

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

IN RE:) Chapter 11
)
KMART CORPORATION,) Case No. 02 B 2474
)
Debtor.) Hon. Susan Pierson Sonderby

NOTICE OF MOTION

TO: Attached Service List

PLEASE TAKE NOTICE THAT on February 3, 2009, at 10:00 a.m., I shall appear before the Honorable Judge Susan Pierson Sonderby, or any other judge sitting in her stead, in Room 642, 219 South Dearborn Street, Chicago, Illinois, and request a hearing on Gregory K. Stern and Monica C. O'Brien's Motion for Withdrawal of Registration from *In Re Kmart Corporation*, a copy of which is attached hereto and thereby served upon you.

CERTIFICATE OF SERVICE

I, the undersigned, an attorney, hereby state that pursuant to Section II, B, 4 of the Administrative Procedures for the Case Management/Electronic Case Filing System, I caused a copy of the foregoing NOTICE OF MOTION and MOTION to be served on all persons set forth on the attached Service List identified as Registrants through the Court's Electronic Notice for Registrants on the 23rd day of January, 2009.

/s/ Gregory K. Stern

Gregory K. Stern

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Monica C. O'Brien (Atty. ID #6216626)
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SERVICE LIST

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**MOTION FOR WITHDRAWAL OF REGISTRATION FROM
IN RE KMART CORPORATION**

Now come Gregory K. Stern and Monica C. O'Brien ("Counsel"), Registrants in the Instant Case, by and through their attorney, Gregory K. Stern, and in support of their Motion for Withdrawal of Registration from In Re Kmart Corporation, state as follows:

1. Counsel are properly licensed attorneys who at all relevant times have been employed by the law firm of Gregory K. Stern, P.C.
2. On April 2, 2004, Monica C. O'Brien became attorney of record for Jose Izabal, Jr., a creditor in *In Re Kmart Corporation* (the "Instant Case").
3. On July 7, 2004, Monica C. O'Brien became attorney of record for Luz Argentinia Araica, a creditor in the Instant Case.
4. On January 11, 2005, Monica C. O'Brien became attorney of record for Leroy Thomas Holt, a creditor in the Instant Case.
5. On December 29, 2006, Gregory K. Stern became attorney of record for Lottie Dodson, a creditor in the Instant Case.
6. Counsel's representation of Izabal, Araica, Holt and Dodson (the "Clients"), in the Instant Case was concluded on September 28, 2007, and Counsel are desirous of having their names removed as Registrants in the Instant Case.
7. Pursuant to Rule 1.II.B.6 of the Administrative Procedures for the Case

Management/Electronic Case Filing System of United State Bankruptcy Court for the Northern District of Illinois, as amended through December 16, 2008, allows a Registrant who has filed documents in a particular case to be excused from the requirements of 1.II.B.

WHEREFORE, Gregory K. Stern and Monica C. O'Brien pray that this Court enter an order withdrawing the registration of Gregory K. Stern and Monica C. O'Brien and for such other further relief as this Court deems just.

By: /s/ Gregory K. Stern
Gregory K. Stern, Attorney for Creditor

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