

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In re:) Chapter 11
)
Conseco Finance Corp.,¹) Case No. 02-49675
)
Debtor.) The Honorable Carol A. Doyle
) Hearing Date: August 20, 2004
) at 10:30 a.m. (Central)
) Response Due: August 12, 2004 at 4:30 p.m.



A SECURED VEHICLE STORAGE III
105 EAST BASELINE
GILBERT AZ 85233-1100

02809343129738 **Basis For Objection:**
INSUFFICIENT DOCUMENTATION

Reason for Proposed Disallowance:
NEED ACCOUNT NAME AND NUMBER, DETAIL ON MONTHS BILLED,
AND PAYMENTS RECEIVED FROM OTHERS.

Claim Data				
Case	Claim Number	Claim Date	Total Claim Dollars*	Claim Class**
02-49675	49675-001193	4/28/2003	\$0.00	(U)

OMNIBUS 44: EXHIBIT B - SAMPLE NOTICE

NOTICE OF FILING THE CFC ESTATE'S FORTY-FOURTH OMNIBUS OBJECTION TO CLAIMS PURSUANT TO SECTION 502(d) OF THE BANKRUPTCY CODE

PLEASE TAKE NOTICE that on July 21, 2004, the Plan Administrator of the CFC Estate filed the *CFC Estate's FORTY-FOURTH Omnibus Objection to Claims Pursuant to Section 502(d) of the Bankruptcy Code* (the "**FORTY-FOURTH Omnibus Objection**")² with the United States Bankruptcy Court for the Northern District of Illinois (the "**Bankruptcy Court**").

PLEASE TAKE FURTHER NOTICE that service of the FORTY-FOURTH Omnibus Objection will be effected as follows:

1. The U.S. Trustee and the Core Group, as defined in the current Case Management Procedures, will receive service of the FORTY-FOURTH Omnibus Objection together with all Exhibits.
2. Those parties set forth on the 2002 List, as defined in the current Case Management Procedures, will receive service of the FORTY-FOURTH Omnibus Objection, without Exhibits.
3. Each creditor with a Claim or Claims directly affected by the FORTY-FOURTH Omnibus Objection (each, an "**Affected Creditor**") will receive service of the FORTY-FOURTH Omnibus Objection (without Exhibits) as well as a Customized Notice setting forth the claim detail as reflected in the Exhibit on which such Affected Creditor is listed.³

¹ The post consummation estate for Conseco Finance Corp. (the "CFC Estate") is the liquidating trust that holds in trust for distribution to creditors certain of the assets of the entities referred to as the "Finance Company Debtors" in the Finance Company Debtors' Sixth Amended Joint Liquidating Plan of Reorganization Pursuant to Chapter 11 of the United States Bankruptcy Code (the "Plan").

² Capitalized terms not defined herein are as defined in the Forty-Fourth Omnibus Objection.

³ The Customized Notice is being provided in lieu of serving the full set of Exhibits. The full set of Exhibits is voluminous. The CFC Estate believes that mailing of the same would be an unnecessary expense to the CFC Estate and would not provide any additional information to the Affected Creditor.

PLEASE TAKE FURTHER NOTICE that:

1. A hearing on the FORTY-FOURTH Omnibus Objection will be held before the Honorable Carol A. Doyle, or any Judge sitting in her stead, United States Bankruptcy Court, 219 S. Dearborn, Courtroom 742, Chicago, Illinois on **August 20, 2004 at 10:30 a.m., prevailing central time** (the “**Claims Hearing**”).

2. Any party wishing to oppose the relief requested in the FORTY-FOURTH Omnibus Objection must file a written response with the Clerk of the U.S. Bankruptcy Court, 219 S. Dearborn, Chicago, IL 60604, and serve a copy of the response upon Greenberg Traurig, LLP, Attn: Kerry Carlson, 77 West Wacker Drive, Suite 2500, Chicago, Illinois 60601, so as to be received on or before **August 12, 2004, at 4:30 p.m., prevailing central time** (the “**Response Deadline**”). Only those responses timely filed with the Court and timely received by the CFC Estate’s counsel will be considered by the Court.

3. If no response is filed, served and received as required by the Response Deadline, the Court will enter an order, similar to the attached form of proposed order, disallowing the Claim(s) as requested in the FORTY-FOURTH Omnibus Objection.

4. Any response should contain the following:

- (i) a caption setting forth the name of the Court, the case number and the title of the Objection to which the response is directed;
- (ii) the name and contact information (including daytime telephone number) of the claimant and a description of the basis for the amount of the Claim;
- (iii) the Claim number(s) and the Claim objection(s) to which the response is directed;
- (iv) the specific factual basis and supporting legal argument upon which the party will rely in opposing the FORTY-FOURTH Omnibus Objection; and
- (v) any supporting documentation, to the extent it was not included with the proof of claim previously filed with the Clerk or Claims Agent, upon which the party will rely to support the defenses the Claimant may assert pursuant to Section 550 of the Bankruptcy Code.

5. The CFC Estate will endeavor to consensually resolve the CFC Estate’s objection to the Claims with any party filing a timely response. If no agreement is reached, the dispute will be resolved by the Court.

6. If you file a response to the FORTY-FOURTH Omnibus Objection, you should be prepared to argue that response at the Claims Hearing unless you reach an agreement with the CFC Estate’s counsel to settle the Claim or the CFC Estate continues your matter.

7. You need not respond to the FORTY-FOURTH Omnibus Objection or appear at the Claims Hearing if you do not object to the relief requested in the FORTY-FOURTH Omnibus Objection. If you do not timely file and serve a response to the FORTY-FOURTH Omnibus Objection, the relief requested in the FORTY-FOURTH Omnibus Objection will be granted without further notice to you. Failure to timely file a response to the FORTY-FOURTH Omnibus Objection shall be deemed (i) a waiver of your right to respond to the FORTY-FOURTH Omnibus Objection and (ii) your consent to the relief requested in the FORTY-FOURTH Omnibus Objection with respect to your Claim.

8. Any party may obtain a copy of the FORTY-FOURTH Omnibus Objection with all Exhibits by requesting the same from BMC at (888) 909-0100 (telephone) or by accessing the BMC website at <http://www.bmccorp.net>.

9. The CFC Estate reserves the right to object in the future to any of the Claims set forth in Exhibit A to the FORTY-FOURTH Omnibus Objection on any grounds. A separate notice and hearing will be scheduled for any such objection. The CFC Estate further reserves the right to pursue recovery from Transferees subject to the FORTY-FOURTH Omnibus Objection pursuant to any means prescribed by the Bankruptcy Code. **If you have any questions regarding your Claim(s), you should contact Bankruptcy Management Corporation at (888) 909-0100. If you have any questions regarding the FORTY-FOURTH Omnibus Objection, please call Kerry Carlson at Greenberg Traurig, LLP at (312) 456-8407.**

Dated: July 21, 2004

THE CFC ESTATE

Keith J. Shapiro (ARDC No. 6184374)
Nancy A. Mitchell (ARDC No. 6199397)
Nancy A. Peterman (ARDC No. 6208120)
Robert W. Lannan (ARDC No. 6243326)
GREENBERG TRAURIG, LLP
77 West Wacker Drive, Suite 2400
Chicago, Illinois 60601
Telephone: (312) 456-8400
Facsimile: (312) 456-8435

By: _____/s/
One of Its Attorneys