UNITED STATES BANKRUPTCY COURT
Northern District of Illinois

PROOF OF CLAIM

In re

Wickes Inc

Case Number

04-B-02221-BWB

YOUR CLAIM IS SCHEDULED AS

UNKNOWN UNSECURED CONTINGENT
DISPUTED UNLIQUIDATED

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 and Address

05707908063000
HARTLEY, RICHARD G
C/O GOLDBERG PERSKY JENNINGS & WHITE, PC
4800 FASHION SQUARE BLVD
SAGINAW, MI 48604-2612
989 799 4848

Creditor Telephone Number ( )

☐ 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

☐ Check box if you have never received any notices from the bankruptcy court in this case

☐ Check box if this address differs from the address on the envelope sent to you by the court

The amounts reflected above constitute your claim as scheduled by the Debtor If you agree with the amounts set forth herein and have no other claim against the Debtor you do not need to file this proof of claim EXCEPT as stated below

If the amounts shown above are listed as Contingent Unliquidated or Disputed a proof of claim must be filed
If you have already filed a proof of claim with the Bankruptcy Court or BMC you do not need to file again

CREDITOR TAX I D #

ACCOUNT OR OTHER NUMBER BY WHICH CREDITOR IDENTIFIES DEBTOR 02 02152 NP 5

Check here if this claim ☐ replaces or ☐ amends a previously filed claim dated _____

1 BASIS FOR CLAIM

☐ Goods sold
☐ Services performed
☐ Money loaned
☒ Personal injury/wrongful death
☐ Taxes
☐ Other (describe briefly)
☐ Retiree benefits as defined in 11 U S C § 1114(a)
☐ Wages salaries and compensation (Fill out below)

Your social security number 372 38 9242

Unpaid compensation for services performed from _____ (date) to _____ (date)

2 DATE DEBT WAS INCURRED

3 IF COURT JUDGMENT, DATE OBTAINED

4 TOTAL AMOUNT OF CLAIM AS OF PETITION DATE

$ 95 000 (unsecured) $ _____ (secured) $ _____ (unsecured priority)

If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below

☐ 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

☐ Check this box if your claim is secured by collateral (including a right of setoff)

Brief description of collateral

☐ Real Estate
☐ Motor Vehicle
☐ Other _____

Value of collateral $ _____

Amount of arrearage and other charges at time case filed included in secured claim above if any $ _____

6 UNSECURED PRIORITY CLAIM

☐ Check this box if you have an unsecured priority claim

Specify the priority of the claim

☐ 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)
☐ Contributions to an employee benefit plan 11 U S C § 507(a)(4)
☐ 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)
☐ Alimony maintenance or support owed to a spouse former spouse or child 11 U S C § 507(a)(7)
☐ Taxes or penalties owed to governmental units 11 U S C § 507(a)(8)
☐ Other Specify applicable paragraph of 11 U S C § 507(a) _____

Amounts are subject to adjustment on 4/1/01 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment

7 CREDITS The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim

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 your claim, please enclose a self-addressed stamped envelope and an additional copy of this proof of claim

The original of this completed proof of claim form must be sent by mail or hand delivered (FAXES NOT ACCEPTED) so that it is received on or before the Deadline to File a Proof of Claim as set forth in the "NOTICE OF COMMENCEMENT OF CASE UNDER CHAPTER 11 OF THE BANKRUPTCY CODE MEETING OF CREDITORS FIXING OF CERTAIN DATES AND SETTING OF CERTAIN CASE MANAGEMENT AND ADMINISTRATIVE PROCEDURES

BY MAIL TO
Wickes Inc c/o Bankruptcy Management Corporation
P O BOX 1016
El Segundo CA 90245 1016

BY HAND OR OVERNIGHT DELIVERY TO
Wickes Inc c/o Bankruptcy Management Corporation
1330 East Franklin Avenue
El Segundo CA 90245

THIS SPACE FOR COURT USE ONLY

FILED
MAY 27 2004
BMC

DATE SIGNED
5-14-04

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)

Lane A. Clack
Agent for Creditor

Penalty for presenting fraudulent claim is a fine of up to $500 000 or imprisonment for up to 5 years or both 18 U S C §§ 152 AND 3571

Wickes Inc
04305

ASBESTOS DOCKET

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF SAGINAW

Richard G Hartley and Gladys Hartley, his wife,

Plaintiffs, Case No _____-NP

vs

ACANDS, INC , a Delaware corporation f/k/a ARMSTRONG CONTRACTING AND SUPPLY CORPORATION,
ACME INSULATIONS, INCORPORATED, a Michigan corporation,
THE ALLIS-CHALMERS PRODUCT LIABILITY TRUST, as successor in interest to ALLIS CHALMERS CORPORATION, a Delaware corporation,
AMCHEM PRODUCTS, INC , a Delaware corporation, f/k/a BENJAMIN FOSTER COMPANY,
AMERICAN STANDARD, INC , a Delaware corporation, in its own right and as parent corporation to AMERICAN BLOWER DIVISION, in its own right and successor in interest to REICHLE SUPPLY CO ,
AUSTIN COMPANY, an Ohio corporation,
AVOCET ENTERPRISES INC , f/k/a VENTFABRICS, INC , an Illinois corporation,
AWMCO, INC , an Illinois corporation f/k/a Asbestos Wood Manufacturing Co ,
BASIC, INCORPORATED, a Delaware corporation,
BAY CITY HARDWARE COMPANY, a Michigan corporation,
BEAZER EAST, INC , , a Delaware corporation, in its own right and as successor in interest to Koppers Company Inc , and as parent corporation to subsidiary, Thiem Corporation,
CLEAVER-BROOKS COMPANY, a Pennsylvania corporation,
COLLINS & AIKMAN, a Delaware corporation, in their own right and as successor in interest to WICKES CORPORATION and WICKES BOILER COMPANY,
CONSUMERS ENERGY CO , f/k/a Consumers Power Company of Michigan, a Michigan corporation,
COON DEVISSER COMPANY, a Michigan corporation,
CROWN CORK & SEAL COMPANY, a New York corporation,
DETREX CORPORATION, a Michigan corporation, d/b/a THE PACIFIC INDUSTRIAL FURNACE COMPANY, an assumed name,
DOW CHEMICAL COMPANY, a Delaware corporation,
DURO DYNE CORPORATION, a New Jersey corporation,
ELECTRIC FURNACE COMPANY, an Ohio corporation,
ELECTRO-MELT, INC , a Pennsylvania corporation,
FAULKNER CONSTRUCTION COMPANY, a Michigan corporation,
THE FLINTKOTE COMPANY, a Delaware corporation,
FOSECO, INC , in its own right and as successor in in terest to HOLCROFT, INC , and HOLCROFT/LOFTUS INC a Delaware corporation,
FOSTER WHEELER CORPORATION, a New York corporation,
THE GAGE COMPANY, a Pennsylvania corporation, d/b/a R H TAYLOR DIVISION, A P ENGLEHARDT DIVISION, WESTCO INDUSTRIAL DISTRIBUTORS, REDLON & JOHNSON SUPPLY CORP , and YONKERS SUPPLY,
GENERAL ELECTRIC COMPANY, a New York corporation,
GENERAL MOTORS CORPORATION, a Delaware corporation,
GENERAL REFRACTORIES, COMPANY, a foreign corporation,
GOODRICH CORPORATION, a foreign corporation, f/k/a THE B F GOODRICH COMPANY,

GREENE TWEED & CO , a Pennsylvania corporation,
HANNA, ZABRISKE & DARON, INC , a Michigan corporation,
HERCULES CHEMICAL CORPORATION, a Delaware corporation
HOLLINGER & CO , a Michigan corporation,
INGERSOLL-RAND COMPANY, a New Jersey Corporation,
JENNISON HARDWARE COMPANY, a Michigan corporation
LEE WILSON ENGINEERING COMPANY, INC , a foreign corporation,
LEE WILSON, INC , an Ohio corporation, f/k/a Climatron Corp ,
METROPOLITAN LIFE INSURANCE COMPANY, a Delaware corporation a/k/a METROPOLITAN INSURANCE COMPANY,
MIDLAND ROSS CORPORATION, in its own right and as successor in interest to SURFACE COMBUSTION, an Ohio corporation,
MOBIL OIL CORPORATION, a New York corporation,
NORTHERN BOILER AND MECHANICAL CONTRACTORS, INC , a Michigan corporation,
OWENS-ILLINOIS, INC , a Delaware corporation,
PECORA CORPORATION, a Pennsylvania corporation,
PFIZER, INC ,
PLIBRICO COMPANY, a Delaware corporation,
QUIGLEY COMPANY, INC , a New York corporation,
REX/ROTO CORPORATION, , in its own right and as successor in interest to REX CLAY PRODUCTS COMPANY, a Michigan corporation,
RILEY STOKER CORPORATION, a Massachusetts corporation,
RUST INTERNATIONAL, INC , a Delaware corporation in their own right and as successor in interest to M W KELLOGG COMPANY and THE SWINDELL RUST DIVISION,
SCHAD BOILER SETTING COMPANY, d/b/a SCHAD REFRACTORY CONSTRUCTION COMPANY a Michigan corporation,
STANDARD FUEL ENGINEERING COMPANY, a Delaware corporation,
SURE SEAL PRODUCTS COMPANY, an Illinois corporation,
THERMO ELECTRON CORPORATION, a Delaware corporation, successor in interest to Thermo Terra Tech Company f/k/a THERMOPROCESS SYSTEMS, INC , in its own right and as successor to HOLCROFT/LOFTUS & HOLCROFT, a Delaware corporation,
WICKES LUMBER COMPANY, a Delaware corporation,
Jointly and severally,

Defendants
_____/

GOLDBERG, PERSKY,
JENNINGS & WHITE, P C
Attorneys for Plaintiffs
By Joel Persky (P41160)
Lane A Clack (P38835)
_____/

PLAINTIFFS' COMPLAINT AND DEMAND FOR JURY TRIAL

There is no other pending or resolved civil action arising out of the transaction or occurrence alleged in the complaint

NOW COME Plaintiffs by and through their respective counsel state for their Complaint as follows