

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

EBHI HOLDINGS, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 09-12099 (MFW)

Jointly Administered

Ref. Docket No. 1404

**ORDER SUSTAINING DEBTORS' TENTH OMNIBUS (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' Tenth Omnibus (Substantive) Objection to Claims Pursuant to § 502(b) of the Bankruptcy Code, Bankruptcy Rules 3003 and 3007, and Local Rule 3007-1 (the "**Objection**"),² 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 and B 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 SUSTAINED.

¹ 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.

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



2. The Disputed Claim listed on Exhibit A in the column labeled “Modified and Allowed Claims” is deemed satisfied in part and allowed in part to the amount listed on Exhibit A.


3. The Disputed Claims listed on Exhibit B are reduced and deemed satisfied.

4. 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.

5. 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.

6. 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 5, 2010



Mary F. Walrath
United States Bankruptcy Judge

EXHIBIT A

Exhibit A
Deemed Partially Satisfied and Allowed

Name of Claimant	Claim Number	Original Claim Amount	Portion of Claim Deemed Satisfied	Outstanding Claim Amount	Debtor	Reason for Disallowance
Harris County et al	1356	\$9,394.04	\$9,382.19	\$11.85	Eddie Bauer Holdings, Inc.	Partially Deemed Satisfied.

EXHIBIT B

Exhibit B
Claims to be Reduced and Deemed Satisfied

Name of Claimant	Claim Number	Original Claim Amount	Modified Claim Amount Deemed Satisfied	Debtor	Reason for Disallowance
Cinco Municipal Utility District No. 12	133	\$1,944.60	\$1,422.40	Eddie Bauer, Inc.	After the claimant filed its claim in an estimated amount, the Debtors received a billing statement from the taxing authority setting the actual amount of taxes due, which was less than the amount set forth in the claim. The Debtors paid the tax bill in full post-petition.
Harris County Municipal Utility District No 358	152	\$2,382.51	\$2,165.92	Eddie Bauer, Inc.	After the claimant filed its claim in an estimated amount, the Debtors received a billing statement from the taxing authority setting the actual amount of taxes due, which was less than the amount set forth in the claim. The Debtors paid the tax bill in full post-petition.
Harris County Water Control and Improvement No 155	153	\$632.40	\$574.51	Eddie Bauer, Inc.	After the claimant filed its claim in an estimated amount, the Debtors received a billing statement from the taxing authority setting the actual amount of taxes due, which was less than the amount set forth in the claim. The Debtors paid the tax bill in full post-petition.
The Woodlands Metro Center MUD	157	\$551.30	\$482.59	Eddie Bauer, Inc.	After the claimant filed its claim in an estimated amount, the Debtors received a billing statement from the taxing authority setting the actual amount of taxes due, which was less than the amount set forth in the claim. The Debtors paid the tax bill in full post-petition.
Douglas County	205	\$562.34	\$559.71	Eddie Bauer Holdings, Inc.	After the claimant filed its claim in an estimated amount, the Debtors received a billing statement from the taxing authority setting the actual amount of taxes due, which was less than the amount set forth in the claim. The Debtors paid the tax bill in full post-petition.
Douglas County	210	\$4,808.07	\$4,777.03	Eddie Bauer Holdings, Inc.	After the claimant filed its claim in an estimated amount, the Debtors received a billing statement from the taxing authority setting the actual amount of taxes due, which was less than the amount set forth in the claim. The Debtors paid the tax bill in full post-petition.
Taxing Districts Collected by Potter County	276	\$6,692.17	\$5,859.07	Eddie Bauer Holdings, Inc.	After the claimant filed its claim in an estimated amount, the Debtors received a billing statement from the taxing authority setting the actual amount of taxes due, which was less than the amount set forth in the claim. The Debtors paid the tax bill in full post-petition.

Name of Claimant	Claim Number	Original Claim Amount	Modified Claim Amount Deemed Satisfied	Debtor	Reason for Disallowance
Sumner County Treasurer	344	\$1,060.88	\$940.28	Eddie Bauer, Inc.	After the claimant filed its claim in an estimated amount, the Debtors received a billing statement from the taxing authority setting the actual amount of taxes due, which was less than the amount set forth in the claim. The Debtors paid the tax bill in full post-petition.
City of Lyonia	1241	\$1,414.74	\$1,378.86	Eddie Bauer Holdings, Inc.	After the claimant filed its claim in an estimated amount, the Debtors received a billing statement from the taxing authority setting the actual amount of taxes due, which was less than the amount set forth in the claim. The Debtors paid the tax bill in full post-petition.