

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.)

**AMENDED NOTICE OF AGENDA OF MATTERS
SCHEDULED FOR TRIAL ON MARCH 3, 2004 AT 9:30 A.M.**

The trial is scheduled for March 3, 2004 through March 5, 2004
beginning each day at 9:30 a.m. Prevailing Eastern Time in Philadelphia.

PRINCIPAL CONTESTED MATTERS

EXIDE'S NOTICES TO REJECT:

1. Notice to Reject Asset Purchase Agreement Between Exide Corporation and Yuasa Battery (America), Inc. [Filed: 3/14/03] (Docket No. 1614).
2. Notice to Reject the Administrative Services Agreement Between Exide Corporation and Yuasa Battery (America), Inc. Dated June 10, 1991 [Filed: 3/14/03] (Docket No. 1615).
3. Notice to Reject Letter Agreement Dated December 27, 1994 From Ernest J. Choquette to Bernard F. Stewart [Filed: 3/14/03] (Docket No. 1617).
4. Notice to Reject the Trademark and Trade Name License Agreement Between Exide Corporation and Yuasa Battery (America), Inc. [Filed: 3/14/03] (Docket No. 1618).

Related Documents:

- (a) Debtors' Pre-Rejection Hearing Brief [FILED UNDER SEAL] [Filed: 1/14/04] (Docket No. 3462)
- (b) [Signed] Order Rejecting Administrative Services Agreement Between Exide Corporation and Yuasa-Exide, Inc. Dated April 1, 1992 and Miscellaneous Services Agreement Between Exide Corporation and Yuasa-Exide, Inc. Dated April 1, 1992 [Filed: 2/9/04] (Docket No. 3591).

ENERSYS OPPOSITION TO REJECTION:

5. Objection of Enersys, Inc. to Notices to Reject (A) Asset Purchase Agreement, (B) Trademark and Trade Name License Agreement, (C) December 27, 2004 Letter Agreement, (D) Administrative Services Agreement Dated June 10, 1991, and (E)

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

Administrative Services Agreement Dated April 1, 1992 [Filed: 4/14/03]
(Docket No. 1726).

Related Documents:

- (a) Enersys, Inc.'s Trial Brief in Support of Denial of Rejection of Agreements [FILED UNDER SEAL] [Filed: 1/14/04] (Docket No. 3460).

PENDING PRE-TRIAL MOTIONS

- 6. Debtors' Motion in Limine to Preclude Evidence or Argument Regarding the Alleged Harm to Enersys That May Result from Rejection [Filed: 1/16/04] (Docket No. 3486).

Responses Received:

- (a) EnerSys, Inc.'s Objection to Debtors' Motion in Limine to Preclude Evidence or Argument Regarding the Alleged Harm to Enersys That May Result from Rejection [Filed: 1/23/04] (Docket No. 3519).

Status: The Court has ruled on this matter.

- 7. Emergency Motion to Clarify Procedures for Sealing of the Courtroom and "Confidential-Counsel Only" Designations of Documents and Testimony [Filed: 2/12/04] (Docket No. 3609).

Related Documents:

- (a) Memorandum of Enersys Inc. in Support of Its Emergency Motion of Enersys Inc. to Clarify Procedures for Sealing of the Courtroom and "Confidential-Counsel Only" Designations of Documents and Testimony [Filed: 2/12/04] (Docket No. 3611).

Responses Received:

- (a) Debtors' Opposition to Enersys' Emergency Motion to Clarify Procedures for Sealing of the Courtroom and "Confidential-Counsel Only" Designations of Documents and Testimony [Filed: 2/20/04] (Docket No. 3658).

Replies Received:

- (a) Reply Memorandum in Support of Emergency Motion of Enersys Inc. to Clarify Procedures for Sealing of the Courtroom and "Confidential-Counsel Only" Designations of Documents and Testimony [Filed: 2/24/04] (Docket No. 3679)
- (b) Appendix of Exhibits to Reply Memorandum in Support of Emergency Motion of Enersys Inc. to Clarify Procedures for Sealing of the Courtroom and "Confidential-Counsel Only" Designations of Documents and Testimony [FILED UNDER SEAL] [Filed: 2/24/04] (Docket No. 3680).

Status: Exide has submitted a proposal on this Motion to EnerSys as requested by the Court. As of this time, the proposal is under consideration by EnerSys.

ADDITIONAL MATTERS

8. **Emergency Motion *In Limine* of Enersys Inc. to Exclude Evidence of Exide's January 9, 2004 Branding Meeting [Filed: 2/27/04] (Docket No. 3705).**

Related Documents:

- (a) **Memorandum of Enersys Inc. in Support of Its Emergency Motion *In Limine* to Exclude Evidence of Exide's January 9, 2004 Branding Meeting [FILED UNDER SEAL] [Filed: 2/27/04] (Docket No. 3706).**

Responses Received:

- (a) **Debtors' Opposition to Enersys' Third Emergency Motion to Exclude Evidence of Exide's January 9, 2004 Branding Meeting [FILED UNDER SEAL] [Filed: 3/1/04] (Docket No. 3723).**

PENDING MATTERS – MOTIONS IN LIMINE

9. **Certification of Counsel Filed By Enersys, Inc. [Filed: 3/1/04] (Docket No. 3722)**
10. **Certification of Counsel Re Order on Motions *In Limine* Filed By Exide Technologies [Filed: 3/1/04] (Docket No. 3726).**

Dated: March 2, 2004

KIRKLAND & ELLIS LLP
Matthew N. Kleiman
Paul R Garcia
200 East Randolph Drive
Chicago, Illinois 60601
Telephone: (312) 861-2000
Facsimile: (312) 861-2200

-and-

PACHULSKI, STANG, ZIEHL, YOUNG, JONES
& WEINTRAUB P.C.



Laura Davis Jones (Bar No. 2436)
James E. O'Neill (Bar No. 4042)
Kathleen Marshall DePhillips (Bar No. 4173)
919 North Market Street, 16th Floor
Wilmington, Delaware 19899-8705 (Courier 19801)
Telephone: (302) 652-4100
Facsimile: (302) 652-4400

Co-Counsel for the Debtors and Debtors in Possession