

EXHIBIT A

FORM B10 (Official Form 10)

4006951

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	Your claim is scheduled as follows: Class UNSECURED NON PRIORITY Amount CONTINGENT, DISPUTED, UNLIQUIDATED 10098483 This Space is for Court Use Only
Name of Debtor (see attached for complete list of debtors) Kmart 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 U.S.C. § 503.		
Name of Creditor (The person or other entity to whom the debtor owes money or property) CURTIS, MARY C/O IRVEY, MCCLELLAN, GATTON & FAELT EDWIN R. GATTON 121 SOUTH ELM STREET GREENSBORO, NC 27401	<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. <input 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.	
If address differs from above, please complete the following: Creditor Name Address City/State/Zip		Telephone # (336) 274-4658 x112
Account or other number by which creditor identifies debtor	Check here if <input type="checkbox"/> replaces <input type="checkbox"/> amends a previously filed claim, dated _____	
1. Basis for Claim <input type="checkbox"/> Goods sold <input type="checkbox"/> Services performed <input type="checkbox"/> Money loaned <input checked="" type="checkbox"/> Personal injury, wrongful death <input type="checkbox"/> Taxes <input type="checkbox"/> Other		
2. Date debt was incurred: April 27, 1997		
3. If court judgment, date obtained:		
4. Total Amount of Claim at Time Case Filed: \$ <u>unliquidated</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 your 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 <u>at time case filed</u> included in secured claim, 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 \$4,650), 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) <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(4) <input type="checkbox"/> 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) <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)()		
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="text-align: right; font-size: 1.2em;">12769</div> <div style="text-align: right; font-size: 1.2em;">04/29/02</div> <div style="text-align: right; font-size: 1.2em;">DA</div>
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.		
Date 4-25-02	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). <div style="text-align: center;"> Attorney for Mary Curtis </div>	
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.		

file

FILED

STATE OF NORTH CAROLINA IN THE GENERAL COURT OF JUSTICE
2010 APR 10 PM 4:41
COUNTY OF GUILFORD GUILFORD COUNTY, N.C. SUPERIOR COURT DIVISION
BY CVS-005955

MARY E. McDONALD CURTIS,)

Plaintiff,)

vs)

COMPLAINT FOR DAMAGES FOR
PERSONAL INJURIES BASED ON NEGLIGENCE
OF DEFENDANT

K-MART CORPORATION,)
A MICHIGAN CORPORATION, AND)
K-MART OF NORTH CAROLINA, L L C.)

Defendants)

NOW COMES MARY CURTIS (hereinafter referred to as "Ms Curtis" or "Plaintiff") and alleges as follows

1 Ms Curtis, Plaintiff, is at all relevant times² herein a resident of Guilford County, State of North Carolina

2 Defendant, K-Mart of North Carolina, L L C ("Kmart" or "Defendant") is and at all times herein mentioned a retail limited liability corporation duly organized and incorporated lawfully to do business in the State of North Carolina

3 Upon information and belief, Defendant, K-Mart Corporation ("Kmart Corp" or "Defendant") is and at all times herein mentioned a Michigan Corporation which is the parent corporation of K-Mart of North Carolina, L.L C

FACTUAL BACKGROUND

4 On or about April 27, 1997 at approximately 9 30 A M , Plaintiff entered the Defendants' Store #3324 located in Greensboro, North Carolina. Shortly after entering the Defendants' store the Plaintiff stopped to shop at a special display and then continued walking down the aisle toward the back of the store

5 Suddenly the Plaintiff stepped on an object on the floor and began slipping and falling and ultimately fell directly on her left knee and was severely injured as is more fully set out below While on the floor, Plaintiff saw that she had fallen on a broken piece of white/transparent hanger stationed on a white/transparent opaque floor

6 The floors in Defendants' Store #3324 are white and lightly colored and the white/opaque hanger blended into the floor

7 At all times herein mentioned, the Defendants owned, operated and maintained and/or controlled the premises of Store 3324, located in Greensboro, North Carolina

FIRST CAUSE OF ACTION

8 Paragraphs 1-7 are reincorporated and realleged herein as if fully set out herein

9 Defendants owed the Plaintiff a duty of care to keep the aisles and passageways in reasonably safe condition, so as not to expose customers unnecessarily to danger and to give notice of hidden dangers and unsafe conditions which the Defendants knew about, or upon exercise of reasonable supervision and inspection, should have known existed

10 The Defendants failed to exercise ordinary care in the maintenance and inspection of the floors, so as to prevent injuries sustained by the Plaintiff

11 At the time of the Plaintiff's fall, Defendants through its agents and employees knew or should have known the aisle was not safe and constituted a condition with an unreasonable risk of harm for the Plaintiff

12. The Defendants knew or should have known with the exercise of reasonable care of the existence of the broken hanger piece

13 The Defendants breached their duty to keep the floors and aisles in safe condition and to warn of any hidden dangers about which Defendants knew or in the exercise of reasonable care should have known

14 Upon information and belief, Defendants failed to properly keep an outlook to make sure that the floor's surfaces were free of debris

15 Upon information and belief, Defendants failed to properly train agents and employees in methods of detecting and eliminating floor debris

16 Upon information and belief, the Defendants failed to develop or to enforce proper methods to see that the debris did not accumulate on the floor

17 Upon information and belief, the Defendants failed to adequately inspect the floor's surfaces to detect dangerous situations in time to protect the public

18 Upon information and belief, the Defendants failed to maintain a number of employees on duty to adequately insure that dangerous situations could be detected in time to protect the public

19. Upon information and belief, the Defendants failed to take all steps the Defendants knew or reasonably should have known were necessary to protect the public from hazards known or unknown that are incumbent in the operating of a retail operation.

SECOND CAUSE OF ACTION

20 Paragraphs 1-19 are reincorporated and realleged herein as if fully set out herein

21 The Defendants breached the premises owners' duty of care by negligently creating the condition causing injury and/or negligently failing to correct the condition

22 Upon information and belief, the Defendants were aware of the potential danger of using white and/or transparent or opaque hangers in stores with lightly covered floors, and despite this knowledge, chose to continue to allow these products in the store

23 The Defendants, by continuing to use white hangers in the store with white and/or lightly colored floors negligently created a foreseeable condition which caused injury

24 The Defendants failed to post warning necessary to protect the public from the hazard created by using white hangers in stores with light floors

25 Further, the Defendants, upon information and belief, negligently failed to correct the condition after actual and/or constructive notice of the dangers of using white hangers in stores with white floors

DAMAGES

26 As a proximate result of the hanger piece left in the aisle of the Defendants' store, the Plaintiff slipped and fell and sustained severe injuries and damages as hereinafter alleged

27 As a direct result of the Plaintiff's slip on the hanger piece from the lightly colored floor she sustained injury to her health, strength and activity and among other things, sustained a serious injury to her knee, all of which injuries have caused and continue to cause Plaintiff great mental, physical and nervous pain and suffering, proximately caused by the negligence of the Defendants.

28 As a further proximate result of the acts of the Defendants as more fully alleged below, the injuries described herein have resulted in a permanent disability and Plaintiff has been economically damaged as a result thereto and in an amount that continues to accrue

29 As a further and proximate result of the actions of the Defendants, the Plaintiff was and continues to be required to employ physicians to examine, treat and care for her and has incurred and will continue to incur medical and incidental expenses, the exact amount of these expenses is unknown to Plaintiff at this time as they are ongoing

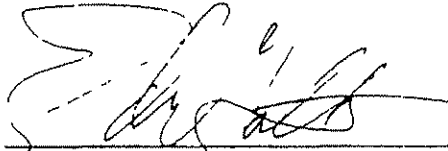
30 At the time of the accident, Plaintiff was gainfully employed as a full time employee of the United States Bankruptcy Court. As a further proximate result of the Defendants' actions, Plaintiff was prevented in engaging in her usual occupational duties and was eventually forced to go on to permanent disability

31 The Plaintiff has sustained a sufficient loss of income and has been damaged economically. The exact amount of these expenses is unknown to the Plaintiff at this time as they are going to increase

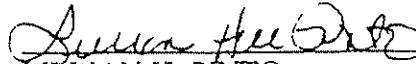
WHEREFORE, in light of the above, Plaintiff prays for judgment against the Defendants as follows

- 1 For recovery of all damages including medical and related expenses,
- 2 For loss of earnings and earning capacity,
- 3 For pain and suffering and mental anguish endured by the Plaintiff,
- 4 For cost of suit and expenses incurred,
- 5 For trial by jury, and
- 6 For such other and further relief as this Court deems appropriate

RESPECTFULLY SUBMITTED, this the 18th day of April, 2000



EDWIN R. GATTON
Attorney for Plaintiff
North Carolina State Bar No 5620



LILLIAN H. PINTO
Attorney for Plaintiff
North Carolina State Bar No 10928

OF COUNSEL

IVEY, McCLELLAN, GATTON & TALCOTT, L L P
P O Box 3324
Greensboro, NC 27402
Telephone 336-274-4658
Facsimile 336-274-4540

STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

VERIFICATION

MARY E. McDONALD CURTIS, being first duly sworn, certifies that she is the Plaintiff in the foregoing action, that she has read the foregoing Complaint and knows the contents thereof, and that all matters, statements contained therein are true, except as to those matters and things alleged upon information and belief, and as to those matters and things she verily believes them to be true

This the 3rd day of ~~March~~^{April}, 2000

Mary E McDonald Curtis
MARY E McDONALD CURTIS

=

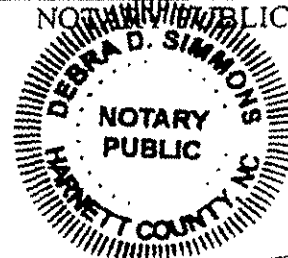
STATE OF NORTH CAROLINA

COUNTY OF ~~GUILFORD~~ Harnett

I, Debra D. Simmons, a Notary Public in and for said County and State, do hereby certify that MARY E McDONALD CURTIS personally appeared before me this day and acknowledged the due execution of the foregoing instrument

WITNESS, my hand and official seal, this the 3rd day of ~~March~~^{April}, 2000

Debra D. Simmons (SEAL)



My Commission Expires

8-11-2004

IVEY, McCLELLAN, GATTON & TALCOTT, L.L.P.

CHARLES M. IVEY III*
ROBERT L. McCLELLAN
EDWIN R. GATTON
JAMES K. TALCOTT*
DIRK W. SIEGMUND
ERIC A. RICHARDSON
JOHN M. BLUST
MARY BETH SWECKER
JOSHUA N. LEVY
*BOARD CERTIFIED SPECIALIST IN
BUSINESS AND CONSUMER
BANKRUPTCY LAW

ATTORNEYS AND COUNSELLORS AT LAW
121 SOUTH ELM STREET
GREENSBORO, NORTH CAROLINA 27401

CHARLES M. IVEY JR.
(1914 - 1993)
MAILING ADDRESS
POST OFFICE BOX 3324
GREENSBORO, NORTH CAROLINA
27402
TELEPHONE (336) 274-4658
FAX (336) 274-4540

WRITER'S E-MAIL ADDRESS
ERG@imgt-law.com

April 25, 2002

Kmart Corporation, et al.
c/o Trumbull Services, L.L.C.
P.O. Box 426
Windsor, CT 06095

Re: Mary E. Curtis v. K-Mart Corp
Case No.: 02-02474

To Whom It May Concern:

Enclosed herewith please find the claim along with supporting documentation relative to
Mary E. Curtis.

Very truly yours,

IVEY, McCLELLAN, GATTON & TALCOTT

Edwin R. Gatton

Edwin R. Gatton
Telephone Extension: 112
(E-Mail: erg@imgt-law.com)

ERG:bns
Enclosure

EXHIBIT B

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

In re:

KMART CORPORATION, et al.,

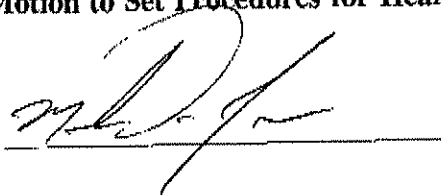
Reorganized Debtors.

-) Case No. 02-02474
-) (Jointly Administered)
-) Chapter 11
-) Hon. Susan Pierson Sonderby
-) Hearing Date: March 15, 2004
-) Hearing Time: 10:00 a.m.

FILED
UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
MAR 08 2004
KENNETH S. GARDNER, CLERK
PS REP. - SB

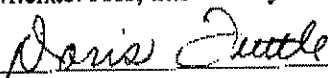
CERTIFICATE OF SERVICE

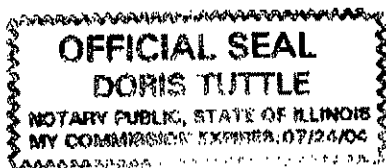
I, Michael Joss, of NORTHWEST Mailing, certify that on February 6, 2004, I caused to be served via first class mail, a copy of the **Twenty-First Omnibus Objections to Claims - (Certain Personal Injury and Other Claims)** and **Motion to Set Procedures for Hearing Thereon**, to the parties on the following service list.



State of Illinois)
County of Cook)

Sworn to before me and subscribed in my presence by Michael Joss, this 9th day of February 2004.


Notary Public



SERVICE LIST

United States Postal Service
Postage Statement — Priority Mail
Permit Imprint

Post Office: Note Mail Arrival Time

Mailer Information	Permit Holder's Name and Address, and Email Address If Any POSTMASTER: PLEASE RETURN TO NORTHWEST MAILING SERVICE INC 5401 W GRAND AVE CHICAGO, IL 60639		Telephone (773) 237-2261		Name and Address of Mailing Agent (If other than permit holder) POSTMASTER: PLEASE RETURN TO NORTHWEST MAILING SERVICE INC 5401 W GRAND AVE CHICAGO, IL 60639		Telephone (773) 237-2261		Name and Address of Individual or Organization for Which Mailing Is Prepared (If other than permit holder) POSTMASTER: PLEASE RETURN TO NORTHWEST MAILING SERVICE INC 5401 W GRAND AVE CHICAGO, IL 60639		
	CAPS Cust. Ref. ID		Dun & Bradstreet No.		Dun & Bradstreet No.		Dun & Bradstreet No.		Dun & Bradstreet No.		
Mailing Info.	Post Office of Mailing CHICAGO, IL 60607		Processing Category (DMM C050) <input type="checkbox"/> Letters <input type="checkbox"/> Flats <input checked="" type="checkbox"/> Parcels		Mailing Date 2-6-04		Federal Agency Cost Code		Statement Seq. No. 39185		
	Permit No. 944				Weight of a Single Piece 2.2125 pounds				Total Pieces 6823		
Separation Method: All pieces must be separated by zone when presented for acceptance unless all the pieces are in a weight category for which the rate does not vary by zone or the postage is reported under a manifest mailing system.										Total Weight 15,098.8875 pounds	
Postage Computation (DMM P013)	Zone				Number of Pieces		Rate		Totals		
	A1 Flat-Rate Envelope						\$3.85				
	A2 Unzoned (1 pound or less)						\$3.85				
	A3 Local, 1, 2, & 3				1263		4.750		5999.250		
	A4 4				996		6.050		6025.800		
	A5 6				2666		6.850		18,262.100		
	A6 6				662		7.150		4733.300		
	A7 7				699		7.850		5487.150		
	A8 8				537		8.550		4591.350		
	A9 Pieces from Standard Mail (DMM E620)										
Totals				6823							
For Special Services and Other Fees										Total From Attached Form 3540-S	
Postmaster: Report total postage in AIC 237.										Total Postage (Add two lines above) → 45,098.95	

Certification

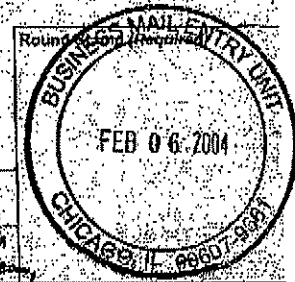
The mailer's signature certifies acceptance of liability for and agreement to pay any revenue deficiencies assessed on this mailing, subject to appeal. If an agent signs this form, the agent certifies that he or she is authorized to sign on behalf of the mailer, and that the mailer is bound by the certification and agrees to pay any deficiencies. In addition, agents may be liable for any deficiencies resulting from matters within their responsibility, knowledge, or control.

The mailer hereby certifies that all information furnished on this form is accurate, truthful, and complete; that the mail and the supporting documentation comply with all postal standards and that the mailing qualifies for the rates and fees claimed; and that the mailing does not contain any matter prohibited by law or postal regulation.

I understand that anyone who furnishes false or misleading information on this form or who omits information requested on this form may be subject to criminal and/or civil penalties, including fines and imprisonment.

USPS Use Only

Signature of Mailer or Agent <i>[Signature]</i>		Name of Mailer or Agent <i>Tony Campes</i>		Telephone (773) 237-2261	
Weight of a Single Piece 2.2125 pounds		Are figures at left adjusted from mailer's entries? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No			
Total Pieces 6823		If "Yes," Reason			
Total Weight 15,098.8875 pounds					
Total Postage 45,098.95					
I CERTIFY that this mailing has been inspected concerning: (1) eligibility for postage rates claimed; (2) proper preparation; and (3) proper completion of postage statement.					
Date Mailed Notified		Contact		By (Initials)	
Verifying Employee's Signature <i>[Signature]</i>		Verifying Employee's Name <i>Earlene Harris</i>		Time PM	



BLOOM, KAVANAUGH & LÖNNERSTATER
EVERETT, MARIE
COLLEEN KAVANAGH
39040 W. SEVEN MILE RD.
LIVONIA, MI 48152
21st Omnibus

WINEGARDEN, WINEGARDEN &
HIMELHOCH
BROWN, KEVIN
JEFFREY J. HIMELHOCH
2347 STONEBRIDGE DRIVE
BUILDING G
FLINT, MI 48532
21st Omnibus

WINEGARDEN, WINEGARDEN &
HIMELHOCH
LUSTER, GLORIA
JEFFREY J. HIMELHOCH
2347 STONEBRIDGE DR.
BUILDING G
FLINT, MI 48532
21st Omnibus

CREDLE, THELMA
1033 MARSLENDER RD
BELHAVEN, NC 27810
21st Omnibus

GAIL R. RICH, ESQ.
BYRNE, ANNA
GAIL R. RICH
14 BILLINGS PLACE
BROOKLYN, NY 11223
21st Omnibus

MITCHELL FOX, ESQ.
SANCHEZ, JOSE
7805 S.W. 6TH CT.
PLANTATION, FL 33324
21st Omnibus

SPINALE & SPINALE
SULLIVAN, KEVAN M.
JOHN T. SPINALE, ESQUIRE
45 BRISTOL DRIVE
SOUTH EASTON, MA 02375-1916
21st Omnibus

DIMAMBRO, RICHARD
108 AXE HANDLE RD
LEROY, MI 49655
21st Omnibus

LAW OFFICE OF MUAWAD & MUAWAD,
P.C.
SAAD, FATMEH
BRIAN E. MUAWAD
22330 GREATER MACK
ST. CLAIR SHORES, MI 48080
21st Omnibus

LAW OFFICES OF MICHAEL T. MARTIN
DELGADO, MARY
MICHAEL T. MARTIN, ESQ.
11780 CENTRAL AVENUE
SUITE 105
CHINO, CA 91710
21st Omnibus

LAW OFFICE OF RICHARD GREGORY
ARNAO, CHARLES
3132 UNION BLVD.
EAST ISLIP, NY 11730-1905
21st Omnibus

J. PETER RICHARDSON
RICHARDSON & DAVIS, P.L.L.C.
P.O. BOX 1778
BLUEFIELD, WV 24701
21st Omnibus

* IRVEY, MCCLELLAN, GATTON & TALCOTT
CURTIS, MARY
EDWIN R. GATTON
121 SOUTH ELM STREET
GREENSBORO, NC 27401
21st Omnibus

LESSEN, LESSEN & LANDY
DANIELS, HATTIE
909 N. DIXIE HWY.
WEST PALM BEACH, FL 33401
21st Omnibus

J. PETER RICHARDSON
RICHARDSON & DAVIS, P.L.L.C.
P.O. BOX 1778
BLUEFIELD, WV 24701
21st Omnibus

SUSAN M. SHERROD, ESQ.
EDWARDS HALE STURMAN ATKIN &
CUSHING LTD
415 SOUTH SIXTH STREET
SUITE 300
LAS VEGAS, NV 89101
21st Omnibus

DONALD COLEMAN, JR., ESQUIRE
OEHLER, MARCUS
400 EAST DUVAL STREET
JACKSONVILLE, FL 32202
21st Omnibus

LUIS E. DIAZ & ASSOCIATES, P.A.
REAL, LOURDES M.
4201 S.W. 11 STREET
MIAMI, FL 33134
21st Omnibus

EXHIBIT C

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

In re:)
) Case No. 02-02474
K MART CORPORATION, et al.,) (Jointly Administered)
) Chapter 11
) Hon. Susan Pierson Sonderby
Reorganized Debtors.)

**ORDER DISALLOWING AND EXPUNGING OR
OTHERWISE REDUCING OR RECLASSIFYING CERTAIN CLAIMS
SET FORTH IN THE TWENTY-FIRST OMNIBUS OBJECTION
(CERTAIN PERSONAL INJURY AND OTHER CLAIMS)**

Upon the objection (the "Objection") under 11 U.S.C. §§ 102, 105, and 502 and Fed. R. Bankr. P. 3007 dated February 2, 2004 (the "Motion"), by Kmart Corporation and certain of its subsidiaries and affiliates, former debtors and debtors-in-possession in the above-captioned cases (collectively, "Kmart"); it appearing to the Court that (i) it has jurisdiction over the matters raised in the Motion pursuant to 28 U.S.C. §§ 157 and 1334; (ii) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); (iii) the relief requested in the Motion is in the best interests of Kmart, their estates and their creditors; (iv) proper and adequate notice of the Motion and the hearing thereon has been given and that no other or further notice is necessary; and (v) upon the record herein after due deliberation thereon, it is hereby

ORDERED that the relief should be granted as set forth below,

I. Pursuant to 11 U.S.C. §§ 102, 105, and 502 and Fed. R. Bankr. P. 3007, except as otherwise provided herein, each claim listed on Exhibits A and B in the row beginning "Claim to Be Disallowed" is disallowed and expunged in its entirety.

2. Pursuant to 11 U.S.C. §§ 102, 105, and 502 and Fed. R. Bankr. P. 3007, except as otherwise provided herein, each Claim listed on Exhibits C, D, E, G, and H is disallowed and expunged in its entirety.

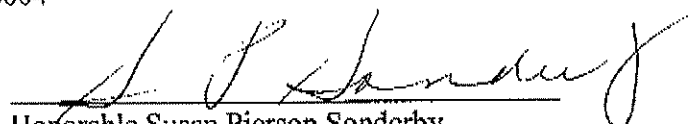
3. Pursuant to 11 U.S.C. §§ 102, 105, and 502 and Fed. R. Bankr. P. 3007, except as otherwise provided herein, each claim listed on Exhibit F in the row beginning "Claim to Be Reclassified" is reclassified and/or reduced or set, as appropriate, in accordance with the corresponding row titled "Reclassified To."

4. With respect to each claim listed on Exhibits A, B, C, D, E, F, G, and H as "Continued," consideration of the Motion with respect to such claim shall be continued until April 27, 2004.

5. This Order is without prejudice to Kmart's right to object to any other claims in these Chapter 11 cases or to further object to claims objected to herein.

6. This Court shall retain jurisdiction over Kmart and the Claimants whose Claims are subject to the Objection with respect to any matters related to or arising from implementation of this Order.

Dated: Chicago, Illinois
4.1.1., 2004


Honorable Susan Pierson Sonderby
UNITED STATES BANKRUPTCY JUDGE

Case 02-02474 Doc 23512-6 Filed 04/01/04 Entered 04/02/04 13:50:09 Desc
Exhibit Page 108 of 355
Exhibit - F21st Omnibus
Ordered
In re: Knart, Inc.,
Case Nos. 02-02462 through 02-02499
et al.

Proposed Settlement - Public Liability

	Claim #	Name and Address of Claimant	Secured	Administrative	Priority	Unsecured	Total
Claim To Be Reclassified	20438	CURLIN, DEBBIE 3550 E. OVERTON ROAD APT. 2034 DALLAS, TX 75216	\$0.00	\$0.00	\$0.00	\$150.00	\$150.00
Reclassified To			\$0.00	\$0.00	\$0.00	\$150.00	\$150.00
Claim To Be Reclassified	38655	CURRAN, CHYREL FRANK B. VELARDI, JR. P.O. BOX 1302 NEW HAVEN, CT 06505	\$0.00	\$0.00	\$0.00	\$15,000.00	\$15,000.00
Reclassified To			\$0.00	\$0.00	\$0.00	\$12,500.00	\$12,500.00
Claim To Be Reclassified	37054	CURRIE, BREYJUAN 19775 DRESDEN ST. DETROIT, MI 48205	\$0.00	\$0.00	\$0.00	\$30,000.00	\$30,000.00
Reclassified To			\$0.00	\$0.00	\$0.00	\$2,000.00	\$2,000.00
Claim To Be Reclassified	21671	CURRY, MAGALENE 215 SCOTT ST. ATLANTA, GA 30314	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Reclassified To			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Claim To Be Reclassified	12769	CURTIS, MARY EDWIN R. GATTON 121 SOUTH ELM STREET GREENSBORO, NC 27401	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Reclassified To			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Claim To Be Reclassified	46547	CURTIZ, CANDACE 4470 FEIVEL RD, #34 WEST PALM BEACH, FL 33417	\$0.00	\$0.00	\$0.00	\$40,000.00	\$40,000.00
Reclassified To			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Claim To Be Reclassified	33081	CUSICK, MAGGIE 216 S HARVEY OAK PARK, IL 60302	\$0.00	\$0.00	\$0.00	\$1,209.80	\$1,209.80
Reclassified To			\$0.00	\$0.00	\$0.00	\$5,000.00	\$5,000.00
Claim To Be Reclassified	15716	CUSTEEL, LORRAINE 11955 COLINE DR. APT. 115 SEMINOLE, FL 33772	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Reclassified To			\$0.00	\$0.00	\$0.00	\$10,000.00	\$10,000.00
Claim To Be Reclassified	21460	CUTRIGHT, MARY N. 75 ELM WAVERLY, WA 99039	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Reclassified To			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Claim To Be Reclassified	37136	CYR, FERNANDE 581 MAIN ST. MADAWASKA, ME 04756	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Reclassified To			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

EXHIBIT D

AUG 28 2005

NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

GUILFORD COUNTY

00 CVS 5955

Mary E. Curtis,

Plaintiff,

v.

Kmart Corporation,


Defendant.

NOTICE OF DISMISSAL
WITHOUT PREJUDICE
AOC CODE(S): DISM

COMES NOW the plaintiff, by and through her attorneys and pursuant to Rule 41(a) of the North Carolina Rules of Civil Procedure, and hereby submits to a voluntary dismissal without prejudice as to all claims arising or which could have arisen in this action against the defendant.

IT IS STIPULATED by and between the attorneys for the parties to this action that each party will bear their own court costs as heretofore incurred.

This the 24 day of August, 2005.


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