

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

In re:

KMART CORPORATION,

Debtor.

Chapter 11

Case No. 02 B 02474

Honorable Susan Pierson Sonderby

Hearing Date: March 17, 2009

Hearing Time 11:00 a.m.

**ORDER GRANTING MOTION OF KMART CORPORATION FOR ORDER  
AUTHORIZING DISTRIBUTION ON CLAIM OF EDWARD TOY AS FILED AND AS  
TO RESPONSE OF KMART TO EDWARD TOY'S MOTION TO VACATE  
DISALLOWING OF CLAIMS OF CERTAIN PERSONAL INJURY**

Kmart Corporation having moved for an Order Authorizing Distribution on the Claim of Edward Toy, claim no. 23114, and responded to Edward Toy's Motion to Vacate Disallowing of Claims of Certain Personal Injury, and the Court having conducted a hearing on the motion;

IT IS HEREBY ORDERED that the pre-petition unsecured claim of Edward Toy, claim no. 23114, shall be allowed as a Class 7 claim in the amount of \$25,000, which will receive a distribution of \$1,562.50, and the Motion of Edward Toy to Vacate Disallowing of Claims of Certain Personal Injury is thereby denied as moot.

Date: March 17, 2009

  
United States Bankruptcy Judge