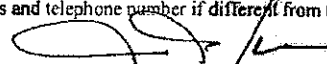


UNITED STATES BANKRUPTCY COURT Southern District of New York		PROOF OF CLAIM
Name of Debtor: Jennifer Convertibles, Inc.		Case Number: 10-13779
<i>NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.</i>		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Todd Garrett LLC		<input checked="" type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim.
Name and address where notices should be sent: c/o Avolio & Hanton, P.C., Attn.: Robert Avolio, Esq. 3150 Brunswick Pike, Suite 120 Lawrenceville, NJ 08648		Court Claim Number: _____ (If known)
Telephone number: (609) 219-1810		Filed on: _____
Name and address where payment should be sent (if different from above):		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.
Telephone number:		<input type="checkbox"/> Check this box if you are the debtor or trustee in this case.
1. Amount of Claim as of Date Case Filed: \$ _____		5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount. Specify the priority of the claim.
If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4. If all or part of your claim is entitled to priority, complete item 5		
<input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.		
2. Basis for Claim: <u>Comm. real estate lease.</u> (See instruction #2 on reverse side.)		
3. Last four digits of any number by which creditor identifies debtor: _____		<input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).
3a. Debtor may have scheduled account as: <u>See addendum.</u> (See instruction #3a on reverse side.)		<input type="checkbox"/> Wages, salaries, or commissions (up to \$11,725*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507 (a)(4).
4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.		<input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).
Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other		<input type="checkbox"/> Up to \$2,600* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).
Describe:		<input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).
Value of Property: \$ _____ Annual Interest Rate _____ %		<input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. §507 (a)(____).
Amount of arrearage and other charges as of time case filed included in secured claim,		Amount entitled to priority: \$ _____
If any: \$ _____ Basis for perfection: _____		*Amounts are subject to adjustment on 4/1/13 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.
Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____		
6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.		
7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.)		
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING		
If the documents are not available, please explain:		
Date: 10/20/2010	Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.  Robert Avolio, Esq., Attorney for Creditor	FOR COURT USE ONLY

ADDENDUM

Claim Summary

Amended Proof of Claim of Todd Garrett LLC¹, in Jennifer Convertibles, Inc., Case No. 10-13779 (AJG):

1. Unpaid pre-petition rent and charges due as rent ("Rent"):		
a. Base Rent due from April 1, 2010 through June 30, 2010 (\$4,950.00 x 3 months)	=	\$14,850.00
b. Late Fees for April 1, 2010 through June 30, 2010 (5 % base rent x 3 months)	=	\$742.50
c. Utilities/CAM Reimbursement (from April 1, 2010 through July 18, 2010)	=	\$7,630.63
d. Taxes from April 1, 2010 through July 18, 2010	=	\$2,494.08
<u>Total Pre-Petition Rent</u>	=	<u>\$25,717.21</u>

2. Unpaid post-petition rejection damages per 11 U.S.C. §502(b)(6)²:

¹ Debtors may have included Paul E. Bagoon as the name of creditor.

² This claim does not include additional unpaid post-petition, pre-rejection Rent (July 18, 2010 to October 21, 2010) due under 11 U.S.C. §365(d)(3) as follows:

a. Base Rent due for August, 2010 (\$4,950.00 x 1 month)	=	\$4,950.00
b. Base Rent for October 1, 2010 to October 21, 2010 (\$159.68 per day x 21 days)	=	\$3,353.28
c. Late Fees for August, 2010 (5 % base rent x 1 month)	=	\$247.50
d. Utilities/Tax/CAM Reimbursement (from July 18, 2010 through September 30, 2010)	=	\$9,581.35
e. Taxes from October 1, 2010 through October 21, 2010 (\$22.47 per day x 21 days)	=	\$471.87
f. Utilities/CAM (October 1, 2010 to October 21, 2010)	=	\$ TBD
<u>Total Post-Petition, Pre-Rejection Rent</u>	=	<u>\$ TBD</u>

a. Rent for October 22, 2010 to October 31, 2010 (\$159.68 per day x 10 days)	=	\$1,596.80
b. Taxes for October 22, 2010 to October 31, 2010 (\$22.47 per day x 10 days)	=	\$224.70
c. Late Fees due for October, 2010 (5 % base rent x 1 month)	=	\$247.50
d. November 1, 2010 to May 31, 2012 lease term ³ (\$4,950.00 x 19 months)	=	\$94,050.00
e. Taxes for November 1, 2010 to May 31, 2012 (\$696.54 x 19 months)	=	\$13,234.26
<u>Total Post-Petition, Post-Rejection Damages</u>	=	<u>\$109,353.26</u>
<u>TOTAL</u> (Pre-Petition and Post-Petition/Post-Rejection Damages)	=	<u>\$135,070.47</u>

³ The Lease Agreement and Addendum are attached hereto.