

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:

EBHI HOLDINGS, INC., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 09-12099 (MFW)

Jointly Administered

Ref. Docket No. 1703

**ORDER SUSTAINING DEBTORS' NINTH OMNIBUS (NON-SUBSTANTIVE)  
OBJECTION TO CLAIMS PURSUANT TO § 502(b) OF THE BANKRUPTCY  
CODE, BANKRUPTCY RULES 3003 AND 3007, AND LOCAL RULE 3007-1**

Upon the Debtors' Ninth Omnibus (Non-Substantive) Objection to Claims Pursuant to § 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007, and Local Rule 3007-1 (the "**Objection**"),<sup>2</sup> and it appearing that notice of the Objection was good and sufficient upon the particular circumstances and that no other or further notice need be given; and the Court having considered the Objection, the claims listed on Exhibits A, B and C attached hereto, and any responses thereto; and upon the record herein; and after due deliberation thereon and good and sufficient cause appearing therefore; it is hereby

ORDERED, ADJUDGED, AND DECREED that:

1. The Objection is GRANTED.

<sup>1</sup> The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: EBHI Holdings, Inc., a Delaware corporation (2352); Amargosa, Inc., a Delaware corporation (9737); Gobi Fulfillment Services, Inc., a Delaware corporation (0882); Arabian Diversified Sales, LLC, a Delaware limited liability company (1567); Gibson Services, LLC, an Ohio limited liability company (disregarded); Karalcum International Development, LLC, a Delaware limited liability company (1571); Simpson Information Technology, LLC, a Delaware limited liability company (disregarded); Sandy Financial Services Acceptance Corporation, a Delaware corporation (7532); and Sonoran Acceptance Corporation, a Delaware corporation (7253). The mailing address for EBHI Holdings, Inc. is 10401 N.E. 8th Street, Suite 500, Bellevue, WA 98004. On or about the Petition Date, Tenere of Canada, Inc. and Yuma Customer Services, Inc., affiliates of the Debtors, commenced a proceeding before the Superior Court of Justice, Commercial List, for the Judicial District of Ontario, for a plan of compromise or arrangement under the Companies' Creditors Arrangement Act.

<sup>2</sup> Unless otherwise defined herein, capitalized terms used herein shall have the meanings ascribed to them in the Objection.



2. The Amended Claims listed on Exhibit A in the column labeled “Amended Claim to be Disallowed” are disallowed.

3. The claims whose claim numbers are set forth on Exhibit A in the column labeled “Remaining Claim Number” shall remain on the claims register in these cases, and to the extent that such claims are not subject to an objection set forth herein or subsequently filed by the Debtors, such claims shall be allowed against the Debtors and in the case in which each such claim was filed.

4. The Duplicate Claims listed on Exhibit B in the column labeled “Duplicate Claim to be Disallowed” are disallowed.

5. The claims whose claim numbers are set forth on Exhibit B in the columns labeled “Remaining Claim Number” shall remain on the claims register in these cases, and to the extent that such claims are not otherwise amended or superseded by a proof of claim later filed by the creditor, or subject to an objection set forth herein or subsequently filed by the Debtors, such claims shall be allowed against the Debtors and in the case in which each such claim was filed.

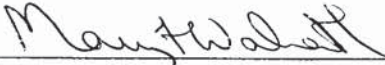
6. The Late Filed Claim listed on Exhibit C was filed after the applicable bar date and is disallowed.

7. This Court shall retain jurisdiction over the Debtors and the claimants whose Disputed Claims are subject to the Objection with respect to any matters related to or arising from the Objection or the implementation of this Order.

8. The Debtors reserve the right to amend, modify, or supplement the Objection, and to file additional objections to claims filed in these Chapter 11 Cases.

9. This Court shall retain jurisdiction over all affected parties with respect to any matters, claims or rights arising from or related to the implementation and interpretation of this Order.

Dated: Wilmington, Delaware  
April 1, 2010

  
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Mary F. Walrath  
United States Bankruptcy Judge

**EXHIBIT A**

Exhibit A  
Amended Claim Objections

Name of Claimant	Remaining Claim Number	Amended Claim to be Disallowed	Claim Amount	Debtor	Reason for Disallowance
Fort Bend County	1352	28	\$2,699.79	Eddie Bauer Holdings, Inc.	Amended and superseded claim.
Montgomery County	1355	30	\$6,366.77	Eddie Bauer Holdings, Inc.	Amended and superseded claim.
Harris County et al	1356	31	\$10,601.72	Eddie Bauer Holdings, Inc.	Amended and superseded claim.
Katy ISD	1354	34	\$11,388.87	Eddie Bauer Holdings, Inc.	Amended and superseded claim.
Round Rock ISD	1330	35	\$4,988.45	Eddie Bauer Holdings, Inc.	Amended and superseded claim.
State of New Jersey	1376	1100	\$67,500.00	Eddie Bauer Holdings, Inc.	Amended and superseded claim.
State of New Jersey	1373	1101	\$22,500.00	Eddie Bauer Holdings, Inc.	Amended and superseded claim.

**EXHIBIT B**

Exhibit B  
Duplicate Claim Objections

Name of Claimant	Remaining Claim Number	Duplicate Claim to be Disallowed	Claim Amount	Debtor	Reason for Disallowance
Harris County et al	1356	1360	9,394.04	Eddie Bauer Holdings, Inc.	Duplicate claim
Montgomery County	1355	1361	5,797.19	Eddie Bauer Holdings, Inc.	Duplicate claim
Katy ISD	1354	1362	10,711.82	Eddie Bauer Holdings, Inc.	Duplicate claim
Fort Bend County	1352	1364	2,378.03	Eddie Bauer Holdings, Inc.	Duplicate claim

EXHIBIT C



Exhibit C  
Late Filed Claims

Name of Claimant	Claim Number	Claim Amount	Debtor	Reason for Disallowance
State of Florida - Department of Revenue	1385	\$23,771.10	Eddie Bauer, Inc.	Claim received after administrative bar date.