

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

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: *In re* : Chapter 11  
: :  
: UBI Liquidating Corp., : Case No. 10-13005 (KJC)  
: :  
: Debtor. : Re: Docket No. 1624,1635  
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**ORDER GRANTING EIGHTH OMNIBUS OBJECTION OF THE  
LIQUIDATION TRUSTEE TO CERTAIN OVERSTATED CLAIMS, REDUNDANT  
CLAIMS, AND IMPROPERLY CLASSIFIED CLAIMS (SUBSTANTIVE)**

Upon the objection (the "Objection") of Stephen Feldman, in his capacity as trustee (the "Liquidation Trustee") of the UBI Liquidating Trust, as the successor to UBI Liquidating Corp. and its affiliated debtors (collectively, the "Debtors"), and the Liquidating Trust Committee (the "Committee"), by and through their attorneys, Richards, Layton & Finger, P.A. and Cooley LLP, for entry of an order disallowing and expunging in their entirety the Claims;<sup>1</sup> all as more fully set forth in the Objection; and upon the Feldman Declaration; and this Court having jurisdiction to consider the Objection, the Declaration of Stephen Feldman in support, and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Objection and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Objection having been provided to the Notice Parties, and no other or further notice being required; and the Court having considered all responses to the Objection, if any, and all such responses having been either overruled or withdrawn; and a hearing (the "Hearing") having been held to consider the relief requested in the Objection; and upon the record of the Hearing and all

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<sup>1</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Objection.

proceedings had before the Court; and the Court having determined that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefore, it is

ORDERED that the Objection is granted to the extent set forth herein; and it is further

ORDERED that the Redundant Claims listed on Exhibit B hereto are disallowed as set forth on Exhibit B; and it is further

ORDERED that the Overstated Claims listed on Exhibit A hereto are reduced as set forth on Exhibit A; and it is further

ORDERED that the Improperly Classified Claims listed on Exhibit C hereto are reclassified as set forth on Exhibit C; and it is further

ORDERED that BMC Group, Inc. is authorized and directed to expunge the Claims on the official claims registry pursuant to this Order and to make other changes to the official claims registry as necessary to reflect the terms of this Order; and it is further

ORDERED that the Trustee and Committee's rights to amend, modify or supplement the Objection, to file additional objections to the Claims or any other claims (filed or not) which may be asserted against the Trust, and to seek further reduction or reclassification of any Claim, are preserved; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from the interpretation and/or implementation of this Order.

Dated: Sept 25, 2012  
Wilmington, Delaware

  
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THE HONORABLE KEVIN J. CAREY  
UNITED STATES BANKRUPTCY JUDGE