FORM B10 (Official Form 10) 4000981

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

PROOF OF CLAIM
Chapter 11

In Re Kmart Corporation, et al.

Case Numbers 02-02462 through 02-02499

Name of Debtor: (see attached for complete list of debtors)
KMART CORPORATION

Case Number:
02-02474

Your claim is scheduled as follows:

Class
UNSECURED NON PRIORITY

Amount
CONTINGENT, DISPUTED, UNLIQUIDATED

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.

Name of Creditor (The person or other entity to whom the debtor owes money or property):

11 2370865

ALEXANDER, ROBYN
802 EAST MAPLE AVE.
LINDENWOLD, NJ 08021

☐ 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.
☐ Check box if you have never received any notices from the bankruptcy court in this case.
☐ Check box if the address differs from the address on the envelope sent to you by the court.

If address differs from above, please complete the following:
Creditor Name: Robyn Alexander c/o Law Offices of Michael Glassman
Address: 1000 White Horse Road, Suite 914
City/St/Zip: VOORHEES, NJ 08043
Telephone. # 856-772-0048

10074615

This Space is for Court Use Only

Account or other number by which creditor identifies debtor:

Check here if this claim ☐ replaces ☐ amends a previously filed claim, dated _____

1. Basis for Claim
☐ Goods sold
☐ Services performed
☐ Money loaned
☒ Personal injury/wrongful death
☐ Taxes
☐ Other _____

☐ Retiree benefits as defined in 11 U.S.C. §1114(a)
☐ Wages, salaries, and compensation (fill out below)
Your SS #: _____
Unpaid compensation for services performed from _____ (date) to _____ (date)

2. Date debt was incurred:
May 7, 2001

3. If court judgment, date obtained:

4. Total Amount of Claim at Time Case Filed: $ unliquidated
If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below.
☐ 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.
☐ Check this box if your claim is secured by collateral (including a right of setoff).
Brief Description of Collateral:
☐ Real Estate ☐ Motor Vehicle
☐ Other _____
Value of Collateral: $_____
Amount of arrearage and other charges at time case filed included in secured claim, if any: $_____

6. Unsecured Priority Claim.
☐ Check this box if you have an unsecured priority claim.
Amount entitled to priority $ _____
Specify the priority of the claim:
☐ Wages, salaries, or commissions (up to $4,650), earned within 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(3).
☐ Contributions to an employee benefit plan – 11 U.S.C. §507(a)(4).
☐ Up to $ 2,100 of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(6).
☐ Alimony, maintenance, or support owed to a spouse, former spouse, or child - 11 U.S.C. § 507(a)(7).
☐ Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8).
☐ Other – Specify applicable paragraph of 11 U.S.C. § 507(a)(__).

7. Credits: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.

8. Supporting Documents: Attach copies of supporting documents, 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.

9. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.

This Space is for Court Use Only

RECEIVED
TRUMBULL SERVICES COMPANY
4/22/02 AK
APR 22 2002
9616
BANKRUPTCY

Date: 4-12-02

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):
Law Offices of Michael Glassman
Attorneys Representing Plaintiff Robyn Alexander

Penalty 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.

State of New Jersey

Superior Court of New Jersey
Summons and Complaint Service

Case:	*Docket Number and County:*
Robyn Alexander and Michael Barford, h/w	*Camden County*
vs.	*L-8213-01*
KMart Corporation, Huffy Service First, Shainco Corporation, and John Doe (s) (1-100)	

Service to: ***KMart Corporation 200 White Horse Pike, Lawnside, New Jersey***

I, Investigator David Fox, being of full age and duly sworn according to law, upon my oath, diposes and says;

On the date listed below next to my signature, I personally served a copy of this Summons and Complaint by hand delivery to ( ) the individual or business named for service, or (X) an individual authorized by law to accept service by the following relationship: STORE MANAGER

I affirm that the foregoing statements are true and I am aware of legal punishment if any statements made by me are false.

Investigator David Fox _____ *Date:* 1-24-02

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I, the undersigned accept this Summons and Complaint and I hereby affirm that I have identified myself as the person or business named within this service or I have identified myself as a person who is legally authorized to accept this service for the person or business for which it is intended. I am accepting this service for the individual or business named within by the following relationship:

I certify and affirm that the foregoing statements made by me are true and I understand that I am subject to legal punishment if any of the statements made by me are willfully false.

Print Name: CHERYL ORLANDO *Signature:* _____

Acceptance Date: 1-24-02

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Service comments / Information: (Glassman)

MICHAEL J. GLASSMAN
Attorney at Law

MICHAEL J. GLASSMAN*
DAVID H. LANDE○
ADAM S. BERGER*

* Member NJ & PA Bars
○ Member NJ, NY & PA Bars

GLENDALE EXECUTIVE CAMPUS
1000 WHITE HORSE ROAD - SUITE 914
VOORHEES, NJ 08043

(856) 772-0040
FAX (856) 772-9202

January 22, 2002

Kmart Corporation
200 White Horse Pike
Lawnside, New Jersey

RE: Alexander v. Kmart Corporation, et als
Docket No.: L-8213-01
Date of Accident: 5/7/01

Dear Sir/Madam:

Please find enclosed a summons, complaint and discovery items in connection with the above-entitled action.

Your failure to timely file a response could lead to a default and default judgment being entered against you.

Very truly yours,

DAVID H. LANDE, ESQUIRE

DHL/vs
Encl.
Served Via Attorney Assistance Group

MICHAEL J. GLASSMAN, ESQUIRE
Glendale Executive Campus
1000 White Horse Road, Suite 914
Voorhees, New Jersey 08043
(856) 772-0040
Attorney for Plaintiff(s)

ROBYN ALEXANDER and MICHAEL BARFORD, h/w	SUPERIOR COURT OF NEW JERSEY LAW DIVISION CAMDEN COUNTY
Plaintiff(s)	
vs.	DOCKET NUMBER: L-8213-01
	Civil Action
KMART CORPORATION, HUFFY SERVICE FIRST, SHAINCO CORPORATION, and JOHN DOE(S) (1-100)	**SUMMONS**
Defendant(s),	

From The State of New Jersey
To The Defendant(s) Named Above: KMART CORPORATION

The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within 35 days from the date you received this summons, not counting the date you received it. (The address of each deputy clerk of the Superior Court is provided.) If the complaint is one in foreclosure, then you must file your written answer or motion and proof of service with the Clerk of the Superior Court, Hughes Justice Complex, CN-971, Trenton, New Jersey 08625. A filing fee payable to the Clerk of the Superior Court and a completed Case Information Statement (available from the deputy clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer or motion (with fee of $110.00 for Law Division and $105.00 for Chancery Division and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within 35 days, the court may enter a judgment against you for the relief of plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the county where you live. A list of these offices is provided. If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

/s/ DONALD F. PHELAN
DONALD F. PHELAN
Clerk of the Superior Court

DATE: January 22, 2002

Name of Defendant to be Served: KMART CORPORATION

Address of Defendant
To be Served: 200 White Horse Pike
Lawnside, New Jersey

CIVIL CASE INFORMATION STATEMENT
(CIS)

Use for initial Law Division - Civil Part pleadings (not motions) under Rule 4:5-1.
Pleading will be rejected for filing, under Rule 1:5-6(c), if information above the black bar is not completed or if attorney's signature is not affixed.

FOR USE BY CLERK'S OFFICE ONLY
PAYMENT TYPE: CK CG CA
CHG / CK NO.
AMOUNT:
OVERPAYMENT:
BATCH NUMBER:

ATTORNEY / PRO SE NAME	TELEPHONE NUMBER	COUNTY OF VENUE
Michael J. Glassman, Esq.	(856)772-0040	CAMDEN
FIRM NAME (If applicable): David H. Lande, Esq.		DOCKET NUMBER (When available): 603
OFFICE ADDRESS: 1000 White Horse Road, Glendale Executive Campus, Suite 914, Voorhees, NJ 08043		DOCUMENT TYPE: COMPLAINT
		JURY DEMAND: XX YES ☐ NO

L 8213 01

NAME OF PARTY (e.g. John Doe, Plaintiff)	CAPTION
Robyn Alexander and Michael Barford, h/w	Alexander v. KMART Corporation, et als

CASE TYPE NUMBER (See reverse side for listing): 605

IS THIS A PROFESSIONAL MALPRACTICE CASE? ☐ YES ☒ NO
IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53A-27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.

RELATED CASES PENDING? ☐ YES ☒ NO

IF YES, LIST DOCKET NUMBERS

DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? ☐ YES ☒ NO

NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY, IF KNOWN: Sedgewick Claims and Management Services ☐ NONE ☐ UNKNOWN

THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.

CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION

A. DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? ☐ YES ☒ NO

IF YES, IS THAT RELATIONSHIP ☐ EMPLOYER-EMPLOYEE ☐ FRIEND / NEIGHBOR ☐ OTHER (explain) ☐ FAMILIAL ☐ BUSINESS

B. DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? ☐ YES ☒ NO

USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION:

FILED DEC 7 2001 CAMDEN COUNTY SUPERIOR COURT

DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS? ☐ YES XX NO

IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION:

WILL AN INTERPRETER BE NEEDED? ☐ YES XX NO

IF YES, FOR WHAT LANGUAGE:

ATTORNEY SIGNATURE

12/4/01

Revised July 2001

MICHAEL J. GLASSMAN, ESQUIRE
Glendale Executive Campus
1000 White Horse Road, Suite 914
Voorhees, New Jersey 08043
(856) 772-0040
Attorney for Plaintiff

ROBYN ALEXANDER, AND MICHAEL BARFORD, HER HUSBAND,	SUPERIOR COURT OF NEW JERSEY LAW DIVISION CAMDEN COUNTY
Plaintiffs,	DOCKET NO: L 8213 01
vs.	Civil Action
KMART CORPORATION, HUFFY SERVICE FIRST, SHAINCO CORPORATION, AND JOHN DOE(S) (1-100),	
Defendant(s),	**COMPLAINT**

FILED
DEC 7 2001
CAMDEN COUNTY SUPERIOR

The plaintiffs, ROBYN ALEXANDER and MICHAEL BARFORD, residing at 802 Maple Avenue, Lindenwold, New Jersey, by way of Complaint against the Defendant(s), says as follows:

COUNT ONE

1. On or about May 7, 2001, the plaintiff was an invitee and customer at the department store of defendant, KMART, CORPORATION, located in Lawnside, New Jersey.

2. At the aforesaid time and place, the plaintiff was involved in an accident when a chair in which she was invited to sit suddenly collapsed, thereby causing the plaintiff to fall to the floor and sustain significant personal injuries.

3. The aforesaid chair was designed, manufactured, assembled, packaged, distributed, sold, advertised, serviced or otherwise maintained, placed into the stream of commerce and/or otherwise under the responsibility and control of the defendants, KMART,

CORPORATION, HUFFY SERVICE FIRST, SHAINCO, CORPORATION, and JOHN DOE(S)(1-100), a fictitious name for presently unknown and/or unidentified entities and/or individuals.

4. The aforesaid accident and resulting damages were directly and proximately caused by the carelessness, negligence and/or recklessness of the aforesaid defendants, which included but is not limited to inadequate, improper, and/or defective design, manufacture, assembly, maintenance, servicing, warnings, instructions, revisions, recalls and other breaches.

5. As a direct and proximate result of the accident, the plaintiff has incurred, is incurring and/or shall incur severe, consequential and significant and/or permanent personal injuries, medical bills, various costs and expenses, emotional distress, lost wages and/or pain and suffering.

6. In addition, the plaintiff has and shall be restricted and/or prevented from pursuing her usual activities, occupations and employments.

7. The plaintiff has met any and all requirements for proceedings with this action including any qualifying injuries and/or conditions and thresholds as may be required under law.

WHEREFORE, the plaintiff, ROBYN ALEXANDER, hereby demands judgment against Defendants, KMART, CORPORATION, HUFFY SERVICE FIRST, SHAINCO, CORPORATION, and JOHN DOE(S)(1-100), individually, jointly, severally and in the alternative, for damages, fees, interest and costs, and such other and further relief as may seem just and proper to the Court.

COUNT TWO

1. The plaintiff repeats and incorporates all of the allegations of the preceding count as if the same were set forth at length herein.

2. The aforesaid accident, injuries and damages were directly and proximately caused by the aforesaid product and/or its component parts, and/or the manufacture and/or assembly of the product and its components, and the defendants aforesaid are liable under products liability theories and/or strict liability tort, including but not limited to N.J.S.A. 2A:58C-1, et seq., in that, among other reasons, said product(s) was defective, dangerous and/or not reasonably fit, suitable or safe for its intended and foreseeable purpose(s), and/or was defectively designed and/or manufactured and/or assembled and/or failed to contain adequate warning or instructions and/or was further defective or improper.

WHEREFORE, the plaintiff, ROBYN ALEXANDER, hereby demands judgment against Defendants, KMART, CORPORATION, HUFFY SERVICE FIRST, SHAINCO, CORPORATION, and JOHN DOE(S)(1-100), individually, jointly, severally and in the alternative, for damages, fees, interest and costs, and such other and further relief as may seem just and proper to the Court.

COUNT THREE

1. The plaintiffs repeat and incorporate all of the allegations of the preceding counts as if the same were set forth at length herein.

2. The plaintiff, MICHAEL BARFORD, has been and is the husband of the plaintiff, ROBYN ALEXANDER.

3. As a result of the injuries and damages suffered by his wife as aforesaid, the plaintiff, MICHAEL BARFORD, has and will in the future suffer the loss of usual services and consortium of his wife, has been required to provide special care and services to her, and

to undergo costs and expense in his endeavor to help cure her of her injuries.

WHEREFORE, plaintiff, MICHAEL BARFORD, hereby demands judgment against Defendants, KMART, CORPORATION, HUFFY SERVICE FIRST, SHAINCO, CORPORATION, and JOHN DOE(S)(1-100), individually, jointly, severally and in the alternative, for damages, fees, interest and costs and such other and further relief as may seem just and proper to the court.

JURY DEMAND

The plaintiffs hereby demand trial by jury.

DESIGNATION OF TRIAL COUNSEL

Pursuant to the provision of R.4:25-4, notice is given that David H. Lande, Esquire, is hereby designated as trial counsel.

DEMAND FOR DISCOVERY

Pursuant to R.4:17-1(b), demand is hereby made for each defendant to provide answers to Form C and Form C(4) of Appendix II of the New Jersey Court Rules and to the attached Supplemental Interrogatories and Demand for Production of Documents.

CERTIFICATION

This is to certify that this matter is not the subject of any other pending action in any court, or of any pending arbitration proceeding, or other action of arbitration proceeding currently, nor is one contemplated. There are no other parties, presently known, who should be joined as part of this action.

DATED: 12/5/01

DAVID H. LANDE, ESQUIRE