortening the notice period for the hearing on the Motion. As set forth more fully in the Motion, H.I.G. Capital ("**HIG**"), a member of the Debtors' prepetition lending syndicate, has submitted a proposal, subject to completion of due diligence, satisfactory documentation, and certain other standard conditions, to provide the Debtors with the \$100 million exit financing (the "**Exit Financing**") required in connection with the joint plan of reorganization (the "**Plan**") filed by the Debtors on the Petition Date.

3. However, to finalize the terms of the Exit Financing and any necessary modifications to the Plan, HIG needs an appraisal of certain of the Debtors' property (the "**Appraisal**") and has requested that the Debtors reimburse it for the Appraisal. As a result of the expedited timeframe in which the Debtors are seeking to confirm the Plan and emerge from chapter 11, and because Exit Financing is critical to doing so, the Debtors submit that it is necessary and in the best interests of their estates for the relief sought in the Motion to be considered and approved on an expedited basis at the July 29th hearing. Absent the relief requested herein, the Debtors may not be able either expeditiously to finalize the required Exit Financing or to maintain the competitive tension necessary to obtain the most favorable terms

possible for such financing, to the detriment of the Debtors' estates and creditors. In light of the foregoing, the Debtors submit that consideration of the Motion at the July 29, 2009 hearing is necessary and in the best interests of the Debtors, their estates and creditors.

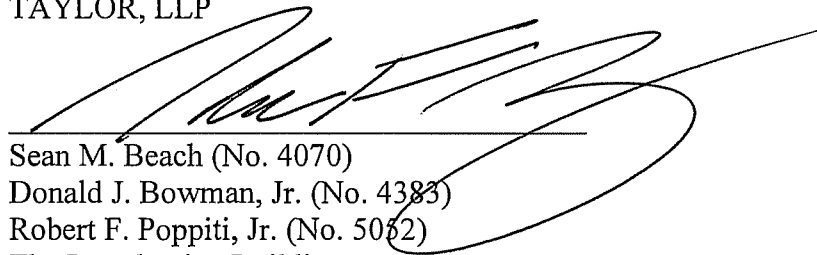
4. Because of the shortened notice period, the Debtors propose to give any party objecting to the Motion until July 23, 2009 at 4:00 p.m. (ET) to file and serve any objections upon the undersigned counsel for the Debtors. Furthermore, the Motion will be served by express mail or overnight or hand delivery on: (a) the Office of the United States Trustee for the District of Delaware; (b) counsel to Wells Fargo Bank, as agent under the Debtors' Prepetition Credit Agreement and DIP Facility (as defined in the Plan); (c) counsel to the Creditors' Committee; (d) counsel to HIG; and (e) any persons who have filed a request for notice in the Chapter 11 Cases pursuant to Bankruptcy Rule 2002.

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WHEREFORE, the Debtors respectfully request the Court to enter an order, substantially in the form attached hereto as **Exhibit A**, scheduling a hearing on the Motion for July 29, 2009 at 10:00 a.m. (ET), and requiring that any responses to the Motion be filed and served so as to be received by the undersigned counsel on or before July 23, 2009 at 4:00 p.m. (ET).

Dated: Wilmington, Delaware
July 13, 2009

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PROPOSED ATTORNEYS FOR DEBTORS AND
DEBTORS IN POSSESSION

EXHIBIT A

Proposed Order

**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 No. _____

**ORDER SHORTENING THE TIME FOR NOTICE OF THE HEARING TO CONSIDER
DEBTORS' MOTION FOR AN ORDER PURSUANT TO SECTION 363(b)
OF THE BANKRUPTCY CODE AND BANKRUPTCY RULE 6004 AUTHORIZING
THE REIMBURSEMENT OF CERTAIN DUE DILIGENCE EXPENSES**

Upon consideration of the motion (the "*Motion to Shorten*") of Building Materials Holding Corporation and its affiliates, as debtors and debtors in possession (collectively, the "*Debtors*") for entry of an order, pursuant to Rule 9006-1(e) of the Local Rules for the United States Bankruptcy Court for the District of Delaware (the "*Local Rules*"), shortening the time for notice of the Debtors' Motion for an Order Pursuant to Section 363(b) of the Bankruptcy Code and Bankruptcy Rule 6004 Authorizing the Reimbursement of Certain Due Diligence Expenses (the "*Motion*") so that the Motion may be heard at the hearing currently scheduled for July 29, 2009 at 10:00 a.m. (ET), as set forth in the Motion to Shorten; and the Court having found that venue of this proceeding and the Motion to Shorten in this district is proper pursuant to 28 U.S.C. sections 1408 and 1409; and the Court having found that the relief

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.

requested in the Motion to Shorten is in the best interests of the Debtors' estates, their creditors, and other parties in interest; and notice of the Motion to Shorten was appropriate under the particular circumstances; and the Court having reviewed the Motion to Shorten; and the Court having determined that the legal and factual bases set forth in the Motion to Shorten establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

1. The Motion to Shorten is granted.
2. Approval of the Motion shall be considered on July 29, 2009 at 10:00 a.m. (ET).
3. Any objections to the entry of an order authorizing and approving the relief requested in the Motion shall be filed and served upon counsel to the Debtors no later than July 23, 2009 at 4:00 p.m. (ET).
4. This Court shall retain jurisdiction with respect to all matters arising from or relating to the interpretation or implementation of this Order.

Date: Wilmington, Delaware
July __, 2009

Kevin J. Carey
Chief United States Bankruptcy Judge