UNITFD STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

PROOF OF CLAIM

In re

Exide Technologies

Case Number

02-11125

02202491063271

YOUR CLAIM IS SCHEDULED AS

UNKNOWN UNSECURED CONTINGENT
DISPUTED UNLIQUIDATED

NOTE This form should not be used to make a claim for an administrative expense arising after the commencement of the case A request for payment of an administrative expense may be filed pursuant to 11 U S C § 503.

Name of Creditor and Address

SUNBELT RENTALS
C/O TIMOTHY A HAMMONS, ESQ
BARNES & THORNBURG
11 SOUTH MERIDIAN ST STE 1313
INDIANAPOLIS, IN 46204

Creditor Telephone Number ( )

☐ Check box if you are aware that anyone else has filed a proof of claim relating to your claim Attach copy of statement giving particulars

☐ Check box if you have never received any notices from the bankruptcy court in this case

☐ Check box if this address differs from the address on the envelope sent to you by the court

The amounts reflected above constitute your claim as scheduled by the Debtor If you agree with the amounts set forth herein and have no other claim against the Debtor you do not need to file this proof of claim EXCEPT as stated below

If the amounts shown above are listed as Contingent Unliquidated or Disputed, a proof of claim must be filed

If you have already filed a proof of claim with the Bankruptcy Court or BMC, you do not need to file again

CREDITOR TAX I D #

ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR

Check here if this claim ☐ replaces or ☐ amends a previously filed claim dated _____

1 BASIS FOR CLAIM

☐ Goods sold
☐ Services performed
☐ Money loaned
☐ Personal injury/wrongful death
☐ Taxes
☒ Other (describe briefly)
see attached
☐ Retiree benefits as defined in 11 U S C § 1114(a)
☐ Wages salaries and compensation (Fill out below)

Your social security number _____

Unpaid compensation for services performed from _____ (date) to _____ (date)

2 DATE DEBT WAS INCURRED 12/16/01 - 4/16/02

3 IF COURT JUDGMENT, DATE OBTAINED

4 TOTAL AMOUNT OF CLAIM AS OF PETITION DATE

$ _____ (unsecured)	$ 8,169 00 (secured)	$ _____ (unsecured priority)	$ 8,169 00 (total)

If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below

☐ Check this box if claim includes interest or other charges in addition to the principal amount of the claim Attach itemized statement of all interest or additional charges

5 SECURED CLAIM

☒ Check this box if your claim is secured by collateral (including a right of setoff)

Brief description of collateral

☒ Real Estate
☐ Motor Vehicle
☐ Other _____

Value of collateral $ _____

Amount of arrearage and other charges at time case filed included in secured claim above if any $ 8,169.00

6 UNSECURED PRIORITY CLAIM

☐ Check this box if you have an unsecured priority claim

Specify the priority of the claim

☐ Wages salaries or commissions (up to $4 650*) earned within 90 days before filing of the bankruptcy petition or cessation of the Debtor s business whichever is earlier 11 U S C § 507(a)(3)
☐ Contributions to an employee benefit plan 11 U S C § 507(a)(4)
☐ Up to $2 100* of deposits toward purchase lease or rental of property or services for personal family or household use 11 U S C § 507(a)(6)
☐ Alimony maintenance or support owed to a spouse former spouse or child 11 U S C § 507(a)(7)
☐ Taxes or penalties owed to governmental units 11 U S C § 507(a)(8)
☐ Other Specify applicable paragraph of 11 U S C § 507(a) _____

Amounts are subject to adjustment on 4/1/01 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

7 CREDITS The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim

8 SUPPORTING DOCUMENTS *Attach copies of supporting documents* such as promissory notes purchase orders invoices itemized statements of running accounts contracts court judgments mortgages security agreements and evidence of perfection of lien DO NOT SEND ORIGINAL DOCUMENTS If the documents are not available explain If the documents are voluminous attach a summary

9 DATE-STAMPED COPY To receive an acknowledgment of your claim, please enclose a self-addressed stamped envelope and an additional copy of this proof of claim

The original of this completed proof of claim form must be sent by mail or hand delivered (FAXES NOT ACCEPTED) so that it is received on or before 4 00 pm, Eastern Time on April 23, 2003

BY MAIL TO
Bankruptcy Management Corporation
P O BOX 1063
El Segundo CA 90245-1063

BY HAND OR OVERNIGHT DELIVERY TO
Bankruptcy Management Corporation
1330 East Franklin Avenue
El Segundo CA 90245

THIS SPACE FOR COURT USE ONLY

FILED

APR 22 2003

BMC
Exide Technologies

03198

DATE SIGNED
4/21/03

SIGN and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney if any)

TIMOTHY A. HAMMONS, Attorney for Sunbelt Rentals

Penalty for presenting fraudulent claim is a fine of up to $500 000 or imprisonment for up to 5 years or both 18 U S C §§ 152 AND 3571

Debtors **EXIDE TECHNOLOGIES**
Case No **02-11125**
UNITED STATES BANKRUPTCY COURT
District of Delaware

NOTICE REQUEST

Please direct any and all correspondence, pleadings, notices, and orders related to this Proof of Claim by Sunbelt Rentals to each of the following

Timothy A Hammons
BARNES & THORNBURG
11 S Meridian Street
Indianapolis, Indiana 46204
Telephone (317) 231-7754
Telecopier (317) 231-7433

Debtors **EXIDE TECHNOLOGIES**
Case No **02-11125**
UNITED STATES BANKRUPTCY COURT
District of Delaware

ATTACHMENT TO PROOF OF CLAIM OF SUNBELT RENTALS

1 Description

The claim of Sunbelt Rentals ("Sunbelt") for $8,169 00 arises from the rental of industrial equipment by Exide Technologies ("Debtor") from Sunbelt, for improvements upon real estate owned by Debtor

From December 16, 2001 through the Petition Date, Debtor rented a Boom, Telescoping, 66', 4X4 (the "Equipment") from Sunbelt for the purpose of making improvements on Debtor's real estate located at 2601 W Mount Pleasant Road, Muncie, Indiana 47302 (the "Property") A true and correct copy of the invoices for the rental of the Equipment is attached hereto as **Exhibit A** As of the Petition date, the amount due to Sunbelt for the rental of the Equipment was $8,169 00 On April 15, 2002 (the "Petition Date"), Debtor filed a voluntary petition under Chapter 11 of Title 11 of the United States Code ("Bankruptcy Code")

On May 6, 2002, Sunbelt recorded its Sworn Statement and Notice of Intention to Hold Mechanic's Lien as instrument #012917 ("Mechanic's Lien"), with the Delaware County Indiana Recorder A true and correct copy of the Mechanic's Lien is attached hereto as **Exhibit B** Pursuant to Indiana Code 32-28-3-5, upon recordation of the Mechanic's Lien, Sunbelt has a secured claim to and perfected lien on the Property, to the extent of the value of the Equipment furnished by Sunbelt Pursuant to Indiana Code 32-28-3-5, the recordation of a mechanic's lien "relates back" to the date on which the material or machinery was actually furnished by the holder of the lien

By filing this Proof of Claim, Sunbelt does not waive its rights to seek further relief from the Court for such pre-petition invoices, including, without limitation, attorney fees, additional fees, costs, expenses, advances, assessments or charges and penalties, and any other amounts which were incurred, accrued, or arose prior to, on, or as of the Petition Date, and which are recoverable, or may be included, by Sunbelt under the documents relating to its claim (collectively, the "Claim Documents") and/or applicable law (collectively, the "Additional Pre-Petition Items")

From and after the Petition Date, Sunbelt's claim may also include interest and late charges, attorney fees additional fees, costs, expenses, advances, assessments, and penalties, and any other amounts recoverable by Sunbelt or which may be included in its claim pursuant to the

Claim Documents and/or applicable law and which were incurred, accrued, or arose after the Petition Date (collectively, the "Additional Post-Petition Items")

2 Reservations of Rights and Defenses

Sunbelt reserves the right to supplement or amend this Proof of Claim for the purpose of including specific or additional sums as Additional Pre-Petition Items, and to state a total amount that is or would be owed by the Debtor to Sunbelt as of the effective date of any plan of reorganization or liquidation in this case, the date of any distribution or payment with respect to this claim, or any other appropriate date(s)

Sunbelt respectfully does not necessarily consent to, and reserves the right to object to, the exercise of jurisdiction by the Court over any and all aspects of, and/or any proceedings relating to any subject of, this Proof of Claim Also, without limiting the generality of the foregoing, Sunbelt respectfully retains and reserves any and all rights it otherwise may have to (a) object and not submit to the jurisdiction of the Court for any particular purpose, matter, or proceeding or (b) trial by jury on any issue so triable in any contested matter arising in or related to the Debtor's case Further, Sunbelt retains and reserves any rights, claims, actions, setoffs, or recoupments to which it is or may be entitled, in law or in equity, with respect to the Debtor or its assets in the case, and retains and reserves any and all rights, claims, actions, and remedies it has or may have with respect to all entities other than the Debtor

Sunbelt further reserves the right to amend, supplement, and/or modify this Proof of Claim (and the documents that accompany or support same) from time to time as may be necessary or appropriate to conform to, or to adapt to changes in, facts or law, determinations yet to be made in this bankruptcy case or in other proceedings, or otherwise to further the purposes of filing this Proof of Claim

EXHIBIT

A

406638

NOTICE NEW ADDRESS
EFFECTIVE IMMEDIATELY
PO BOX 409211
ATLANTA, GA 30384-9211

236174

JAN-04-02

1

EXIDE BATTERY
PO BOX 2098
2601 W MOUNT PLEASANT RD
MUNCIE IN 47302

BC31028 BILL

PLANT USE 11044022

389372 DEC-05-01

MUNCIE

SUNBELT RENTALS INC 312
4401 STOUT FIELD SOUTH DRIVE
INDIANAPOLIS IN 46241
P (317) 247-7368 F (317) 248-7994

19396	1	BOOM,TELESCOPING,66',4X4	DEC-16-01	JAN-12-02	1795 00
		300.00 DAY 880.00WK 1795.00			

1795 00

89 75

DUE UPON RECEIPT CONTRACT CONTINUES
HAVE A NEW REMITTANCE ADDRESS.SEE ABOVE

$1884.75

425940

NOTICE NEW ADDRESS
EFFECTIVE IMMEDIATELY
PO BOX 409211
ATLANTA, GA 30384-9211

236174

JAN-30-02

1

EXIDE BATTERY
PO BOX 2098
2601 W MOUNT PLEASANT RD
MUNCIE IN 47302

BC31028 BILL

PLANT USE 11044022

406638 JAN-04-02

MUNCIE

SUNBELT RENTALS INC 312
4401 STOUT FIELD SOUTH DRIVE
INDIANAPOLIS IN 46241
P (317) 247-7368 F (317) 248-7994

19396	1	BOOM,TELESCOPING,66',4X4	JAN-13-02	FEB-09-02	1795 00
		300.00 DAY 880.00WK 1795 00			

1795 00

89 75

DUE UPON RECEIPT CONTRACT CONTINUES
HAVE A NEW REMITTANCE ADDRESS:SEE ABOVE

$1884.75

444003

NOTICE NEW ADDRESS
EFFECTIVE IMMEDIATELY
PO BOX 409211
ATLANTA, GA 30384-9211

236174

FEB-27-02

1

EXIDE BATTERY
PO BOX 2098
2601 W MOUNT PLEASANT RD
MUNCIE IN 47302

BC31028 BILL

PLANT USE 11044022

425940 JAN-30-02

MUNCIE

SUNBELT RENTALS INC 312
4401 STOUT FIELD SOUTH DRIVE
INDIANAPOLIS IN 46241
P (317) 247-7368 F (317) 248-7994

19396 1 BOOM,TELESCOPING,66',4X4 FEB-10-02 MAR-09-02 1795.00
300.00 DAY 880 00WK 1795 00

1795 00

89 75

$1884.75

DUE UPON RECEIPT CONTRACT CONTINUES
HAVE A NEW REMITTANCE ADDRESS.SEE ABOVE

460393

NOTICE NEW ADDRESS
EFFECTIVE IMMEDIATELY
PO BOX 409211
ATLANTA, GA 30384-9211

236174

MAR-27-02

1

EXIDE BATTERY
PO BOX 2098
2601 W MOUNT PLEASANT RD
MUNCIE IN 47302

BC31028 BILL

PLANT USE 11044022

444003 FEB-27-02

MUNCIE

SUNBELT RENTALS INC 312
4401 STOUT FIELD SOUTH DRIVE
INDIANAPOLIS IN 46241
P (317) 247-7368 F (317) 248-7994

19396 1 BOOM,TELESCOPING,66',4X4 MAR-10-02 APR-06-02 1795.00
300.00 DAY 880.00WK 1795.00

1795 00

89 75

$1884.75

' DUE UPON RECEIPT CONTRACT CONTINUES
HAVE A NEW REMITTANCE ADDRESS SEE ABOVE

476579

NOTICE NEW ADDRESS
EFFECTIVE IMMEDIATELY
PO BOX 409211
ATLANTA, GA 30384-9211

236174

APR-17-02

1

EXIDE BATTERY
PO BOX 2098
2601 W MOUNT PLEASANT RD
MUNCIE IN 47302

BC31028 BILL

PLANT USE 11044022

460393 MAR-27-02

MUNCIE

SUNBELT RENTALS INC 312
4401 STOUT FIELD SOUTH DRIVE
INDIANAPOLIS IN 46241
P (317) 247-7368 F (317) 248-7994

19396 1 BOOM,TELESCOPING,66',4X4 APR-07-02 APR-16-02 600 00
300 00 DAY 880 00WK 1795 00

600.00

30 00

$630.00

DUE UPON RECEIPT CONTRACT COMPLETE
HAVE A NEW REMITTANCE ADDRESS:SEE ABOVE

EXHIBIT

B

misc 2002 1938

FILED FOR RECORD
o'clock M.
Record 2002 Page 1938 39

12 MAY 06 2002

3

012917

K

Recorder, Delaware County

SWORN STATEMENT AND NOTICE OF INTENTION TO HOLD MECHANIC'S LIEN

4/25/2002

To General Battery Corporation
645 Penn Street
Reading, PA 19601

Exide Technologies, Inc , f/k/a Exide Corporation
645 Penn Street
Reading, PA 19601

You are hereby notified that Sunbelt Rentals (hereinafter called "Claimant") whose address is 4401 Stout Field Drive South, Indianapolis, Indiana 46241, intends to hold a Mechanic's Lien on the following real estate

> Lot Number Twenty-four (24) in the Replat of Industria Centre, as shown in Plat Book 13, pages 88 and 89 in the office of the Recorder of Delaware County, Indiana
>
> Lot Number Twenty-five (25) in the Industria Centre Replat, the plat of which is recorded in Plat Book 13, pages 88 and 89 in the Office of the Recorder of Delaware County, Indiana

commonly known as 2601 W Mount Pleasant Rd , Muncie, Indiana, 47302 and improvements thereon, for the amount of Eight Thousand One Hundred Sixty Nine Dollars and no Cents ($8,169 00) for the rental of industrial equipment, furnished by Claimant for improvements of said real estate within the last ninety (90) days

The undersigned individual executing this instrument, having been duly sworn upon her oath, under the penalties of perjury hereby states that Claimant intends to hold a mechanic's lien up on the above-described real estate and the described improvements(s), and that the facts and matters set forth in the foregoing statement are true and correct

Karen L Kovalsky, as attorney for
Sunbelt Rentals

This instrument prepared by Karen L Kovalsky, Esquire
Barnes & Thornburg
11 South Meridian Street, Suite 1313, Indianapolis, Indiana 46204

MISC 2002 1939

STATE OF INDIANA)
)SS
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared Karen L Kovalsky, as attorney for Sunbelt Rentals pursuant to I C 32-8-3-3, who acknowledged the execution of the foregoing Sworn Statement and Notice of Intention to Hold Mechanic's Lien, and who, having been duly sworn, under the penalties of perjury, state that the facts and matters therein set forth are true and correct

Witness my hand and Notarial Seal this 1st day of May, 2002

My Commission Expires
7 31-09

Signature

Printed Name Tara L Bingham
(Notary Public)
Residing in Marion County, Indiana

I hereby certified that I have this day mailed first class duplicate of this Sworn Statement and Notice of Intention to Hold Mechanic's Lien to the property owner(s) named therein at the address set forth therein

Date

Recorder of Delaware County, Indiana

BARNES & THORNBURG

11 South Meridian Street
Indianapolis Indiana 46204 3535 U S A
(317) 236 1313
Fax (317) 231 7433

www btlaw com

Timothy A Hammons
(317) 231 7754
Email timothy hammons@btlaw com

April 21, 2003

VIA OVERNIGHT MAIL

Bankruptcy Management Corporation
1330 East Franklin Avenue
El Segundo, CA 90245

RE **ExideTechnologies, et al**
Case No 02-11125-JCA

Dear Sirs/Madams

Enclosed please find an original and three copies of a Proof of Claim for filing in the above-referenced bankruptcy case on behalf of Sunbelt Rentals, Inc Please return a file-marked copy of the Proof of Claim to my attention via the postage prepaid envelope enclosed for your convenience

If you have any questions regarding the filing of this Proof of Claim, please contact me at the above number as soon as possible

Very truly yours,

Timothy A Hammons

TH

Enclosures

INDS01 THAMMONS 582224v1