UNITED STATES BANKRUPTCY COURT Northern District of Illinois	PROOF OF CLAIM
In re	Case Number

YOUR CLAIM IS SCHEDULED AS

FILED
MAY 27 2004
BMC

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

05708375081869
KAY, DENNIS J
GOLDBERG, PERSKY, ET AL
4800 FASHION SQUARE BLVD STE 260
SAGINAW, MI 48604 2602

Creditor Telephone Number (989) 799-4848

☐ 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

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 03-050736 NPS

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

1 BASIS FOR CLAIM

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

Your social security number 367 48 4041

Unpaid compensation for services performed from 1967 (date) to 2003 (date)

exposure dates

2 DATE DEBT WAS INCURRED

3 IF COURT JUDGMENT, DATE OBTAINED

4 TOTAL AMOUNT OF CLAIM AS OF PETITION DATE $ 35,000 (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
Wickes Inc
04425
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
Atty 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

7A
4145

ASBESTOS DOCKET

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF SAGINAW

Dennis J Kay and Linda Kay, his wife,

Plaintiffs

Case No 03-50736-NP -5

vs

Leopold P. Borrello
(P11023)

ACME INSULATIONS, INCORPORATED, a Michigan corporation,
ADIENCE, INC , successor in interest to ADIENCE COMPANY, LP as successor to BMI, INC , a Delaware corporation,
THE ALLIS-CHALMERS PRODUCT LIABILITY TRUST, as successor in interest to ALLIS CHALMERS CORPORATION, a Delaware corporation,
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 ,
ARMSTRONG PUMPS INC , a New York corporation,
ARTHUR J PEACOCK & COMPANY, a Michigan corporation, in its own right and as parent corporation of PLIBRICO SLAES AND SERVICE DIVISION,
ATLAS TURNER, INC , f/k/a ATLAS ASBESTOS COMPANY, a Canadian corporation,
AUSTIN COMPANY, an Ohio corporation
AVOCET ENTERPRISES INC , f/k/a VENTFABRICS, INC , an Illinois corporation,
A W CHESTERTON CO , a foreign corporation,
BANNER ENGINEERING & SALES, INC , a Michigan corporation a/k/a JOSEPH M DAY COMPANY
BAY CITY HARDWARE COMPANY, a Michigan corporation
THE BEHLER-YOUNG COMPANY, a Michigan corporation,
BNS CO , a Delaware corporation f/k/a BROWN & SHARPE MANUFACTURING CO ,
BROWN INSULATION COMPANY, a Michigan corporation, in its own right and as successor to PERCY BROWN, d/b/a BROWN INSULATION COMPANY,
BUFFALO PUMPS, INC , a Delaware corporation
BW/IP INTERNATIONAL INC , a Delaware corporation, in its own right and as parent corporation to BYRON JACKSON PUMP DIVISION,
CERTAINTEED CORPORATION, a Maryland corporation,
CHICAGO BLOWER CORPORATION, an Illinois corporation,
CHICAGO FIREBRICK CO , a Delaware corporation,
CINCINNATI VALVE COMPANY, an Ohio corporation, in its own right and as successor in interest to THE LUNKENHEIMER COMPANY,
CLEAVER-BROOKS COMPANY, a Pennsylvania corporation,
COLLINS & AIKMAN PRODUCTS CO , a Delaware corporation f/k/a COLLINS & AIKMAN 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,
CRANE CO , a Delaware corporation f/k/a CRANE COMPANY f/k/a CRANE DELAWARE CO a Delaware corporation in its own right and as successor in interest to CRANE CO an Illinois corp , f/k/a CRANE COMPANY and JENKINS VALVES, and in its own right and as successor in interest to COCHRANE INC
CROMPTON CORPORATION, a Delaware corporation, in its own right and as successor in interest to

WITCO CORPORATION THE RICHARDSON COMPANY, HERCULES PRODUCTS DIVISION OF CHEMPRENE and HERCULES PACKING CORPORATION,
DAVID BROWN UNION PUMPS COMPANY, f/k/a Union Steam Pump Company of Battle Creek, MI, a Michigan corporation,
DETREX CORPORATION, a Michigan corporation, d/b/a THE PACIFIC INDUSTRIAL FURNACE COMPANY, an assumed name
DOW CHEMICAL COMPANY, a Delaware corporation
DURAMETALLIC CORPORATION, a Michigan corporation,
DURO DYNE CORPORATION, a New Jersey corporation
DURO SUPPLY, a Michigan corporation,
DYNAMIC SEALS, INC , in its own right and a s successor in interest to HERCULES PACKING CO , a Delaware corporation
EDWARD VOGT VALVE CO , a North Carolina corporation,
EVERT ASBESTOS INSULATING COMPANY, a Michigan corporation
EXCELSIOR, INC , an Illinois corporation,
F B WRIGHT CO , a Michigan corporation,
THE FLINTKOTE COMPANY, a Delaware corporation,
FORD MOTOR 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 L L C , a Delaware corporation, in its own right and as successor in interest to FOSTER WHEELER CORPORATION
THE GAGE COMPANY, a Pennsylvania corporation, f/k/a THE GAGE COMPANY and as successor in interest to R H TAYLOR DIVISION, A P ENGLEHARDT DIVISION, HARRY W TAYLOR LANSING SUPPLY CO , TRIANGLE SUPPLY TAYLOR ENGINEERING, 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
GLOBAL MECHANICAL SALES INC , a Michigan corporation, f/k/a SOUTHERN URETHANE AND PACKING,
GOODRICH CORPORATION, a foreign corporation f/k/a THE B F GOODRICH COMPANY,
THE GOODYEAR TIRE & RUBBER COMPANY, an Ohio corporation,
GOULDS PUMPS, INCORPORATED, a Delaware corporation,
GREENE TWEED & CO , a Pennsylvania corporation,
HERCULES CHEMICAL CORPORATION, a Delaware corporation,
HOLLINGER & CO , a Michigan corporation,
HOWDEN BUFFALO, INC , a Delaware corporation, in its own right and as successor in interest to Buffalo Forge Company
IMO INDUSTRIES, INC , f/k/a DELAVAL TURBINE, INC , a Delaware corporation
INGERSOLL-RAND COMPANY a New Jersey Corporation
ITT INDUSTRIES, INC , an Indiana corporation, in its own right and as successor in interest to ITT GRINNELL,
IU NORTH AMERICA INC , a Delaware corporation, as successor in interest by merger with THE GARP COMPANY and formerly known as THE GAGE COMPANY, a Pennsylvania corporation, f/k/a THE EGAG COMPANY and as successor in interest to R H TAYLOR DIVISION A P ENGLEHARDT DIVISION, HARRY W TAYLOR, LANSING SUPPLY CO , TRIANGLE SUPPLY, TAYLOR ENGINEERING, WESTCO INDUSTRIAL DISTRIBUTORS, REDLON & JOHNSON SUPPLY CORP and YONKERS SUPPLY,
JENNISON HARDWARE COMPANY, a Michigan corporation,
JOHN E GREEN COMPANY, a Michigan corporation,
LOUISIANA-PACIFIC CORPORATION, a Delaware corporation, successor in interest to ABTCO, Inc , f/k/a Abitibi-Price Corporation f/k/a Abitibi Paper Mill,

MARLO SEALING COMPANY, INC , a Connecticut corporation, in its own right and as successor in interest to THE MARLO COMPANY, INC
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,
NIBCO, INC , an Indiana corporation,
NORTHERN BOILER AND MECHANICAL CONTRACTORS, INC , a Michigan corporation
OGLEBAY NORTON COMPANY, a Delaware corporation, a/k/a OGLEBAY NORTON ENGINEERED MATERIALS, INC , and its division FERRO ENGINEERING,
PARKER-HANNIFIN CORP , an Ohio corporation as parent corporation of Parker Packing Division,
PEERLESS PUMPS, individually and as a subsidiary of STERLING FLUID PRODUCTS INC , a Delaware corporation,
PFIZER, INC a New York corporation, in its own right and as successor in interest to and legally responsible for QUIGLEY COMPANY, INC and GIBSONBURG LIME PRODUCTS COMPANY and others,
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,
RHONE-POULENC AG COMPANY, INC , a New York corporation, in its own right and as successor in interest to RHONE-PAULENC AG COMPANY (f/k/a AMCHEM PRODUCTS INC /BENJAMIN FOSTER COMPANY),
RILEY STOKER CORPORATION, a Massachusetts corporation
ROBERTSON-CECO CORPORATION, a Delaware corporation, f/k/a CECO CORPORATION and as H H ROBERTSON COMPANY,
ROCKWELL INTERNATIONAL CORPORATION, a Delaware corporation, in its own right and as successor in interest to Edward Valves
SCHAD BOILER SETTING COMPANY, d/b/a SCHAD REFRACTORY CONSTRUCTION COMPANY, a Michigan corporation
SEALITE, INC , a California corporation,
SEPCO CORPORATION, a California corporation
STANDARD FUEL ENGINEERING COMPANY, a Delaware corporation
SURE SEAL PRODUCTS COMPANY, an Illinois corporation,
SVI CORPORATION, An Alabama corporation, in its own right and as successor in interest to STOCKHAM VALVES & FITTINGS, INC
TACO, INC , a Rhode Island 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,
TOWNSEND & BOTTUM, INC , a Michigan corporation,
ULTRAMAR DIAMOND SHAMROCK CORPORATION, a Delaware corporation, in its own right and as successor in interest to TOTAL PETROLEUM, NORTH AMERICA, LTD
VIACOM INTERNATIONAL INC , a Delaware corporation in its own right and as success or in interest to CBS CORPORATION, in its own right and as successor in interest to WESTINGHOUSE ELECTRIC CORPORATION a Pennsylvania corporation f/k/a WESTINGHOUSE ELECTRIC & MANUFACTURING COMPANY,
VIKING PUMP, INC , a Delaware corporation,
WICKES LUMBER COMPANY, a Delaware corporation
THE WILLIAM POWELL COMPANY, an Ohio corporation,
YARWAY CORPORATION, f/k/a YARMALL WARING CORPORATION a Pennsylvania 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

GENERAL ALLEGATIONS

1 That all or part of this cause of action arose in the County of Saginaw, State of Michigan

2 That the Plaintiff Dennis J Kay during the times herein mentioned and complained of, to-wit from 1967 to 2003 was a resident of the State of Michigan, presently residing at 3105 S Euclid Ave , Bay City, MI, 48706, and that the significant injurious exposures to asbestos took place at job sites located within Saginaw County within the State of Michigan

3 That Plaintiff has contracted Asbestosis and/or other asbestos related diseases as a result of exposure to asbestos

4 That Plaintiff says that during the years 1967 to 2003, Plaintiff was employed as a Sheetmetal Worker and that in the course of his duties in such capacities, he was required to handle and otherwise be exposed to and come into contact with large quantities of asbestos dust and fibers mined, produced, installed prescribed engineered, specified licensed sold and/or distributed by the above named defendants installed and/or being installed and/or used in his work environs That in addition to the fact that Plaintiff, Dennis J Kay actually removed, applied, and otherwise used some of the products mined, produced, specified, manufactured, prescribed, engineered, distributed, installed, licensed and/or sold by the above named defendants, and specifically many and various construction products containing asbestos, Plaintiff says that on many jobs while Plaintiff did not use the specific products mined produced, manufactured, prescribed, engineered distributed, specified, installed licensed and/or sold by Defendants,