

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In re

KMART CORPORATION, *et al*,

Debtor.

Chapter 11

Case No. 02 B 02474
(Jointly Administered)

Hon. Susan Pierson Sonderby

Hearing Date: March 3, 2010
Hearing Time: 11:00 a.m.

FINAL DECREE CLOSING CASE OF KMART CORPORATION

Upon Kmart Corporation's ("Kmart") Motion for Entry of a Final Decree Closing Case and for Relief from Local Bankruptcy Rule 3022-1 (the "Motion"); and it appearing that this Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and it appearing that this proceeding is a core proceeding pursuant to U.S.C. § 157; and the Court being satisfied that the estate of Kmart has been fully administered within the meaning of Section 350 of the Bankruptcy Code; and due and proper notice of the Motion having been given; and after due deliberation and sufficient cause appearing therefore, it is **HEREBY ORDERED**:

1. The bankruptcy case of Kmart Corporation, case no. 02-02474, shall be closed as provided for in Bankruptcy Rule 3022, effective as of the date of this order.
2. Notice of the Motion as actually provided is sufficient and the requirements of Rule 3022-1 of the Local Rules of the United States Bankruptcy Court Northern District of Illinois are satisfied by such notice.
3. This Court retains jurisdiction with respect to all matters arising from or related to the implementation of this order.
4. Conversion of contested matters to adversary proceedings:

(i) The Clerk shall open an adversary proceeding with the caption Beulah Johnson v. Kmart Corporation, and shall cause to be docketed in such adversary proceeding the filings in the main bankruptcy case listed on Exhibit A hereto;

(ii) The Clerk shall open an adversary proceeding with the caption Global Property Services, Inc. v. Kmart Corporation and shall cause to be docketed in such adversary proceeding the filings in the main bankruptcy case listed on Exhibit B hereto;

(iii) The Clerk shall open an adversary proceeding with the caption United States v. Kmart Corporation. Upon the opening of the adversary proceeding, Kmart shall file in the adversary proceeding copies of the following claims: 29716, 39429, 44457, 45644, 46712, 45056 and 37637 and copies of any objections to such claims.

5. General provisions applicable to all converted contested matters:

(i) Upon the opening of an adversary proceeding as provided in this Order, Kmart shall provide all parties to the proceeding with the case number for the proceeding;

(ii) The contested matters that have been converted to adversary proceedings shall continue to be treated in all respects as contested matters rather than adversary proceedings, including, without limitation, that Fed. R. Bankr. P. 3007, 9013 and 9014 shall continue to apply to such matters;

(iii) There shall be no substantive or procedural prejudice to the rights of any party as a result of the conversion of contested matters to adversary proceedings. The inclusion of a pleading or proof of claim among items to be docketed in an adversary proceeding shall not be deemed an admission by any party as to the validity of the pleading or claim; and

(iv) Any party to a converted contested matter may designate additional pleadings in the main case, or proofs of claims filed in the main case or in the case of an affiliate,

to be included in the adversary proceeding by filing in the adversary proceeding a copy of the pleading or claim which shall be attached to a Notice of Filing that contains the case number of the adversary proceeding.

6. The discharge injunction provisions of the Kmart Plan of Reorganization, of the order confirming the Kmart Plan of Reorganization, and of 11 U.S.C. §524 (collectively, the “Discharge Injunctions”), are modified to permit any claimant who filed a proof of claim for a personal injury or wrongful death claim against Kmart to obtain from an appropriate non-bankruptcy court a determination of Kmart’s liability with respect to the claim. Kmart shall serve on any claimant who has not previously obtained relief from the Discharge Injunctions a notice in the form attached hereto as Exhibit C. Notwithstanding the foregoing, the provisions of the Kmart Plan of Reorganization governing the treatment of any such personal injury or wrongful death claim shall remain in full force and effect and the Discharge Injunctions shall remain in full force and effect as to any judgment, award, or settlement obtained on such a claim.

7. Kmart shall serve on any person that has not claimed a distribution on its Class 5 claim a Notice in the form attached hereto as Exhibit D and, in accordance with the Notice and 11 U.S.C. §§347(b) and 1143, any shares not timely claimed shall revert to Kmart.

Chicago, Illinois

Dated: _____, 2010

Susan Pierson Sonderby
United States Bankruptcy Judge

Exhibit A

DOCKET ENTRIES FOR CLAIM OF BEULAH JOHNSON

06/16/2003 #13071 Notice of Motion and Objection to Claim # (Seventh Omnibus) Filed by John Butler, Jr on behalf of Kmart Corporation, Hearing scheduled for 7/15/2003 at 10:00 AM at 219 South Dearborn, Courtroom 642. (Attachments: # (1) Exhibit # (2) Exhibit # (3) Exhibit # (4) Exhibit) (Marola, Rosalie)

06/16/2003 #13073 Notice of Motion and Objection to Claim # Tenth Omnibus Filed by John Butler, Jr on behalf of Kmart Corporation . Hearing scheduled for 7/15/2003 at 10:00 AM at 219 South Dearborn, Courtroom 642. (Attachments: # (1) Exhibit) (Marola, Rosalie)

07/07/2003 #14455 Response to Objections to Claims Filed by Beulah Johnson. (Green, Josephine)

08/03/2003 #15712 Order Re: Disallowing and Expunging or Otherwise Reducing or Reclassifying Certain Claims Set Forth in the Seventh Omnibus Obejction (RE: [13071](#)). Signed on 7/30/2003 (Attachments: # [1](#) Exhibit # [2](#) Exhibit # [3](#) Exhibit # [4](#) Exhibit # [5](#) Exhibit) (Green, Josephine) (Entered: 08/03/2003)

07/31/2003 #15715 Order Re: Disallowing and Expunging or Otherwise Reducing or Reclassifying Certain Claims Set Forth in the Tenth Omnibus Objection (RE: [13073]). Signed on 7/31/2003 (Attachments: # (1) Exhibit # (2) Exhibit) (Green, Josephine)

01/07/2009 #31854 Notice and Certificate of Service of Status Hearing on Kmart Corporation's Objection to Claim No. 46097 of Beulah Johnson Filed by William J. Barrett on behalf of Kmart Corporation. (Barrett, William)

05/20/2009 #31958 Notice of Motion and Motion to Approve Order Applying Bankruptcy Rules 7008 and 7012 to Contested Matter on Claim of Beulah D. Johnson Filed by William J. Barrett on behalf of Kmart Corporation. Hearing scheduled for 6/16/2009 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Proof of Claim #46097# (2) Proposed Order)(Barrett, William)

09/16/2009 #32096 Response to order granting Kmart's motion for order applying bankruptcy rules 7008 and 7012 to contest matter on claim of Beulah D Johnson be denied. Filed by Beulah D Johnson (Marola, Rosalie)

10/20/2009 #32117 Objection to (related document(s): [32096] Response) Filed by William J. Barrett on behalf of Kmart Corporation (Barrett, William)

11/05/2009 #32135 Statement of Claims of Beulah D Johnson Filed by Beulah D Johnson (Marola, Rosalie)

Exhibit B

DOCKET ENTRIES FOR CLAIM OF GLOBAL PROPERTY SERVICES, INC.

12/12/2003 #19680 Notice of Motion and Eighteenth Omnibus Objection to Claims Filed by Andrew Goldman on behalf of Kmart Corporation . Hearing scheduled for 1/13/2004 at 10:00 AM at 219 South Dearborn,Courtroom 642, Chicago, Illinois 60604. (Attachments: #(1) Exhibit # (2) Exhibit # (3) Exhibit # (4) Exhibit # (5) Exhibit # (6) Exhibit # (7) Exhibit # (8) Exhibit) (Green, Josephine)

01/05/2004 #20053 Response of Global Property Services Inc Filed by David A Newby (RE: [19680] Motion Objecting to Claim,). (Green, Josephine)

01/05/2004 20054 Notice of Filing Filed by David A Newby (RE: [20053] Response). (Green, Josephine)

02/09/2004 #20726 Order Disallowing and Expunging or Otherwise Reducing or Reclassifying Certain Claims Set Forth in the Eighteenth Omnibus Objection. Signed on 2/9/2004 (Attachments: # (1) Exhibit # (2) Exhibit # (3) Exhibit # (4) Exhibit # (5) Exhibit # (6) Exhibit # (7) Exhibit) (Green, Josephine)

02/02/2004 #20650 Notice of Motion and Reorganized Debtors Nineteenth Omnibus Objection to Claims (Certain Claims) Filed by Andrew Goldman on behalf of Kmart Corporation. Hearing scheduled for 3/15/2004 at 10:00 AM at 219 South Dearborn, Courtroom 1725, Chicago, Illinois 60604. (Green, Josephine) Additional attachment(s) added on 2/3/2004 (Green, Josephine). Additional attachment(s) added on 2/4/2004 (Green, Josephine).

03/05/2004 #21577 Response to (related document(s): [20650] Motion Objecting to Claim) Filed by David A Newby on behalf of Global Property Services Inc (Carroll, Dorothy)

03/05/2004 21578 Notice of Filing Filed by David A Newby on behalf of Global Property services Inc (RE: [21577] Response). (Carroll, Dorothy)

03/10/2004 23207 Notice of Filing Re Affidavit of Donald Brock In Support of the Response of Global Property Services Inc Filed by David A Newby (Green, Josephine)

04/01/2004 #23514 Order Disallowing and Expunging or Otherwise Reducing or Reclassifying Certain Claims (RE: [20650] Motion Objecting to Claim,). Signed on 4/1/2004 (Attachments: # (1) Exhibit # (2) Exhibit # (3) Exhibit # (4) Exhibit # (5) Exhibit # (6) Exhibit# (7) Exhibit # (8) Exhibit # (9) Exhibit # (10) Exhibit # (11) Exhibit # (12) Exhibit # (13) Exhibit # (14) Exhibit # (15) Exhibit # (16) Exhibit # (17) Exhibit # (18) Exhibit # (19)Exhibit # (20) Exhibit # (21) Exhibit) (Green, Josephine)

04/13/2004 23791 Order RE: Amended Order Disallowing and Expunging or Otherwise Reducing or Reclassifying Certain Claims set forth in the Nineteenth Omnibus Objection .

Signed on 4/13/2004 (Riddick, Debbie) Additional attachment(s) added on 4/14/2004 (Riddick, Debbie).

03/29/2005 #27977 Motion to Appear Pro Hac Vice Filed by Richard A Samdal on behalf of Global Property Services Inc . (Green, Josephine)

04/19/2005 28221 Amended Order Scheduling . Discovery due by 9/14/2005. Pre-Trial Hearing set for 3/21/2006 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. Signed on 4/19/2005 (Green, Josephine)

07/11/2005 28780 Order and Stipulation Compelling Discovery. Signed on 7/11/2005 (Green, Josephine)

08/01/2005 #28896 Subpoena to Witness Filed by David A. Newby on behalf of Global Property Services Inc. (Newby, David)

08/08/2005 28909 Change of Name and or Address for David A. Newby To: Johnson & Newby, LLC; 39 S. LaSalle St., Suite 820; Chicago, IL 60603 Filed by David A. Newby on behalf of Global Property Services Inc. (Newby, David)

08/18/2005 28955 Notice of Motion and Motion to Approve Requiring Further Pleadings to Identify Contested Issues Re Claims of Global Property Services, Inc. Filed by William J. Barrett on behalf of Kmart Corporation. Hearing scheduled for 9/20/2005 at 10:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Proposed Order) (Barrett, William)

09/23/2005 #29105 Statement Claims of Global Property Services, Inc. Filed by David A. Newby on behalf of Global Property Services Inc. (Attachments: # (1) Exhibit A# (2) Exhibit B# (3) Exhibit C# (4) Exhibit D# (5) Exhibit E# (6) Exhibit F) (Newby, David)

09/23/2005 #29106 Notice of Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [29105] Statement). (Newby,David)

10/04/2005 #29141 Order and Stipulation Re Pretrial Procedures for the Hearing on the Objection to the Claims of Global Property Services Inc .Signed on 10/4/2005 (Green, Josephine)

10/07/2005 29146 Response to (related document(s): [29105] Statement) Filed by William J. Barrett on behalf of Kmart Corporation (Barrett, William)

10/07/2005 29147 Notice of Filing Filed by William J. Barrett on behalf of Kmart Corporation (RE: [29146] Response). (Barrett, William)

10/31/2005 #29237 Order and Stipulation Re Pretrial Procedures for the Hearing on the Objection to Claims of Global Property Services, Inc .signed on 10/31/2005 (Riddick, Debbie)

10/31/2005 #29239 Certificate of Service on Creditor Global Property Services Inc Notice of Taking Deposition of Kmart Corp and Notice of Taking Deposition of Bill Ellis Filed by . (Riddick, Debbie) Additional attachment(s) added on 11/1/2005 (Riddick, Debbie). Modified on 11/1/2005 to correct pdf(Riddick, Debbie).

03/06/2006 #29616 Certificate of Service Second Requests for Admission, Fourth Set of Interrogatories and Third Requests for Production upon George R Mesires Filed by Teresa M Garber on behalf of Global Property Services Inc . (Green, Josephine)

03/07/2006 #29617 Notice of Motion and Motion to Exceed Page Limitation Filed by David A. Newby on behalf of Global Property Services Inc. Hearing scheduled for 3/21/2006 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1)Proposed Order) (Newby, David)

03/07/2006 #29619 Notice of Motion and Motion For Sanctions against Kmart Corp. Filed by David A. Newby on behalf of Global Property Services Inc. Hearing scheduled for 3/21/2006 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) roposed Order # (2) Brief in Support# (3) Exhibit A# (4) Exhibit B# (5) Exhibit C# (6) Exhibit D# (7) Exhibit E# (8) Exhibit F# (9) Exhibit G# (10) Exhibit H# (11) Exhibit I# (12) Exhibit J# (13) Exhibit K# (14) Exhibit L# (15) Exhibit M# (16) Exhibit N# (17) Exhibit O# (18) Exhibit P# (19) Exhibit Q# (20) Exhibit R# (21) Exhibit S# (22) Exhibit T# (23) Exhibit U# (24) Exhibit V# (25) Exhibit W) (Newby, David)

03/14/2006 #29645 Notice of Motion and Motion to Compel Global Property Services, Inc. to to (I) Produce Witnesses for Deposition; (ii) Disclose Information Required by Rule 26(A); (III) Answer Interrogatories Filed by George R Mesires on behalf of Kmart Corporation.Hearing scheduled for 3/21/2006 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Exhibit 1# (2) Exhibit 2# (3) Exhibit 3# (4) Exhibit 4# (5) Exhibit 5# (6) Exhibit 6# (7) Exhibit 7# (8) Exhibit 8# (9) Exhibit 9# (10) Exhibit 10# (11) Exhibit 11# (12) Exhibit 12# (13) Exhibit 13# (14) Exhibit 14# (15) Exhibit 15# (16) Exhibit 16) (Mesires, George)

03/17/2006 29658 Notice of Motion and Motion to Exceed Page Limitation Filed by George R Mesires on behalf of Kmart Corporation. Hearing scheduled for 3/21/2006 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) ProposedOrder) (Mesires, George)

03/17/2006 29659 Response to (related document(s): [29619] Motion for Sanctions)Filed by George R Mesires on behalf of Kmart Corporation (Attachments: # (1) Exhibit 1# (2) Exhibit 2# (3) Exhibit 3) (Mesires, George)

03/17/2006 29660 Notice of Filing Filed by George R Mesires on behalf of Kmart Corporation (RE: [29659] Response). (Mesires, George)

03/20/2006 29662 Response in Opposition to (related document(s): [29645] Motion to Compel) Filed by David A. Newby on behalf of Global Property Services Inc (Attachments: # (1) Exhibit A) (Newby, David)

03/20/2006 29663 Notice of Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [29662] Response). (Newby, David)

03/21/2006 29669 Hearing Continued (RE: [29645] Motion to Compel[29619] Motion for Sanctions, ,). Hearing scheduled for 4/12/2006 at 02:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

03/21/2006 29670 Order Granting Motion For Sanctions (Related Doc # [29619]). Signed on 3/21/2006. (Marola, Rosalie)

03/21/2006 29671 Final Pretrial Trial Order . Pretrial Statement due by: 4/5/2006. Trial date set for 4/12/2006 at 02:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. Signed on 3/21/2006 (Marola, Rosalie)

03/21/2006 29672 Order Granting Motion to Exceed Page Limitation (Related Doc #[29617]). Signed on 3/21/2006. (Marola, Rosalie)

03/27/2006 29689 Brief In Support of Production of Personnel File Filed by David A. Newby on behalf of Global Property Services Inc. (Attachments: # (1) Exhibit A# (2) Exhibit B# (3)Exhibit C# (4) Exhibit D# (5) Exhibit E# (6) Exhibit F) (Newby, David)

03/27/2006 29690 Notice of Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [29689] Brief). (Newby, David)

04/06/2006 29725 Joint Pretrial Statement Filed by George R Mesires on behalf of Kmart Corporation (Mesires, George)

04/07/2006 29728 Reply to (related document(s): [29659] Response) Filed by David A.Newby on behalf of Global Property Services Inc (Attachments: # (1) Exhibit A# (2) Exhibit B# (3) Exhibit C# (4) Exhibit D# (5) Exhibit E# (6) Exhibit F# (7) Exhibit G# (8) ExhibitH) (Newby, avid)

04/07/2006 29729 Notice of Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [29728] Reply,). (Newby, David)

04/13/2006 29786 Hearing Continued . Trial date set (re: motion of Global Property Services fr sanctions against Kmart Corp.) for 4/25/2006 at 01:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. Continued Trial date set for 4/26/2006 at 01:00 PMat 219 South earborn, Courtroom 642, Chicago, Illinois 60604. Continued Trial date set for 4/27/2006 at 01:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

04/13/2006 29787 Hearing Continued (RE: [29645] Motion to Compel). Hearing scheduled for 4/25/2006 at 01:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

04/19/2006 29808 Supplemental Brief in Support to (related document(s): [29689] Brief) Filed by David A. Newby on behalf of Global Property Services Inc (Newby, David)

04/19/2006 29809 Notice of Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [29808] Brief). (Newby, David)

04/21/2006 29813 Amended Pretrial Statement Filed by George R Mesires on behalf of Kmart Corporation (RE: [29725] Pretrial Statement). (Mesires, George)

04/24/2006 29814 Notice of Motion and Motion to Bar Expert Testimony Concerning the Motion of Global Property Services for Sanctions and to Compel Discovery. Filed by William J. Barrett on behalf of Kmart Corporation. Hearing scheduled for 4/25/2006 at 01:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Exhibit A# (2) Exhibit B) (Barrett, William)

04/24/2006 29820 Response in Opposition to (related document(s): [29808] Brief) Filed by George R Mesires on behalf of Kmart Corporation (Mesires, George)

04/24/2006 29821 Notice of Filing 29820 Filed by George R Mesires on behalf of Kmart Corporation (RE: [29820] Response). (Mesires, George)

04/27/2006 29835 Hearing Continued . Closing arguments re:(motion of Global Property Services for sanctions against Kmart Corp. scheduled for 5/19/2006 at 10:00 AM at 219 South Dearborn, Courtroom 642,Chicago, Illinois 60604. (Jacobs, Karen)

04/27/2006 29836 Hearing Continued (RE: [29645] Motion to Compel,). Hearing scheduled for 5/19/2006 at 10:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

04/27/2006 29850 Order Scheduling . Global's Motion for Sanctions for Spoilation Continued Trial date set for 4/25/2006 at 01:00 PM . Continued Trial date set for 4/26/2006 at 01:00 PM . Continued Trial date set for 4/27/2006 at 01:00 PM . Reply due on or before 4/21/2006. Pre-trial Statement due on or before 4/21/2006. (RE: Entry # [26919](#)) Signed on 4/27/2006 (Lyon, Peggy) Modified on 5/3/2006 to relate to entry # [26919](#) (Carroll, Dorothy). (Entered: 05/01/2006)

04/27/2006 29850 Order Scheduling . Global's Motion for Sanctions for Spoilation Continued Trial date set for 4/25/2006 at 01:00 PM . Continued Trial date set for 4/26/2006 at 01:00 PM . Continued Trial date set for 4/27/2006 at 01:00 PM . Reply due on or before 4/21/2006. Pre-trial Statement due on or before 4/21/2006. (RE: Entry # [26919]) Signed on 4/27/2006 (Lyon,Peggy) Modified on 5/3/2006 to relate to entry #[26919](Carroll, Dorothy).

06/08/2006 29932 Proposed Findings of Fact and Conclusions of Law Filed by David A. Newby on behalf of Global Property Services Inc. (Newby, David)

06/08/2006 29933 Notice of Filing Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [29932] Proposed Findings of Fact and Conclusions of Law). (Newby, David)

06/08/2006 29934 Notice of Motion and Motion to Exceed Page Limitation Filed by George R Mesires on behalf of Kmart Corporation. Hearing scheduled for 6/15/2006 at 02:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) ProposedOrder) (Mesires, George)

06/08/2006 29935 Proposed Findings of Fact and Conclusions of Law Filed by George R Mesires on behalf of Kmart Corporation. (Mesires, George)

06/08/2006 29936 Notice of Filing 29935 Filed by George R Mesires on behalf of Kmart Corporation (RE: [29935] Proposed Findings of Fact and Conclusions of Law). (Mesires, George)

06/09/2006 29937 Hearing Continued . Closing Arguments (re: motion of Global Property Services for sanctions against Kmart) scheduled for 6/15/2006 at 02:00 PM at 219 South Dearborn, Courtroom 642,Chicago, Illinois 60604. (Jacobs, Karen)

06/09/2006 29938 Hearing Continued (RE: [29645] Motion to Compel) Hearing scheduled for 6/15/2006 at 02:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

06/09/2006 29939 Notice of Motion and Motion to Exceed Page Limitation Filed by David A. Newby on behalf of Global Property Services Inc. Hearing scheduled for 6/15/2006 at 02:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1)Proposed Order) (Newby, David)

06/15/2006 29958 Hearing Continued. Closing Arguments (re:motion of Global Property Services for sanctions against Kmart) (Nelson, Freddie)

06/15/2006 29959 CORRECTIVE ENTRY to reflect correct document number and to reflect date and time of hearing scheduled for 7/7/2006 at 10:00 a.m. 219 South Dearborn, Courtroom 642 (RE: [29937] Closing Arguments (re:motion of Global property Services for sanctions against Kmart) Hearing (Bk Other) (Nelson, Freddie)

06/15/2006 29960 Hearing Continued (RE: [29645] Compel,). Hearing Scheduled for 07/07/2006 at 10:15 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Nelson,Freddie)

06/15/2006 29962 Order Granting Motion to Exceed Page Limitation (Related Doc #[29939]). Signed on 6/15/2006. (Pruitt, Debra)

06/15/2006 29963 Order Granting Motion to Exceed Page Limitation (Related Doc #[29934]). Signed on 6/15/2006. (Lyon, Peggy)

07/07/2006 30007 Hearing Continued . Hearing (re: motion of Global Properties for sanctions against Kmart) scheduled for 7/7/2006 at 10:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

07/07/2006 30061 Order Scheduling (RE: [29645] Motion to Compel). Hearing scheduled for 8/30/2006 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. Signed on 7/7/2006 (Marola, Rosalie)

07/07/2006 30062 Order Withdrawing as moot Motion To Bar (Related Doc # [29814]).Signed on 7/7/2006. (Marola, Rosalie)

08/01/2006 30106 Notice of Motion and Motion for Entry of Order To Reopen Record to Admit Newly Discovered Evidence Filed by David A. Newby on behalf of Global Property Services Inc. Hearing scheduled for 8/15/2006 at 10:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Brief in Support of Motion to Reopen Record# (2) Exhibit A# (3) Exhibit B# (4) Exhibit C# (5) Proposed Order) (Newby, David)

08/03/2006 30113 Response in Opposition to (related document(s): [29935] Proposed Findings of Fact and Conclusions of Law) Filed by David A. Newby on behalf of Global Property Services Inc (Attachments: # (1) Volume 2) (Newby, David)

08/03/2006 30114 Notice of Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [30113] Response). (Newby, David)

08/03/2006 30115 Response in Opposition to (related document(s): [29932] Proposed Findings of Fact and Conclusions of Law) Filed by George R Mesires on behalf of Kmart Corporation (Mesires, George)

08/03/2006 30116 Notice of Filing 30115 Filed by George R Mesires on behalf of Kmart Corporation. (Mesires, George)

08/14/2006 30129 Notice of Motion and Motion to Strike Creditor Global Property Services, Inc.'s Motion to Reopen the Record to Admit Newly Discovered Evidence (and Supporting Memorandum) Filed by George R Mesires on behalf of Kmart Corporation. Hearing scheduled for 8/15/2006 at 10:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Exhibit 1# (2) Exhibit 2# (3) Exhibit 3# (4) Exhibit 4# (5) Exhibit 5# (6) Exhibit 6# (7) Exhibit 7# (8) Exhibit 8# (9) Exhibit 9) (Mesires, George)

08/15/2006 30130 Hearing Continued (RE: [30106] Entry,). Hearing Scheduled for 09/14/2006 at 02:00 PM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Beckerman,Steven)

08/15/2006 30131 Hearing Continued (RE: [30129] Strike,). Hearing Scheduled for 09/14/2006 at 02:00 PM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Beckerman,Steven)

08/15/2006 30132 Order Scheduling 1)KMart;s Motion to Strick Filed 08/14/06 Stand as a Response to the Motion. (RE: [30129] Motion to Strike,).Global may Reply to the KMart Response. Reply due by: 8/30/2006. 3)Motion is set for Oral Argument on 09/13/06 at 02:00p.m. Signed on 8/15/2006 (Marola, Rosalie)

08/22/2006 30147 Order and Stipulation Modifying Pretrial Schedule. Signed on 8/22/2006 (Marola, Rosalie)

08/30/2006 30168 Reply in Support to (related document(s): [30106] Motion for Entry of Order) Filed by David A. Newby on behalf of Global Property Services Inc (Attachments: # (1) Exhibit A# (2) Exhibit B# (3) Exhibit C) (Newby, David) 08/30/2006 30169 Notice of Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [30168] Reply). (Newby, David)

08/30/2006 30180 Order Scheduling (RE: [29645] Motion to Compel,). Hearing continued on 10/17/2006 at 02:30PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604.Reply due by: 9/28/2006 Responses due by 9/19/2006. Signed on 8/30/2006 (Marola, Rosalie)

09/05/2006 30183 Notice of Motion and Motion to Compel Global Property Services, Inc. to to Produce Electronic Documents in Native, Electronic Format Filed by George R Mesires on behalf of Kmart Corporation. Hearing scheduled for 10/17/2006 at 02:30 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Proposed Order # (2) Exhibit A# (3) Exhibit B# (4) Exhibit C# (5) Exhibit D# (6) Exhibit E) (Mesires, George)

09/05/2006 30184 Appearance Filed by Beth A. Alcantar on behalf of Global Property Management. (Alcantar, Beth)

09/05/2006 30185 Appearance Filed by Beth A. Alcantar on behalf of Brock Sweeping, Inc. (Alcantar, Beth)

09/05/2006 30186 Appearance Filed by David A. Newby on behalf of Brock Sweeping, Inc. (Newby, David)

09/05/2006 30187 Notice of Motion and Motion to Quash Subpoena Filed by David A. Newby on behalf of Brock Sweeping, Inc.. Hearing scheduled for 10/4/2006 at 10:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Proposed Order)(Newby, David)

09/05/2006 30188 Appearance Filed by David A. Newby on behalf of Global Property Management. (Newby, David)

09/05/2006 30189 Notice of Motion and Motion to Quash Subpoena Filed by David A. Newby on behalf of Global Property Management. Hearing scheduled for 10/4/2006 at 10:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Proposed Order) (Newby, David)

09/13/2006 30219 Appearance Filed by Cindy M. Johnson on behalf of Global Property Services Inc. (Johnson, Cindy)

09/19/2006 30228 Response in Opposition to (related document(s): [30183] Motion to Compel,) Filed by David A. Newby on behalf of Global Property Services Inc (Attachments: # (1) Exhibit A# (2) Exhibit B) (Newby, David)

09/19/2006 30229 Notice of Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [30228] Response). (Newby, David)

09/13/2006 30219 Appearance Filed by Cindy M. Johnson on behalf of Global Property Services Inc. (Johnson, Cindy)

09/19/2006 30228 Response in Opposition to (related document(s): [30183] Motion to Compel) Filed by David A. Newby on behalf of Global Property Services Inc (Attachments: # (1) Exhibit A# (2) Exhibit B) (Newby, David)

09/19/2006 30229 Notice of Filing Filed by David A. Newby on behalf of Global Property Services Inc (RE: [30228] Response). (Newby, David)

09/28/2006 30256 Reply to (related document(s): [30228] Response) Filed by George R Mesires on behalf of Kmart Corporation (Attachments: # (1) Exhibit A# (2) Exhibit B) (Mesires, George)

09/26/2006 30258 Order Denying Motion for Entry of Order for reasons stated in open court.(Related Doc # [30106]). Signed on 9/26/2006.(Marola, Rosalie)

10/04/2006 30269 Order Scheduling (RE: [30187] Motion to Quash) Memorandum due by 10/18/2006.Reply due by: 11/8/2006 Responses due by 11/1/2006. Status hearing to be held on 11/21/2006 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604.Signed on 10/4/2006 (Seamann, Pamela)

10/18/2006 30308 Brief In Support of Motions to Quash Subpoenas Filed by Donald A. Snide on behalf of Brock Sweeping, Inc., Global Property Management. (Attachments: # (1) Exhibit 1 Subpoena to GPM# (2) Exhibit 2 Subpoena to Brock Sweeping# (3) Exhibit 3 GPM Motion to Quash# (4) Exhibit 4 Brock Motion to Quash) (Snide, Donald)

10/18/2006 30311 Notice of Filing Filed by Donald A. Snide on behalf of Brock Sweeping, Inc., Global Property Management (RE: [30308] Brief).(Snide, Donald)

11/01/2006 30372 Motion to Appear Pro Hac Vice Filed by William Eugene Rohn on behalf of Global Property Services Inc. (Marola, Rosalie)

11/08/2006 30391 Response to (related document(s): [30187] Motion to Quash,, [30189] Motion to Quash,) Filed by George R Mesires on behalf of Kmart Corporation (Attachments: # (1) Exhibit A# (2) Exhibit B# (3) Exhibit C# (4) Exhibit D# (5) Exhibit E# (6) Exhibit F# (7) Exhibit G# (8) Exhibit H# (9) Exhibit I (Part 1)# (10) Exhibit I (Part 2)# (11) Exhibit I (Part 3)# (12) Exhibit I (Part 4)# (13) Exhibit J (Part 1)# (14) Exhibit J (Part 2)# (15) Exhibit J (Part 3)# (16) Exhibit J (Part 4)# (17) Exhibit K# (18) Exhibit L (Part 1)# (19) Exhibit L (Part 2)# (20) Exhibit L (Part 3)# (21) Exhibit L (Part 4)# (22) Exhibit L (Part 5)# (23) Exhibit L (Part 6)# (24) Exhibit L (Part 7)# (25) Exhibit L (Part 8)# (26) Exhibit M) (Mesires, George)

11/08/2006 30392 Notice of Filing Filed by George R Mesires on behalf of Kmart Corporation (RE: [30391] Response,,). (Mesires, George)

11/17/2006 30406 Reply in Support to (related document(s): [30187] Motion to Quash,, [30189] Motion to Quash,) Filed by Donald A. Snide on behalf of Brock Sweeping, Inc., Global Property Management (Attachments: # (1) Exhibit A - Affidavit of Tom Brock# (2) Exhibit B - T. Pakenas Dep. p. 10) (Snide, Donald)

11/17/2006 30407 Notice of Filing Filed by Donald A. Snide on behalf of Brock Sweeping, Inc., Global Property Management (RE: [30406] Reply).(Snide, Donald)

01/24/2007 30665 Order Granting Motion To Compel (Related Doc # [30183]). Signed on 1/24/2007. (Marola, Rosalie)

01/25/2007 30669 Order on the Court's own motion, the court corrects the statement in the 1/24/2007 oral ruling, on the Motion of Kmart Corp for Entry of Order Compelling Creditor Global Property Services Inc to Produce Electronic Documents in Native, ElectronicFormat, by changing the reference to "1:07 a.m." to "1:07" p.m. In addition,in each of the Westlaw citations, the word "note" is change to the word "page." Signed on 1/25/2007 (Marola, Rosalie)

04/11/2007 30796 Protective Order and Stipulation. Signed on 4/11/2007 (Marola, Rosalie)

07/31/2007 31071 Memorandum Opinion (RE: [29619] Motion for Sanctions) (Beemster, Greg)

07/31/2007 31072 Order Scheduling (RE: [29619] Motion for Sanctions) Order Granting in Part and Denying in Part Motion of Global Property Services for Sanctions. Status hearing to be held on 8/21/2007 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago,Illinois 60604. Signed on 7/31/2007 (Beemster, Greg)

07/31/2007 31073 Certificate of Service (RE: [31071] Memorandum Opinion, [31072] (Order Scheduling). (Beemster, Greg)

08/16/2007 31138 Stipulation and Agreed Order Scheduling (RE: [31070] Motion to Compel). Status hearing to be held on 9/11/2007 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. Signed on 8/16/2007 (Marola, Rosalie)

09/10/2007 31150 Order and Stipulation on Creditor Global Property Services, Inc.'s Motion for Sanctions for Spoliation and Violations of the Court's July 11, 2005 Order and Motion to Compel Discovery . Signed on 9/10/2007 (Beemster, Greg) Modified on 9/13/2007 to included Agreed (Walker, Valerie).

09/11/2007 31151 Hearing Continued (RE: [29619] Sanctions). Hearing Scheduled for 05/28/2008 at 10:30 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Jacobs,Karen)

09/13/2007 31154 Stipulation and Order Modifying Pretrial Schedule between Global Property Services, Inc and Kmart Corporation. Global shall disclose experts and produce report by 12/31/2007, Kmart shall disclose experts and produce report by 1/31/2008, depositions shall be completed by 2/29/2008, Motions for Summary Judgment must be filed by 3/31/2008, Discovery Cutoff 12/7/2007. Pre-Trial Conference set for 5/28/2008 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604.Reply due by: 5/23/2008 Responses due by 4/30/2008. Signed on 9/13/2007 (Riddick, Debbie)

09/27/2007 31165 Notice of Motion and Motion for Protective Order Filed by George R Mesires on behalf of Kmart Corporation. Hearing scheduled for 10/3/2007 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Exhibit A# (2) Proposed Order) (Mesires, George)

10/03/2007 31201 Order Scheduling On Motion of KMart Corp for Protective Order Docket No [31165]. Reply due by: 11/7/2007 Responses due by 10/24/2007. Status Conference to be held on 11/13/2007 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. Signed on 10/3/2007 (Marola, Rosalie)

10/24/2007 31237 Response in Opposition to (related document(s): [31165] Motion for Protective Order,) Filed by Donald A. Snide on behalf of Global Property Management, Global Property Services Inc (Attachments: # (1) Exhibit 1: Memorandum Opinion# (2) Exhibit 2:Kmart's Proposed Findings of Fact# (3) Exhibit 3: April 26 2006 Trial Transcript# (4) Exhibit 4: July 31 2007 Order# (5) Exhibit 5: August 6 2007 Sloane Email# (6) Exhibit 6: Stipulation and Order# (7) Exhibit 7: August 30 2007 Sloane Letter# (8) Exhibit 8: August 31 2007 Samdal Email) (Snide, Donald)

11/09/2007 31292 Reply in Support to (related document(s): [31165] Motion for Protective Order,, [31237] Response,,) Filed by George R Mesires on behalf of Kmart Corporation (Attachments: # (1) Exhibit A) (Mesires, George)

11/09/2007 31293 Notice of Filing Filed by George R Mesires on behalf of Kmart Corporation (RE: [31292] Reply). (Mesires, George) 11/13/2007 31294 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 12/18/2007 at 10:30 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Jacobs,Karen)

11/13/2007 31295 Order Scheduling (RE: [31165] Motion for Protective Order). SurReply due by: 12/11/2007 Status hearing to be held on 12/18/2007 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. Signed on 11/13/2007 (Marola, Rosalie)

12/11/2007 31313 Sur Reply to (related document(s): [31165] Motion for Protective Order) Filed by Donald A. Snide on behalf of Global Property Services Inc (Attachments: # (1) Exhibit 1: August 31, 2007, Email) (Snide, Donald)

12/18/2007 31324 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 01/23/2008 at 02:00 PM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Jacobs,Karen)

01/16/2008 31375 Hearing Stricken and reset to 2/13/08 at 2:00 p.m. for oral argument in courtroom 642. (RE: [31165] Motion for Protective Order). (Jacobs, Karen)

01/16/2008 31376 Hearing Continued (RE: [31165] Motion for Protective Order,) Oral argument scheduled for 2/13/2008 at 02:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs,Karen)

02/13/2008 31399 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 02/26/2008 at 02:00 PM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Jacobs,Karen)

02/26/2008 31409 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 03/17/2008 at 02:00 PM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Jacobs,Karen)

02/26/2008 31410 Agreed Order Granting Motion For Protective Order (Related Doc #[31165]). Signed on 2/26/2008.

03/18/2008 31469 Hearing Continued (RE: [31165] Motion for Protective Order,). Hearing scheduled for 4/8/2008 at 02:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

04/08/2008 31499 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 04/30/2008 at 02:00 PM at Courtroom 642 219 SouthDearborn, Chicago, IL, 60604. (Jacobs,Karen)

04/30/2008 31516 Hearing Continued (RE: [31165] Motion for Protective Order,) Hearing scheduled for 5/21/2008 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

05/21/2008 31574 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 06/04/2008 at 10:30 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Jacobs,Karen)

06/04/2008 31583 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 07/15/2008 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Jacobs,Karen)

06/04/2008 31584 Hearing Continued (RE: [29619] Sanctions). Hearing Scheduled for 07/15/2008 at 11:00 AM at Courtroom 642 219 South Dearborn,Chicago, IL, 60604. (Jacobs,Karen)

07/15/2008 31636 Hearing Continued (RE: [31165] Motion for Protective Order,) Hearing scheduled for 8/20/2008 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

08/21/2008 31667 Hearing Continued (RE: [31165] Motion for Protective Order,) Hearing scheduled for 9/24/2008 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

08/21/2008 31668 Hearing Continued (RE: [29619] Motion for Sanctions) Hearing scheduled for 9/24/2008 at 11:00 AM at 219 South Dearborn,Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

08/20/2008 31693 Order Scheduling:On Creditor Global Property Svcs Inc's Motion for Sanctions for Spoliations and Violation of the Court's 7/11/2005 Order and Motion to Compel Discovery Docket No [29619] . Hearing continued on 9/24/2008 at 11:00AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. Signed on 8/20/2008 (Marola, Rosalie)

08/20/2008 31694 Order Scheduling:KMart Corp for Protective Order Docket No [31165] Hearing continued on 9/24/2008 at 11:00AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. Signed on 8/20/2008 (Marola, Rosalie)

09/24/2008 31715 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 10/28/2008 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Green,Josephine)

09/24/2008 31716 Hearing Continued (RE: [29619] Sanctions). Hearing Scheduled for 10/28/2008 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Green,Josephine)

09/24/2008 31739 Order Scheduling On Creditor Global Property Services Inc's Motion for Sanctions for Spoliation and Violation of the Court's 7/11/05 Order and Motion to Compel Discovery Docket No [29619]. Status hearing to be held on 10/28/2008 at 11:00 AM at 219

South Dearborn, Courtroom 642, Chicago, Illinois 60604. Signed on 9/24/2008 (Marola, Rosalie)

09/24/2008 31742 Order Scheduling On Motion of KMart Corp for Protective Order Docket No [31165]. Continued Status hearing to be held on 10/28/2008 at 11:00 AM at 219 South Dearborn, Courtroom 642,Chicago, Illinois 60604. Signed on 9/24/2008 (Marola, Rosalie)

10/28/2008 31766 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 12/17/2008 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Jacobs,Karen)

10/28/2008 31767 Hearing Continued (RE: [29619] Sanctions). Hearing Scheduled for 12/17/2008 at 11:00 AM at Courtroom 642 219 South Dearborn,Chicago, IL, 60604. (Jacobs,Karen)

10/28/2008 31792 Order Scheduling On Creditor Global Property Svcs Inc's Motion for Sanctions for Spoliation & Violation of the Court's 7/11/05 Order & Motion to Compel Discovery Docket No {29619}. Hearing continued on 12/17/2008 at 11:00AM at 219 South Dearborn, Courtroom 642,Chicago, Illinois 60604. Signed on 10/28/2008 (Marola, Rosalie)

12/18/2008 31823 Hearing Continued (RE: [31165] Motion for Protective Order. Hearing scheduled for 2/4/2009 at 10:30 AM at 219 South Dearborn,Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

12/18/2008 31824 Hearing Continued (RE: [29619] Motion for Sanctions) Hearing scheduled for 2/4/2009 at 10:30 AM at 219 South Dearborn,Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

02/04/2009 31862 Hearing Continued (RE: [31165] Protective Order). Hearing Scheduled for 05/13/2009 at 10:30 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604. (Jacobs,Karen)

02/04/2009 31863 Hearing Continued (RE: [29619] Sanctions). Hearing Scheduled for 5/13/2009 at 10:30 AM at Courtroom 642 219 South Dearborn,Chicago, IL, 60604. (Jacobs,Karen)

03/19/2009 31921 Notice of Motion and Motion to Approve Order to Shift Electronic Discovery Costs (and Memorandum) Filed by George R Mesires on behalf of Kmart Corporation. Hearing scheduled for 5/13/2009 at 10:30 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Attachments: # (1) Exhibit A# (2) Exhibit B (Part 1)# (3) Exhibit B (Part 2)# (4) Exhibit B (Part 3)# (5) Exhibit C# (6) Exhibit D# (7) Exhibit E# (8) Exhibit F# (9) Exhibit G# (10) Exhibit H# (11) Exhibit I) (Mesires, George) Modified on 3/20/2009

03/20/2009 31943 Attachment(s) Proposed Order Filed by George R Mesires on behalf of Kmart Corporation (RE: [31921] Motion to Approve). (Mesires, George)

04/16/2009 31945 Response in Opposition to (related document(s): [31921] Motion to Approve) Filed by Donald A. Snide on behalf of Global PropertyServices Inc (Snide, Donald)

05/11/2009 31953 Reply to (related document(s): [31921] Motion to Approve, [31945] Response) Filed by George R Mesires on behalf of Kmart Corporation (Attachments: # (1) Exhibit A (Declaration of Thomas W. Avery) (Mesires, George)

05/13/2009 31955 Hearing Continued (RE: [31921] Motion to Approve). Oral argument scheduled for 6/10/2009 at 01:00 PM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

05/13/2009 31956 Hearing Continued (RE: [31165] Motion for Protective Order).Hearing scheduled for 6/10/2009 at 01:00 PM at 219 South Dearborn,Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

05/13/2009 31957 Hearing Continued (RE: [29619] Motion for Sanctions). Hearing scheduled for 6/10/2009 at 01:00 PM at 219 South Dearborn,Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

06/11/2009 31988 Hearing Continued (RE: [31921] Motion to Approve). Hearing scheduled for 7/15/2009 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

06/11/2009 31989 Hearing Continued (RE: [31165] Motion for Protective Order).Hearing scheduled for 7/15/2009 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

06/11/2009 31990 Hearing Continued (RE: [29619] Motion for Sanctions). Hearing scheduled for 7/15/2009 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

07/15/2009 32043 Hearing Continued (RE: [31921] Approve). Hearing scheduled for 08/12/2009 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604.. Signed on 07/15/2009. (Devine, Tina)

07/15/2009 32044 Hearing Continued (RE: [31165] Protective Order). Hearing scheduled for 08/12/2009 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604 Signed on 07/15/2009. (Devine, Tina)

07/15/2009 32045 Hearing Continued (RE: [29619] Sanctions). Hearing scheduled for 08/12/2009 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604.. Signed on 07/15/2009. (Devine, Tina)

07/24/2009 32048 Order Granting in Part, Continuing Motion to Approve (Related Doc # [31921]). Signed on 7/24/2009. (Riddick, Debbie)

07/27/2009 32049 Notice of Motion and Motion to Withdraw as Attorney Filed by David A. Newby on behalf of Global Property Services Inc. Hearing scheduled for 8/5/2009 at 11:00 AM at 219 South Dearborn,Courtroom 642, Chicago, Illinois 60604. (Newby, David)

08/12/2009 32081 Hearing Continued (RE: [31921] Motion to Approve). Hearing scheduled for 9/16/2009 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

08/12/2009 32082 Hearing Continued (RE: [31165] Motion for Protective Order). Hearing scheduled for 9/16/2009 at 11:00 AM at 219 South Dearborn, Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

08/12/2009 32083 Hearing Continued (RE: [29619] Motion for Sanctions). Hearing scheduled for 9/16/2009 at 11:00 AM at 219 South Dearborn,Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

09/04/2009 32089 Declaration Filed by George R Mesires on behalf of Kmart Corporation (RE: [31921] Motion to Approve). (Mesires, George)

09/04/2009 32090 Notice of Filing Filed by George R Mesires on behalf of Kmart Corporation (RE: [32089] Declaration). (Mesires, George)

09/17/2009 32095 Hearing Continued (RE: [31921] Motion to Approve). Hearing scheduled for 10/20/2009 at 11:00 AM at 219 South Dearborn,Courtroom 642, Chicago, Illinois 60604. (Jacobs, Karen)

10/20/2009 32119 Hearing Continued (RE: [31921] Approve). hearing scheduled for 11/03/2009 at 11:00 AM at Courtroom 642 219 South Dearborn,Chicago, IL, 60604.. Signed on 10/20/2009. (Smith, Lester)

10/20/2009 32120 Hearing Continued (RE: [31165] Protective Order). Hearing scheduled for 11/03/2009 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604.. Signed on 10/20/2009. (Smith, Lester)

10/20/2009 32121 Hearing Continued (RE: [29619] Sanctions). hearing scheduled for 11/03/2009 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604.. Signed on 10/20/2009. (Smith, Lester)

11/03/2009 32125 Hearing Continued (RE: [31921] Approve). hearing scheduled for 12/09/2009 at 11:00 AM at Courtroom 642 219 South Dearborn,Chicago, IL, 60604.. Signed on 11/03/2009. (Jacobs, Karen)

11/03/2009 32126 Hearing Continued (RE: [31165] Protective Order). Hearing scheduled for 12/09/2009 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604.. Signed on 11/03/2009. (Jacobs,Karen)

11/03/2009 32127 Hearing Continued. Status hearing to be held on 12/15/2009 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604..Signed on 11/03/2009. (Jacobs, Karen)

11/03/2009 32128 Hearing Continued (RE: [29619] Sanctions). hearing scheduled for 12/09/2009 at 11:00 AM at Courtroom 642 219 South Dearborn,Chicago, IL, 60604.. Signed on 11/03/2009. (Jacobs, Karen)

12/09/2009 32139 Hearing Continued (RE: [31921] Approve). hearing scheduled for 01/13/2010 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604.. Signed on 12/09/2009. (Jacobs, Karen)

12/09/2009 32140 Hearing Continued (RE: [31165] Protective Order). Hearing scheduled for 01/13/2010 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604.. Signed on 12/09/2009. (Jacobs, Karen)

12/09/2009 32141 Hearing Continued (RE: [29619] Sanctions). hearing scheduled for 01/13/2010 at 11:00 AM at Courtroom 642 219 South Dearborn, Chicago, IL, 60604.. Signed on 12/09/2009. (Jacobs, Karen)

01/06/2010 32157 Agreed Order and Stipulation extending time for KMart to Submit an Interim Report Concerning the Sampling of Electronic Documents. Signed on 1/6/2010 (Marola,Rosalie)

01/11/2010 32158 Interim Report Concerning the Sampling of Electronic Documents Filed by William J. Barrett on behalf of Kmart Corporation (Attachments: # (1) Exhibit A# (2) Exhibit B# (3) Exhibit C# (4) Exhibit D# (5) Exhibit E) (Barrett, William)

01/11/2010 32159 Notice of Filing Filed by William J. Barrett on behalf of Kmart Corporation (RE: [32158] Report). (Barrett, William)

Exhibit C

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS

In re

KMART CORPORATION, *et al*,

Debtor.

Chapter 11

Case No. 02 B 02474
(Jointly Administered)

Hon. Susan Pierson Sonderby

**NOTICE TO PARTY WITH UNRESOLVED PERSONAL INJURY CLAIM IN THE
KMART CORPORATION BANKRUPTCY CASE**

To:

You have filed a proof of claim in the Kmart Corporation bankruptcy case for personal injuries that you allegedly suffered. You are hereby notified that the Bankruptcy Court has terminated any order, stay, and injunctions that prevented you from litigating the amount of your claim in an appropriate non-bankruptcy court.

Please be aware that although you may litigate your claim in a non-bankruptcy court to a determination of the amount of your claim, any payment on your claim will remain subject to Kmart's Plan of Reorganization. Under the Plan of Reorganization, claims based on events that occurred prior to January 22, 2002 will be paid 6.25 cents on the dollar if the claim is determined, by a court ruling or settlement, to be for less than \$30,000. Claims based on events that occurred prior to January 22, 2002 that are determined to be an amount greater than \$30,000 will be paid approximately 10.1 cents on the dollar.

This Notice may cause the resumption of a statute of limitations period or period by which action to prosecute a previously filed lawsuit must be taken. If you are not a lawyer, you should consult with one to make sure that your rights are not lost.

Dated: _____, 2010

KMART CORPORATION
/s/ William J. Barrett
William J. Barrett (ARDC No. 6206424)
BARACK FERRAZZANO KIRSCHBAUM &
NAGELBERG LLP
200 West Madison St., Suite 3900
Chicago, IL 60606
(312) 629-5170 (Telephone)
William.barrett@bfkn.com

Counsel for Kmart Corporation

Exhibit D

**Re: In re Kmart Corp., et al., Chapter 11 Bankruptcy Case No. 02-B-02474
Deadline for Claimants to Take Action with Respect to Unclaimed Stock
Distributions – Valuable rights may be lost if action is not taken in time**

Dear CLAIMANT_NAME:

According to our records, you were entitled to receive stock in Sears Holding Corp. (the “Stock”) on account of your allowed claim against Kmart Corporation. Computershare Ltd. (f/k/a EquiServe Trust Company, N.A., “Computershare”) has previously mailed you a notice bearing the heading “Transaction Advice” (the “Transaction Advice”) which set forth the number of shares distributed to you. The Transaction Advice also contained information on how you may receive the Stock that was distributed to you and which is being held by Computershare.

According to our records, the Stock distributed to you is presently in an account with Computershare and awaits your further action. You have one of two options: (i) you can request that Computershare sell the shares on your behalf and send you the proceeds; or (ii) you can request that your personal stock broker transfer the Stock to your personal brokerage account.

If you still have the Transaction Advice and/or you know your account number (which appears on the Transaction Advice) you may contact Computershare at 1-800-732-7780 in order to provide them with further direction as to what action you would like to take with respect to the Stock. If you know your account number and you wish to transfer the Stock to your personal brokerage account, you should contact your personal broker directly and provide your broker with the information on the Transaction Advice. Your personal broker will then be able to transfer the Stock from the account at Computershare to your personal account.

If you do not have your Transaction Advice or do not know your account number, you may contact Computershare at the number listed above and identify the name on the account and provide them with further direction on what action you wish to take. If Computershare is unable to locate your account, you should send a email to kmart hotline@bfkpn.com or leave a message on the Kmart Bankruptcy Hotline at (312) 629-7400. If you wish to transfer the Stock to your personal account, you should request that Computershare mail you another copy of the Transaction Advice(s) that was or that were sent to you so that you may provide the information on such notices to your personal broker, as explained above.

Please be advised that if you fail to contact Computershare to claim your Stock as set forth above by the 45th day after the date of this letter, the Stock will revert to Kmart and you will have no further right to the Stock or a distribution from the Kmart bankruptcy case.

Should you have any questions related to this matter, please feel free to contact the undersigned.