IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
	)	
EXIDE TECHNOLOGIES, et al. [1],	)	Case No. 02-11125 (KJC)
	)	(Jointly Administered)
Debtors.	)	

Hearing Date Requested: December 18, 2003 at 3:00 p.m. (ET)

MOTION OF DEBTORS TO SHORTEN TIME WITH RESPECT TO APPLICATION TO RETAIN SCOTT D. PHILLIPS FROM INTECAP, INC. AS AN EXPERT IN CONNECTION WITH THE ENERSYS LITIGATION *NUNC PRO TUNC* TO AUGUST 2, 2003

TO: The Office of the United States Trustee; the Official Committee of Unsecured Creditors; counsel to Official Committee of Equity Holders; the counsel for Administrative Agent for the Pre-Petition Lenders; and the counsel for the Post Petition Lenders.

The debtors and debtors in possession (the "Debtors") in the above-captioned cases have filed the Application to Retain Scott D. Phillips ("Phillips" or "Expert") from InteCap, Inc. ("InteCap") as an Expert in Connection with the Enersys Litigation *Nunc Pro Tunc* to August 2, 2003 (the "Application"). A copy of the Application is attached hereto. The Debtors seek to retain Phillips for his expertise on trademark valuation and the benefits of rejecting a trademark license. This expertise is needed by the Debtors in connection with their efforts to reject several executory contracts entered into between Exide Corporation and Enersys, Inc ("Enersys") (collectively, the "Executory Contracts"). On or about March 14, 2003 the Debtors sought to reject the Executory Contracts. Enersys opposed the rejection of the Executory Contracts and the parties are currently litigating the matter (the "Litigation").

[1] The Debtors in these proceedings are: Exide Technologies f/k/a Exide Corporation; Exide Delaware, L.L.C.; Exide Illinois, Inc. and RBD Liquidation, L.L.C.; Dixie Metals Company; and Refined Metals Corporation.

The Debtors hereby move this Court pursuant to Rule 2002 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), Del. Bankr. L.R. 9006-1(e), and § 102 of Title 11 of the United States Code (the "Bankruptcy Code"), for an Order scheduling a hearing on the Application and shortening time to object or respond to the Application.

The Debtors seek an Order from this Court scheduling a hearing on the Application for December 18, 2003 at 3:00 p.m. and requiring that objections, if any, to the Application must be filed with the United States Bankruptcy Court on December 10, 2003 at 4:00 p.m. Eastern time.

In support of this motion, the Debtors represent that due to the Debtors' and their counsels' recent involvement in the confirmation process they were not able to prepare and submit the Application earlier. However, because Phillips has already performed services on behalf on the Debtors in connection with the Litigation they are anxious to have the Application approved.

Given the nature of the relief requested in the Application, the Debtors respectfully submit that the notice procedure described above is sufficient to provide parties in interest an opportunity to review and, if necessary, respond to the Application. Accordingly, under the circumstances the Debtors submit that shortening the time to respond will not prejudice the rights of any party in interest.

WHEREFORE, the Debtors respectfully request the entry of an Order scheduling a hearing and shortening time for parties in interest to respond or object.

Dated: December 5, 2003

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-and-

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Co-Counsel for the Debtors and Debtors in Possession

SO ORDERED this _____ day of _____, 2003

_____
The Honorable Kevin J. Carey