

**UNITED STATES BANKRUPTCY COURT
THE SOUTHERN DISTRICT OF NEW YORK**

In re:) **Chapter 11**
) **Case No. 10-13779**
JENNIFER CONVERTIBLES, INC.¹, et)
al.,)
) **(Jointly Administered)**
Debtors.)

AFFIDAVIT OF SUPPLEMENTAL SERVICE

I, Julie Jung, state as follows:

1. I am over eighteen years of age and I believe the statements contained herein are true based on my personal knowledge. I am employed by BMC Group, Inc., the Claims and Noticing Agent for the Debtors in the above captioned cases, whose business address is 444 North Nash Street, El Segundo, California 90245.

2. At the direction of Olshan Grundman, Frome Rosenzweig & Wolosky LLP, Counsel to Debtors in the above captioned cases, copies of the documents identified below by exhibit number were served on the party as set forth below in Exhibit "A" at the address shown thereon and via the mode of service indicated thereon, on January 5, 2011:

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, if applicable, are: (i) Jennifer Convertibles, Inc. (4646); (ii) Jennifer Convertibles Boylston MA, Inc. (7904); (iii) Jennifer Chicago Ltd. (0505); (iv) Elegant Living Management, Ltd. (5049); (v) Hartsdale Convertibles, Inc. (1681); (vi) Jennifer Management III Corp. (3552); (vii) Jennifer Purchasing Corp. (7319); (viii) Jennifer Management II Corp. (9177); (ix) Jennifer Management V Ltd. (9876); (x) Jennifer Convertibles Natick, Inc. (2227); (xi) Nicole Convertibles, Inc. (5985); (xii) Washington Heights Convertibles, Inc. (0783).

SOLICITATION INFORMATION FOR JENNIFER CONVERTIBLES, INC., ET AL. comprised of:

Exhibit 1
[Not Attached
Hereto]

- Notice of Order (A) Approving the Disclosure Statement; (B) Fixing the Voting Record Date; (C) Approving the Solicitation Materials and Procedures for Distribution Thereof; (D) Approving the Forms of Ballots and Establishing Procedures for Voting on the Debtors' Joint Plan of Reorganization; (E) Scheduling a Hearing and Establishing Notice and Objection Procedures in Respect of the Confirmation of Debtors' Joint Plan of Reorganization; and (F) Granting Related Relief [Exhibit E to Docket No. 397]
- Order (A) Approving the Disclosure Statement; (B) Fixing the Voting Record Date; (C) Approving the Solicitation Materials and Procedures for Distribution Thereof; (D) Approving the Forms of Ballots and Establishing Procedures for Voting on the Debtors' Joint Plan of Reorganization; (E) Scheduling a Hearing and Establishing Notice and Objection Procedures in Respect of the Confirmation of Debtors' Joint Plan of Reorganization; and (F) Granting Related Relief [Docket No. 397]
- Amended Disclosure Statement with Respect to Joint Chapter 11 Plan of Reorganization for Jennifer Convertibles, Inc. and its Affiliated Debtors
- Amended Joint Chapter 11 Plan of Reorganization for Jennifer Convertibles, Inc. and its Affiliated Debtors
- Letter Re: Official Committee of Unsecured Creditors Support of Chapter 11 Plan of Reorganization and Disclosure Statement

BALLOT FOR ACCEPTING OR REJECTING CHAPTER 11 PLAN OF REORGANIZATION OF JENNIFER CONVERTIBLES, INC. AND ITS AFFILIATED DEBTORS

Exhibit 2
[Custom Sample
Attached Hereto]

PRE-ADDRESSED RETURN ENVELOPE WITH POSTAGE

Exhibit 3
[Not attached
hereto]

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Exhibit "A" The Affected Party Address List regarding Exhibits 1, 2 and 3

DATED: January 10, 2011
El Segundo, California

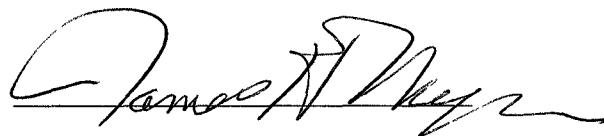

Julie Jung

State of California)
)
County of Los Angeles)

On January 10, 2011 before me, James H. Myers, a Notary Public, personally appeared Julie Jung, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



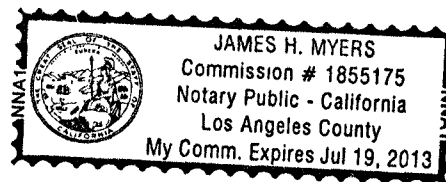


EXHIBIT 2

NO PERSON HAS BEEN AUTHORIZED TO GIVE ANY INFORMATION OR ADVICE, OR TO MAKE ANY REPRESENTATION, OTHER THAN WHAT IS INCLUDED IN THE MATERIALS MAILED WITH THIS BALLOT.

**UNITED STATES BANKRUPTCY COURT
THE SOUTHERN DISTRICT OF NEW YORK**

In re:

JENNIFER CONVERTIBLES INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 10-13779 (ALG)

Jointly Administered

**BALLOT FOR ACCEPTING OR REJECTING
CHAPTER 11 PLAN OF REORGANIZATION
OF JENNIFER CONVERTIBLES, INC. AND ITS AFFILIATED DEBTORS**

**BALLOT FOR VOTING CLAIMS:
CLASS 3: GENERAL UNSECURED CLAIMS**

The debtors and debtors in possession in the above-captioned cases (each a “Debtor” and, collectively, the “Debtors”), filed a Joint Chapter 11 Plan of Reorganization of Jennifer Convertibles, Inc. and Its Affiliated Debtors, dated November 19, 2010 (as may be amended and/or modified, the “Plan”). On December 21, 2010, the Bankruptcy Court approved a Disclosure Statement with Respect to the Chapter 11 Plan of Reorganization of Jennifer Convertibles, Inc. and Its Affiliated Debtors, dated November 19, 2010 (the “Disclosure Statement”). The Disclosure Statement provides information to assist you in deciding how to vote your Ballot.² If you do not have a Disclosure Statement, you may obtain one by calling the Debtors’ Claims Agent, BMC Group, Inc., at (888) 909-0100. Bankruptcy Court approval of the Disclosure Statement does not indicate approval of the Plan by the Bankruptcy Court.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and your classification and treatment under the Plan. Your Claim has been placed in Class 3 (General Unsecured Claims) under the Plan. If you hold claims or equity interests in more than one Class, you will receive a Ballot for each Class in which you are entitled to vote.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, if applicable, are: (i) Jennifer Convertibles, Inc. (4646); (ii) Jennifer Convertibles Boylston MA, Inc. (7904); (iii) Jennifer Chicago Ltd. (0505); (iv) Elegant Living Management, Ltd. (5049); (v) Hartsdale Convertibles, Inc. (1681); (vi) Jennifer Management III Corp. (3552); (vii) Jennifer Purchasing Corp. (7319); (viii) Jennifer Management II Corp. (9177); (ix) Jennifer Management V Ltd. (9876); (x) Jennifer Convertibles Natick, Inc. (2227); (xi) Nicole Convertibles, Inc. (5985); (xii) Washington Heights Convertibles, Inc. (0783).

² All capitalized terms not otherwise defined herein have the respective meanings ascribed to them in the Plan (as defined below).

THE VOTING DEADLINE BY WHICH YOUR BALLOT MUST BE ACTUALLY RECEIVED BY THE DEBTORS' VOTING AGENT, BMC GROUP, INC. IS 4:00 P.M. (EASTERN TIME) ON JANUARY 18, 2011. IF YOUR BALLOT IS NOT ACTUALLY RECEIVED ON OR BEFORE THE VOTING DEADLINE, YOUR BALLOT WILL NOT BE COUNTED.

If the Plan is confirmed by the Bankruptcy Court it will be binding on you whether or not you vote.

If you are a Holder of a Class 3 General Unsecured Claim,³ please use this Ballot to cast your vote to accept or reject the Plan. Capitalized terms used and not otherwise defined herein shall have the meaning set forth in the Plan. The Plan is Exhibit 1 to the Disclosure Statement, which accompanies this Ballot. The Plan can be confirmed by the Bankruptcy Court and thereby made binding upon you if it is accepted by the holders of two-thirds (2/3) in amount and more than one-half (1/2) in number of Claims in each Class that votes on the Plan, and if it otherwise satisfies the requirements of section 1129(a) of the Bankruptcy Code. If the requisite acceptances are not obtained (or if a Class of Claims or Interests is deemed to reject the Plan), the Bankruptcy Court may nonetheless confirm the Plan if it finds that the Plan provides fair and equitable treatment to, and does not discriminate unfairly against, the Class or Classes rejecting it, and otherwise satisfies the requirements of section 1129(b) of the Bankruptcy Code. To have your vote count, you must complete, sign and return this Ballot in accordance with the instructions set forth below.

HOW TO VOTE

1. Complete ITEM 1.
2. Cast your vote either to accept or reject the Plan by checking the proper box in ITEM 2.
3. Review ITEM 3 carefully.
4. Review the certifications contained in ITEM 4.
5. **SIGN AND DATE THE BALLOT.** Unsigned Ballots will not be counted.
6. **YOU MUST VOTE ALL YOUR UNSECURED CLAIMS EITHER TO ACCEPT OR TO REJECT THE PLAN AND MAY NOT SPLIT YOUR VOTE. EXCEPT IN THE SOLE DISCRETION OF THE DEBTORS, SPLIT VOTES WILL NOT BE COUNTED.**
7. **RETURN THE BALLOT IN THE PRE-ADDRESSED POSTAGE-PAID ENVELOPE.**

³ All capitalized terms not otherwise defined herein have the respective meanings ascribed to them in the Plan (as defined below).

Item 1. Amount of Claim Voted. The undersigned certifies that as of December 20, 2010, the undersigned was the Holder of a Class 3 General Unsecured Claim in the amount set forth below:

\$XXX.XX

Item 2. Vote. The undersigned Holder of the Claim votes as follows (check ONE box only — if you do not check a box, or if you check both boxes, your vote will not be counted):

to Accept the Plan. to Reject the Plan.



Item 3. IMPORTANT INFORMATION REGARDING THE RELEASES CONTAINED IN THE PLAN

On the Effective Date, certain release, injunction, exculpation and discharge provisions will become effective. It is important to read the provisions contained in Article XII of the Plan very carefully so that you understand how confirmation and consummation of the Plan – which effectuates such provisions – will affect you and any Claim you may hold against the Debtors so that you cast your vote accordingly.

Specifically, subject to certain exceptions set forth therein, Section 12.08 of the Plan provides as follows:

Except as otherwise provided in this Plan or the Confirmation Order, on the Effective Date, to the fullest extent permissible under applicable law, as such law may be extended or interpreted subsequent to the Effective Date, each Holder of a Claim that does not vote to reject the Plan and any Person who receives a Distribution under the Plan, in consideration for the obligations of the Debtors and the other Released Parties under this Plan, the Plan Distributions, the New Common Stock and other contracts, instruments, releases, agreements or documents executed and delivered in connection with this Plan, will be deemed to consensually forever release, waive and discharge all Claims, demands, debts, rights, Causes of Action or liabilities (other than the right to enforce the obligations of any party under this Plan and the contracts, instruments, releases, agreements and documents delivered under or in connection with this Plan), including, without limitation, any Claims for any such loss such Holder may suffer, have suffered or be alleged to suffer as a result of the Debtors commencing the Chapter 11 Cases or as a result of this Plan being consummated, whether liquidated or unliquidated, fixed or contingent, matured or unmatured, known or unknown, foreseen or unforeseen, then existing or thereafter arising, in law, equity or otherwise that are based in whole or in part on any act or omission, transaction, event or other occurrence taking place on or prior to the Effective Date in any way relating to the Debtors, the Chapter 11 Cases, this Plan or the Disclosure Statement against any Released Party.

Item 4. Authorization. By executing this Ballot, the undersigned Holder of a Class 3 General Unsecured Claim certifies that it (a) has full power and authority to vote to accept or reject the Plan with respect to the Claim referenced in Item 1, (b) was the Holder of such a Claim on and as of December 20, 2010, and (c) has received a copy of the Disclosure Statement and understands that the solicitation of votes for the Plan is subject to all the terms and conditions set forth in the Disclosure Statement.

No fees, commissions, or other remuneration will be payable to any broker, dealer or other person for soliciting votes on the Plan. This Ballot shall not constitute or be deemed a proof of claim, an assertion of a claim, or an admission by the Debtors of the nature, validity or amount of any claim.

Claimants submitting duplicative Ballots in the same Class shall be deemed to have voted in the manner of the last Ballot cast before the Voting Deadline. Any Ballot that is illegible or contains insufficient information to permit the identification of the claimant will not be counted.

SAMPLE

BALLOTS MUST BE RETURNED TO BMC GROUP, INC. AT:

<u>If Delivered by Mail:</u>	<u>If Delivered by Overnight or Hand Delivery:</u>
BMC Group, Inc. Attention: Jennifer Convertibles Claims Processing PO Box 3020 Chanhassen, MN 55317-3020	BMC Group, Inc. Attention: Jennifer Convertibles Claims Processing 18750 Lake Drive East Chanhassen, MN 55317

YOUR VOTE MUST BE SENT IN AMPLE TIME FOR YOUR VOTE TO BE ACTUALLY RECEIVED BY THE DEBTORS' VOTING AGENT, BMC GROUP, INC., BY 4:00 P.M. (EASTERN TIME) ON JANUARY 18, 2011, OR YOUR VOTE WILL NOT BE COUNTED.

IF YOU HAVE ANY QUESTIONS REGARDING THIS BALLOT OR THE VOTING PROCEDURES, OR IF YOU NEED ADDITIONAL COPIES OF THIS BALLOT, THE DISCLOSURE STATEMENT, THE PLAN OR OTHER RELATED MATERIALS OR DOCUMENTS, PLEASE CALL BMC GROUP, INC. AT (888) 909-0100.

YOU SHOULD REVIEW THE DISCLOSURE STATEMENT AND THE PLAN CAREFULLY BEFORE YOU VOTE. YOU MAY WISH TO SEEK LEGAL ADVICE CONCERNING THE PLAN AND YOUR CLASSIFICATION AND TREATMENT UNDER THE PLAN.

Name: _____
(Print or Type)

Social Security or Federal Tax I.D. No.: _____
(Optional)

Signature: _____

By: _____
(If Appropriate)

Title: _____
(If Appropriate)

Street Address: _____

City, State, Zip Code: _____

Telephone Number: () _____

25241952001777

Roto-Rooter Services Co.
2 Lake Street
Bergenfield, NJ 07621

SAMPLE

EXHIBIT A

Jennifer Convertibles

Total number of parties: 1

Exhibit A - Jennifer Convertibles

Svc Lst	Name and Address of Served Party	Mode of Service
41952	ROTO-ROOTER SERVICES CO , 2 LAKE STREET, BERGENFIELD, NJ, 07621	US Mail (1st Class)
Subtotal for this group: 1		