

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELEWARE

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FILED

RE: Building Materials Holding Corporation

Case No. 09-12074 (KJC)

RESPONSE: NOTICE OF DEBTORS' FIRST OMNIBUS (NON-SUBSTANTIVE) OBJECTION TO CLAIMS PURSUANT TO SECTION 502(b) OF THE BANKRUPTCY CODE, BANKRUPTCY RULES 3003 and 3007 AND LOCAL RULE 3007-1

TO: THE HONORABLE KEVIN J. CAREY AT THE BANKRUPTCY COURT, 824 MARKET STREET, 5TH FLOOR, COURTROOM NO. 5, WILMINGTON, DELAWARE 19801; YOUNG CONWAY STARGATT & TAYLOR, LLP Sean M. Beach, Donald J. Bowman, Robert F. Poppiti The Brandywine Building 1000 West Street, 17th Floor, PO Box 391 Wilmington, Delaware 19899; GIBSON, DUNN & CRUTCHER LLP Michael A. Rosenthal, Matthew K. Kelsey, Sae M. Muzumdar 200 Park Avenue, 47th Floor New York, NY 10166; GIBSON, DUNN & CRUTCHER LLP Aaron G. York, Jeremy L. Graves 2100 McKinney Avenue, Suite 1100 Dallas, TX 75201

Claimant: William T. Robertson, III 2470 Sand Ridge Drive(Road) Jackson, MS 39211

Basis for Disputed Claim: Building Materials Holding Corporation fictitiously and erroneously reported earnings during the first three quarters of 2007, and the company elected to take one-time adjustments during the fourth quarter of 2007 that were totally inconsistent with the language released during year 2007's proceeding quarterly conference calls with investors. The fact of the matter is that Building Materials Holding Corporation was not operating profitably during the first three quarters of 2007 as the fictitious earnings reports suggest. Given that I was lead to believe that the company was profitable during the first three quarters of 2007, when in fact the business was hemorrhaging cash and the management team was covering it up and pretending that the company was successfully maneuvering through a very difficult period for the homebuilding industry, I continued to by the company's stock based on the reported performance and the language the executives used in the quarterly conference calls with investors. Companies do not simply lose everything in one quarter as reported, that is bogus and you can smell the stench of it all the way across the country.

Disputed Claim Should Not Be Disallowed based on the fact that the earnings reports during the first three quarters of 2007 were fraudulent.

Evidence of Assessed Value already provided to the court; \$340,089.19.

Reply Response: William T. Robertson, III 2470 Sand Ridge Drive Jackson, MS 39211

Contact Person: William T. Robertson, III 601-487-6377 2470 Sand Ridge Drive Jackson, MS 39211