

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

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

**CERTIFICATION OF NO OBJECTION REGARDING DOCKET NO. 642**

On September 18, 2009 Arent Fox LLP, Counsel to the Official Committee of Unsecured Creditors (the "Applicant"), filed its Third Monthly Fee Application for Compensation for Services Rendered and Reimbursement of Expenses for the Period From August 1, 2009 Through August 31, 2009 (the "Application"). Pursuant to the Notice filed with the Application, objections to the Application were to be filed and served no later than October 5, 2009 at 4:00 p.m. (ET). The undersigned hereby certifies that he has received no formal answers, objections or responsive pleadings with respect to the Application and that no answer, objection or other responsive pleading with respect to the Application has been filed with the Court.

Pursuant to the Compensation Order dated July 15, 2009 and entered at Docket No. 201, the Debtors are authorized to pay Applicant \$153,916.00, which represents 80% of the fees requested, and \$2,044.34, which represents 100% of the expenses requested in the Application upon filing this Certification of No Objection and without the need for entry of a Court order approving Application.

Respectfully Submitted,

Benesch, Friedlander, Coplan & Aronoff LLP

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Dated: October 7, 2009