

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

In re:)	
)	
SOFA EXPRESS, INC.,)	Case No. 07-09024
)	Chapter 11
Debtor.)	Hon. George C. Paine

**AMENDMENT TO THE UNSECURED CREDITORS' COMMITTEE'S FIFTEENTH
OMNIBUS OBJECTION TO CLAIMS – CUSTOMER DEPOSIT CLAIMS, AS IT
RELATES TO THE COMMITTEE'S OBJECTION TO
CLAIM 147 FILED BY JULIET W. MASON**

The Official Committee of Unsecured Creditors (the “Committee”) of Sofa Express, Inc. (the “Debtor”) filed an omnibus objection to claims, The Unsecured Creditors’ Committee’s Fifteenth Omnibus Objection to Claims – Customer Deposit Claims, docket number 1018 (the “Omnibus Objection”), in which the Committee objected to, among others, Claim 147 filed by Juliet W. Mason (the “Claimant”) as a priority claim in the amount of \$540.79 (the “Claim”). In its Omnibus Objection, the Committee sought disallowance of the Claim. Now, the Committee simply objects to the claimed priority status of the Claim, and requests that it be treated as an unsecured, non-priority claim. In further support and explanation of this amendment, the Committee states as follows:

1. On December 6, 2007 (the “Petition Date”), the Debtor filed a voluntary petition for relief under Chapter 11 of the Bankruptcy Code.

2. A copy of the Claim is attached hereto as Exhibit A. The Committee mistakenly classified the Claim as a customer deposit claim, and included it among the Committee’s omnibus objections to thousands of customer deposit claims. Upon further review of the Claim, and after conversations and email exchanges between Committee counsel, Teresa Sadutto-

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Carley, and the Claimant, the Committee now believes the Claim to be based on a prepetition purchase, not a deposit.

3. According to a letter from the Claimant attached to the Claim, the Claim is based on Claimant's dissatisfaction with a chaise lounge that was purchased and received from Debtor on October 25, 2007, prior to the Petition Date.

4. The Claim does not include a reference to any section of the Bankruptcy Code entitling the Claim to priority treatment. Further, the Committee is aware of no section of the Bankruptcy Code that would entitle a prepetition consumer purchase or warranty claim to priority treatment. Therefore, the Committee objects to the Claim receiving any priority treatment.

5. Counsel for the Committee, Ms. Sadutto-Carley, advised Claimant that the Committee would consent to allowance of her Claim, but only as an unsecured, non-priority claim. Claimant would not agree that her Claim was an unsecured, non-priority claim.

6. The Committee withdraws its request that the Claim be disallowed entirely, and now the Committee merely seeks disallowance of the Claimant's request for priority treatment. The Committee consents to allowance of the Claim an unsecured, non-priority claim.

WHEREFORE, in accordance with the Committee's amended objection stated above, the Committee respectfully requests the Court allow the Claim, but only as an unsecured, non-priority claim, and disallow Claimant's request for priority treatment of the Claim.

DATED: February 1, 2011.

Respectfully submitted,

HARWELL HOWARD HYNE
GABBERT & MANNER, P.C.

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Co-Counsel for the
Unsecured Creditors Committee

CERTIFICATE OF SERVICE

I certify that a true copy of the foregoing document will be served electronically through the Court's electronic filing system to all parties receiving electronic notice and that a true and correct copy was served by U.S. Mail on February 1, 2011 to Juliet W. Mason, 828 Curtis Drive, Nashville, TN 37207.

/s/ Tracy M. Lujan
Tracy M. Lujan