

PROOF OF CLAIM

1 10000 11000 12000 13000 14000 15000 16000 17000 18000 19000

In re
Exide Technologies

Case Number
02-11125

101730
YOUR CLAIM IS SCHEDULED AS
sa42109
UNKNOWN UNSECURED CONTINGENT
DISPUTED, UNLIQUIDATED

P268-061546-01

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

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.

THIS SPACE IS FOR COURT USE ONLY

Name of Creditor and Address



02209278109532
Elizabeth Fisher
JACKIE DELONGS CLAIM REPRESENTATIVE
SEARS C/O HELMSMAN MGMT SVCS INC
1800 PLAZA DR STE 800 PO Box 768
SCHAUMBURG IL 60173-7900
MISHAWAKA IN 46546 0768

Creditor Telephone Number (K9) 348-2478 X 2506

CREDITOR TAX ID #
04-2791584

ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR
P268-061546-01

Check here replaces a previously filed claim dated _____
 or amends

1 BASIS FOR CLAIM

- Goods sold
- Services performed
- Money loaned
- Personal injury/wrongful death
- Taxes
- Other (describe briefly)
battery leaked acid
damaging electrical system
- 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 _____ to _____
(date) (date)

2. DATE DEBT WAS INCURRED 05-12-2000

3 IF COURT JUDGMENT, DATE OBTAINED

4 TOTAL AMOUNT OF CLAIM AS OF PETITION DATE \$ 902.74 (unsecured) \$ (secured) \$ (unsecured priority) \$ (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 \$ _____

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, prevailing Eastern Time on July 26, 2004.

BY MAIL TO:
Exide Technologies, et al
c/o Bankruptcy Management Corporation
PO Box 1063
El Segundo, CA 90245 - 1063

BY HAND OR OVERNIGHT DELIVERY TO
Exide Technologies, et al
c/o Bankruptcy Management Corporation
1330 East Franklin Ave
El Segundo, CA 90245

THIS SPACE FOR COURT USE ONLY

FILED

AUG 04 2004

BMC

Exide Technologies



04662

DATE SIGNED

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)

7/29/2004

Elizabeth C Fisher for Helmsman Management Service

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

PAGE 01
 INSD SEARS ROEBUCK AND CO
 CLMT DAVENPORT, BEVERLY

CHECK LIST (CK)
 DOL 05/12/2000 CLAIM NO P 268-061546-01 HOD
 CLAIM STATUS O

SPEC CLM SERV H

SV NO	CH/EFT NO	PAYEE	PYMT AMT	ISSUE DATE	T/C ST	PR ST	RV ST	R/R ST	ID
002	00106861	BEVERLY DAVENPORT	902 74	04/17/2001			00		C268B07
001	00101069	PDA INC	80 00	01/03/2001			00		C268B07

SKIP TO DATE

ENTER SV NO AND
 SP CMSP R+C CMR+C STATUS STOP PRINT DISPLAY CORR MENU
 R/R ST MESSAGE

SCREEN SUFFIX REMARKS Y ID A499B10

S



Helmsman Management Services, Inc

FILE

NOTICE OF RELEASE AND SETTLEMENT OF CLAIM
Beverly Davenport - Sears Roebuck & Co

~~File No. P268-061546-01~~

For the sole consideration of Nine Hundred Two Dollars And 74/100 (\$902 74) The undersigned hereby releases and forever discharges

SEARS ROEBUCK & COMPANY, HELMSMAN MANAGEMENT SERVICES, EXIDE, and all other persons, firms and corporations from all claims and demands, rights and cause of action of any kind the undersigned now has or hereafter may have on account of or in any way growing out of Personal injuries known or unknown to me/us at the present time and Property Damage resulting or to result from an occurrence which happened on or prior to, May 12th, 2000, and do hereby covenant to indemnify and save harmless the said party or parties from against all claims and demands whatsoever on account of or in any way growing out of said occurrence or its results both to person and property This release expresses a full and complete SETTLEMENT of a liability claimed and denied, regardless of the adequacy of the above consideration, the acceptance of this release shall not operate as an admission of liability on the part of anyone nor as estoppel, waiver or bar with respect to any claim the party or parties released may have against the undersigned Witness my hand and seal

X(1) Dated 3/30 2001

YOU ARE MAKING A FINAL SETTLEMENT THIS IS A RELEASE READ BEFORE SIGNING

(4) _____
(Witness Signature)

(Address)

(5) _____
(Witness Signature)

(Address)

X(2) I/WE Beverly Davenport

X(3) [Signature]
(Signature)

(3) _____
(Signature)

metal marks

S

Gainesville Imports Sales and Service

3720 MCEVER ROAD
OAKWOOD, GEORGIA 30566
PHONE 770-536 3238

QUAN	NUMBER	DESCRIPTION	PRICE
		PARTS	
		Minister	114.30
		Trey Support	76.89
		BATH Trey	16.20
		hold down	10.74
		fade bolt	2.89
		used fuse block	125.00
		fuses	4.80
		material	48.00
		SUBLET REPAIRS	

NAME Beverly Davenport DATE 1-2-01

ADDRESS _____ CITY _____

MAKE NISSAN TYPE OR MODEL MAXIMIA YEAR 85 RECEIVED AM/PM

SERIAL NO. SN1HU11SOFT067513 PROMISED AM/PM

SPEEDOMETER _____ LICENSE NO. _____ TERMS _____ HOME PHONE _____

CUST ORDER NO. _____ ORDER WRITTEN BY [Signature] WORK PHONE _____

INSTRUCTIONS

INSTALL ALL PARTS - Neutralize & Repair As needed

DISCLAIMER OF WARRANTIES	INTERNAL SALES				PARTS & ACCESSORIES & SERVICE SALES			
	COST	ACCT NO	SALE	KEY	COST	ACCT NO	SALE	KEY
<p>Any warranties on the products sold hereby are those made by the manufacturer. The Seller hereby expressly disclaims all warranties either express or implied including any implied warranty of merchantability or fitness for a particular purpose and neither assumes nor authorizes any other person to assume for it any liability in connection with the sale of said products.</p> <p>I hereby authorize the above repair work to be done along with the necessary material and hereby grant you and/or your employees permission to operate the car or truck herein described on streets highways or elsewhere for the purpose of testing and/or inspection. An express mechanic's lien is hereby acknowledged on above car or truck to secure the amount of repairs thereto. Not responsible for any loss due to theft, fire or any other cause beyond our control.</p> <p>X CUSTOMER SIGNATURE _____</p>		455		-	LABOR MECH	450	476.00	-
		456		-	SUBLET MECH	456		-
		465		-	P & A RETAIL	460	398.82	-
		490		-	GAS OIL GREASE	490		-
	POLICY WORK SERVICE	67		+	TAX	324	27.92	-
POLICY NEW WORK USED	15		+	SOURCE 30 (0)	CHARGE SALES	220		+
			+	SOURCE 33 (0)	CASH SALES	225	902.74	+

1000 Plaza Dr
Suite 600
Schaumburg, Illinois 60173-7900

Telephone 847-413-9090
800-811-8175
Fax 847-517-2540



Helmsman
Management
Services, Inc

May 18, 2000

Exide Corporation
Robin Leier
645 Penn Street
Reading, PA 19601

FILE

RE Beverly Danvenport- Sears, Roebuck & Co
Claim Number P268-061546-01

Dear Robin

Helmsman Management Services is the third party administrator for Sears, Roebuck & Co. The above-captioned claim for damages has been made against Sears alleging liability arising out of the sale of your product. We hereby tender complete defense and indemnification of Sears to you and your insurance company.

Specifically, claimant alleges that on 5/12/00 the battery leaked acid and damaged the electrical system on her vehicle. Model # 36535. Battery was purchased on 10/99. Sears has current possession of the battery. Ms. Danvenport resides at 732 West Avenue Gainesville, GA, 30501. Her home phone number is 770-297-6973.

The local contact at Sears is Benny Allen, who can be reached at 770-531-2275. The location of the store is 150 Pearl Nix Parkway, Gainesville, GA, 30501.

Your relationship with Sears requires that you add Sears as an additional insured on your insurance policy. You also agreed to indemnify and hold harmless Sears for any liability it has arising out of the sale of the product.

As a result, I request that you forward this tender to your insurer, and that you and your insurer agree to accept Sears' complete defense and indemnity with respect to this claim. Please confirm within thirty (30) days that you and your insurance company will accept the complete defense and indemnification of Sears. If confirmation is not received by that time, Helmsman and Sears will take whatever actions necessary to enforce your obligations to Sears.

S

Should you have any questions in this regard, please feel free to contact me at 1-800-811-8175, ext 2492

Sincerely,



Karina Estrada
Sr Claim Representative

cc Beverly Danvenport-Claimant
Benny Allen, Sears Roebuck & Co -Customer

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