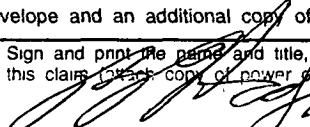


*FILE ORIGINAL FOR CHAPTERS 7 and 11, IN DUPLICATE FOR CHAPTER 13, FOR DATE-STAMPED COPY, SEE #9 BELOW

United States Bankruptcy Court		___ CH 7 ___ CH 13 <u>X</u> CH 11 PLEASE CHECK CHAPTER
Northern District of Illinois, _____ Division		PROOF OF CLAIM
Name of Debtor K Mart Corporation		Case Number 02-02474
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 USC § 503.		File Claim Form With: United States Bankruptcy Court P.O. Box A3613 Chicago, Illinois 60690-3612 Creditor # _____ THIS SPACE IS FOR COURT USE ONLY
Name of Creditor (The person or other entity to whom the debtor owes money or property) Mary Grove	<input type="checkbox"/> 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.	
Name and Address Where Notices Should be Sent c/o Ryan Hodge Ray Hodge & Associates, L.L.C. 135 N Main Wichita KS 67202 Telephone No 316-269-1414	<input checked="" type="checkbox"/> Check box if you have never received any notices from the bankruptcy court in this case. <input type="checkbox"/> Check box if the address differs from the address on the envelope sent to you by the court	
Account or other number by which creditor identifies debtor.	Check here if this claim <input type="checkbox"/> amends <input type="checkbox"/> replaces a previously filed claim dated: _____	
1. BASIS FOR CLAIM <input type="checkbox"/> Goods sold <input type="checkbox"/> Services performed <input type="checkbox"/> Wages, salaries, and compensation (Fill out below) <input type="checkbox"/> Money loaned <input checked="" type="checkbox"/> Personal injury/wrongful death Your social security number _____ <input type="checkbox"/> Taxes <input type="checkbox"/> Other _____ Unpaid compensation for services performed <input type="checkbox"/> Retiree benefits as defined in 11 U.S.C. § 1114(a) from _____ (date) to _____ (date)		
2. DATE DEBT WAS INCURRED: April 2, 2000		3. IF COURT JUDGMENT, DATE OBTAINED:
4. Total Amount of Claim at Time Case Filed: \$ <u>100,000.00</u> If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below. <input type="checkbox"/> 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 <input type="checkbox"/> Check this box if claim is secured by collateral (including a right of setoff) Brief Description of Collateral <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> 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 <input type="checkbox"/> Check this box if you have an unsecured priority claim Amount entitled to priority \$ _____ Specify the priority of the claim: <input type="checkbox"/> Wages, salaries, or commissions (up to \$4,300), *earned within 90 days before days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(3) <input type="checkbox"/> Contributions to an employee benefit plan-11 U.S.C. § 507(a)(4) <input type="checkbox"/> Up to \$1,950* of deposits toward purchases, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(6) <input type="checkbox"/> Alimony, maintenance or support owed to a spouse, former spouse, or child - 11 U.S.C. § 507(a)(7) <input type="checkbox"/> Taxes or penalties owed to governmental units 11 U.S.C. § 507(a)(8) <input type="checkbox"/> Other-Specify applicable paragraph of 11 U.S.C. § 507(a) _____ <small>*Amounts are subject to adjustment on 4/1/98 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</small>
7. CREDITS: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.		THIS SPACE IS FOR COURT USE ONLY <div style="font-size: 2em; font-weight: bold; letter-spacing: 0.5em;">FILED</div> UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS <div style="font-size: 1.5em; font-weight: bold;">783 3-20-02</div> <div style="font-size: 1.5em; font-weight: bold;">SM MAR 20 2002</div> KENNETH S. GARDNER, CLERK MAILROOM - LL
8. SUPPORTING DOCUMENTS: <u>Attach copies of supporting documents</u> , 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. ANY ATTACHMENT MUST BE 8 - 1/2" BY 11"		
9. DATE-STAMPED COPY: To receive an acknowledgement of the filing of your claim, enclose a stamped, self-addressed envelope and an additional copy of this proof of claim		
Date -02	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)  Ryan Hodge, Attorney	
<small>for presenting fraudulent claim Fine of up to \$500,000 or imprisonment for up to 5 years, or both 18 U.S.C. §§ 152 and 3571</small>		

RAY HODGE & ASSOCIATES, L.L.C.
ATTORNEYS AT LAW
135 N. Main
Wichita, KS 67202
(316) 269-1414

FILED
APP. DOCKET NO. _____

Nov 30 3 56 PM '01

CLERK OF DISTRICT COURT
18TH JUDICIAL DISTRICT
BY _____
DISTRICT COURT, SEDGWICK COUNTY, KANSAS

IN THE EIGHTEENTH JUDICIAL DISTRICT
DISTRICT COURT, SEDGWICK COUNTY, KANSAS
CIVIL DEPARTMENT

MARY GROVE)
Plaintiff,)

vs)

K MART CORPORATION)
Defendant.)

CASE NO: **01C 3706**

PURSUANT TO CHAPTER 60
KANSAS STATUTES ANNOTATED

PETITION

COMES NOW the Plaintiff Mary Grove, by and through her attorney, Ryan Hodge of Ray Hodge & Associates, L.L.C. and for her cause of action against the Defendant alleges and states:

1. That Plaintiff is a resident of Wichita, Sedgwick County, Kansas.
2. That Defendant K Mart Corporation is a foreign corporation duly authorized to do business in the state of Kansas. Service may be effected upon the resident agent, the Corporation Company, Inc., 515 S. Kansas Avenue, Topeka KS 66603.
3. That on or about the 27th day of April 2, 2000 within Sedgwick County, Kansas, plaintiff, while on the premises of the defendant's place of business at 4830 S. Broadway, Wichita, Kansas,

was walking through the lawn and garden center department and tripped over the blades of a forklift that were protruding into the walk-way of the store, causing plaintiff to fall.

6. That due to the incident described above, injuries and damages were sustained by the Plaintiff.

5. That such injuries are believed to be permanent, continuing and ongoing of which cannot be set forth herein but will be designated at the time of trial through medical testimony and expert opinion.

6. That as result of such injuries the Plaintiff has been forced to seek medical attention and it is reasonably calculated that she will be forced to seek medical attention in the future; has been forced to endure pain and suffering and will reasonably have pain and suffering in the future; has been forced to endure emotional distress and it is reasonably calculated that she will endure emotional distress in the future; has been forced to suffer other injuries as provided for in and under the laws of the state of Kansas. Such injuries at this time are uncertain as to their nature and the full extent will be shown at the time of trial in this matter, including any loss and future loss of wages.

COUNT I

NEGLIGENCE

7. Plaintiff hereby incorporates by reference each allegation from paragraphs 1 through 6 as if fully set forth herein.

8. That the injury occurred on the property of the defendant.

9. That the defendant had a duty to maintain a clear and safe walk-way in all areas for customers.

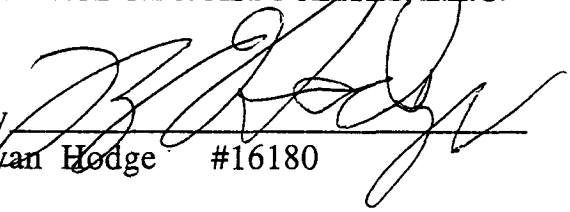
10. That the defendant, through its agents:

- a. failed to keep the walk-ways of its premises clear and safe for its customers.
- b. failed to allow the plaintiff to use a shopping cart, as she had been allowed to do in the past, for support in walking back to the lawn and garden department.
- c. failed to provide plaintiff with any other adequate support devices or assistance

11. That the defendant's failure to provide a clear and safe walk-way, failure to allow the plaintiff to use a shopping cart for support, and/or failure to provide any other adequate support device or assistance is the proximate cause of the plaintiff's injuries.

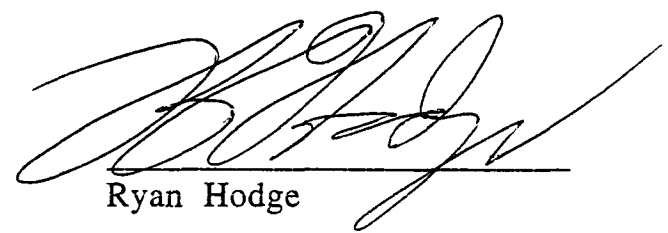
WHEREFORE, the Plaintiff prays for judgment against the defendant. in excess of \$75,000 along with costs, expenses of this suit, and to such other and further relief as the Court seems just and equitable.

RAY HODGE & ASSOCIATES, L.L.C.

By 
Ryan Hodge #16180

DEMAND FOR TRIAL BY JURY

Comes now the plaintiff and demands this case be set for trial by jury of 12 persons.


Ryan Hodge