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

05707908062692
SKRZYPCZAK, DANIEL
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 3937 NPG

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 376 22 9193
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
$ 25,020 (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
Wickes Inc
04725

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 Creditc

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
2676

STATE OF MICHIGAN
COUNTY OF BAY
ASBESTOS DOCKET
A TRUE COPY
LINDA L TOBER
CLERK OF CIRCUIT COURT
Deputy

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF BAY

Daniel Skrzypczak,

Plaintiff, Case No 02-3937-NP-C

vs

ACME INSULATIONS, INCORPORATED, a Michigan 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 ,
ATLAS TURNER, INC , f/k/a ATLAS ASBESTOS COMPANY a Canadian corporation,
AUSTIN COMPANY, an Ohio corporation,
BANNER ENGINEERING & SALES, INC , a Michigan corporation a/k/a JOSEPH M DAY COMPANY,
BASIC, INCORPORATED, a Delaware corporation,
BAY CITY HARDWARE COMPANY, a Michigan corporation
BONDEX INTERNATIONAL, INC , an Ohio corporation,
CEECORP, INC , f/k/a Cleveland Builders Supply an Ohio corporation in its own right and as successor in interest to Cleveland Gypsum Company ,
CERTAINTEED CORPORATION, a Maryland corporation
CONSUMERS ENERGY CO , f/k/a Consumers Power Company of Michigan a Michigan corporation
CROWN CORK & SEAL COMPANY, a New York corporation
DAP, INC , a/k/a DAP Products Inc , a Marvland corporation
DOW CHEMICAL COMPANY, a Delaware corporation
THE FLINTKOTE COMPANY, a Delaware corporation
FURSTENBURG BROS INC , d/b/a FURSTENBURG-BRAUN LUMBER CO a Mihcigan corporation
GENERAL MOTORS CORPORATION, a Delaware corporation
HOLLINGER & CO , a Michigan corporation
JENNISON HARDWARE COMPANY, a Michigan corporation
J G SAGINAW, L L C , An Ohio corporation
KENTILE FLOORS, INC , a New York corporation
METROPOLITAN LIFE INSURANCE COMPANY, a Delaware corporation a/k/a METROPOLITAN INSURANCE COMPANY
OWENS-ILLINOIS, INC , a Delaware corporation
PFIZER, INC
PROKO INDUSTRIES, INC , a Texas corporation
SEARS ROEBUCK COMPANY, a New York corporation
SOUTHERN WALL PRODUCTS INC , in its own right and as successor in interest to RUCO PRODUCTS a Georgia corporation
TRI CITY ACCOUSTICAL CO d/b/a SERVICE BUILDING MATERIALS a Mihcigan corporation
WICKES LUMBER COMPANY, a Delaware corporation
Jointly and severally

Defendants

GOLDBERG PERSKY

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

PLAINTIFF'S 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 COMES Plaintiff by and through his respective counsel state for his Complaint as follows

GENERAL ALLEGATIONS

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

2 That the Plaintiff, Daniel Skrzypczak during the times herein mentioned and complained of, to-wit from 1954 to 1996 was a resident of the State of Michigan presently residing at 5588 Christy Way Bay City MI, 48706 and that the significant injurious exposures to asbestos took place as a result of asbestos fiber released at job sites located within Bay 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 1954 to 1996 Plaintiff was employed as Plasterer 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 Daniel Skrzypczak 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 Plaintiff was nevertheless exposed to the dangerous materials and especially asbestos fibers from such products which