

STARK REAGAN
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Troy, Michigan 48098
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J. Christopher Caldwell (P36221)

Attorneys for Satterlund Supply Company

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:) **Chapter 11**
)
General Motors Corporation, et al.) **Case No. 09-B-50026 (REG)**
)
Debtors.)
)
)
)

NOTICE OF RECLAMATION DEMAND

PLEASE TAKE NOTICE THAT Satterlund Supply Company (“Satterlund”), by and through counsel, hereby files this notice of the delivery of a written demand, pursuant to sections 503 and 546 of title 11 of the United States Code, 11 U.S.C. §§ 101-1532, and applicable non-bankruptcy law, on the above-captioned debtors and debtors in possession (collectively, the “debtors”) reclaim certain assets (the “Goods”) that are subject to reclamation. Satterlund believes that the Goods were sold in the ordinary course of Satterlund’s business and delivered on credit terms to and received by, the Debtors during the 45 days prior to the filing of the Debtor’s bankruptcy petitions. Satterlund further believes the Debtors were insolvent at the time they received delivery of the Goods. Satterlund attaches as Exhibit A, and incorporates by reference herein, a letter dated June 9, 2009 delivered to the Debtors and their counsel. The

STARK REAGAN · ATTORNEYS AND COUNSELLORS · 1111 WEST LONG LAKE · SUITE 202 · TROY, MICHIGAN 48098-6310 · (248) 641-9955

value of the Goods at issue in the demand is at least \$2,590.15.

Dated: June 9, 2009

Respectfully submitted,

/s/ J. Christopher Caldwell

J. Christopher Caldwell, Esq.
Stark Reagan
1111 W. Long Lake Rd., Suite 202
Troy, MI 48098
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Facsimile: 248-641-9921
E-mail: ccaldwell@starkreagan.com
Counsel for Satterlund Supply Company

STARK REAGAN

A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELLORS

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ccaldwell@starkreagan.com

TROY OFFICE

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TRAVERSE CITY OFFICE

475 EASTWOOD SHORES
TRAVERSE CITY, MICHIGAN 49684
TELEPHONE (231) 943-8230
FACSIMILE (231) 943-8711

BONITA SPRINGS OFFICE

267 BAREFOOT BEACH DRIVE
SUITE 402
BONITA SPRINGS, FLORIDA 34134
TELEPHONE (239) 949-0876
FACSIMILE (239) 949-1567

June 9, 2009

Via Certified Mail – Return Receipt Requested

The Debtors
GENERAL MOTORS CORPORATION
Cadillac Building
30009 Van Dyke Avenue
Warren, MI 48090-9025
Attn: Warren Command Center
Mail Code 480-206-114

WEIL, GOTSHAL & MANGES, LLP
767 Fifth Avenue
New York, NY 10153
Attn: Nathan M. Pierce, Esquire

Re: Demand for Reclamation of Satterlund Supply Company

To Whom It May Concern:

Our client, Satterlund Supply Company (“Satterlund”) is aware that General Motors Corporation (“GM”), along with its related entities (collectively, the “Debtors”), each filed a voluntary petition for relief under title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Southern District of New York (Manhattan) (the “Bankruptcy Court”) on June 1, 2009. Satterlund has shipped certain Goods (defined below) to one or more of the Debtors and the Debtors took possession of such Goods prior to the commencement of their bankruptcy proceedings.

The Debtor receiving such goods was General Motors Detroit-Hamtramck Assy Center, 2500 East General Motors Blvd, Non-Product Receiving Gate C5, Detroit, MI 48211 on May 8, 2009, under Purchase Order GM DTS 03817. The value of the goods GM received is at least \$2,590.11. The products included two #1 Marpac Ball Valves, SSE 790, TTP 01 and two Essex Industries SA 0001x Dead man Handle Assemblies.

Section 2-702 of the Uniform Commercial Code states that where a seller discovers that a buyer received goods on credit while insolvent, the seller may reclaim the goods upon written demand made within 10 days of receipt of the goods by buyer. Section 546(c) of the Bankruptcy Code extends the look-back period to 45 days. In addition, a demand for reclamation may be made within 20 days of the commencement of a buyer’s bankruptcy case if the 45-day period expires after the commencement of such buyer’s bankruptcy case.

STARK REAGAN

PAGE 2

Pursuant to the above-referenced status, demand is hereby made by Satterlund for the return of the goods listed on the invoices referenced on Exhibit A attached hereto and incorporated by reference herein, and any other goods that are not listed on Exhibit A, but were received in the 45 days preceding the initiation of the Debtors' bankruptcy proceedings (collectively, the "Goods").

Based upon information currently available to us, we believe that the Debtors received the Goods on credit while insolvent within the 45 days preceding the commencement of the Debtors' bankruptcy proceedings, and as of the date of this letter, no part of the purchase price has been paid for such Goods. Accordingly, Satterlund hereby demands that all of the Goods be returned to it immediately pursuant to this reclamation demand. In addition, Satterlund further demands that the Goods be immediately segregated for return to Satterlund. Satterlund expressly prohibits any of the Debtors from further consuming any of the Goods or making any further sales of the Goods to others. The Goods shall be held in trust for Satterlund pending their return.

Moreover, Satterlund is making a demand for payment of the value of any Goods received by the Debtors during the 20 days preceding the commencement of the Debtors' bankruptcy cases. Section 503(b)(9) of the Bankruptcy Code grants an administrative claim to sellers of goods received by a debtor in the ordinary course of business 20 days prior to the filing of a debtor's bankruptcy petition.

Finally, GM and its related entities may have made representations of solvency to Satterlund within three months before delivery of the Goods thereby entitling Satterlund to additional reclamation rights under Applicable law. Satterlund expressly retains any and all such additional rights of reclamation.

Please promptly confirm that the Debtors will honor Satterlund's reclamation demand and payment demand for the Goods.

Very truly yours,

STARK REAGAN



By: J. Christopher Caldwell
Its: Attorney

cc: Mr. Frederick P. Satterlund
Michael H. Whiting, Esq.
Brian Shoichi Masumoto, Office of the U.S. Trustee
Joseph R. Sgroi, Esquire
Stephen Karotkin, Esquire

INVOICE

Satterlund SUPPLY COMPANY
 Specializing in Products for the Piping Industry



INVOICE NO.
 213183
 INVOICE DATE
 05-08-09

26277 Sherwood Ave. • Warren, MI 48091
 (586) 755-9700 • FAX (586) 755-9713

SOLD TO GM NAO DISBURSEMENTS CENTER
 P.O. BOX 2000
 FLINT, MI 48501-2000

SHIP TO DETROIT-HAMTRAMCK ASSY CTR
 2500 E. GENERAL MOTORS BLVD
 NON-PRODUCT RECEIVING GATE C5
 DETROIT MI 48211-2002

CUSTOMER	SHIP VIA	DATE SHIPPED	SSC ORDER NO.	SLSM	CUSTOMER PURCHASE ORDER	PAGE
341	DOT RYA/GS	05-08-09	166629	DW	DTS 03817	1

FOB	ORDER DATE	TAX AREA	TERMS	ORDERED BY
SHIPPING PT	02-05-09	Y 19	NET 10TH PROX	ROB BARNES

QTY. ORD.	QTY. SHPD.	QTY. B/O	PART NO. / DESCRIPTION	U / M	UNIT PRICE	DISC. %	NET AMOUNT
2	2	0	999990 1 MARPAC BALL VALVE SSE 790 TTF 01-Z W/ DEAD MAN HANDLE ASSEMBLY SA0001X INSTALLED	EA	1,292.00		2,584.00

We hereby certify that these goods were produced in compliance with all applicable requirements of Section 6, 7 and 12 of the Fair Labor Standards Act, as amended, and of regulations and orders of the United States Department of Labor issued under Sec. 14 thereof.

GROSS AMOUNT	TAX	FREIGHT	MISC.	TOTAL INVOICE
2,584.00		6.15		2,590.15

SEE REVERSE SIDE FOR ADDITIONAL TERMS & CONDITIONS

Satterlund

SUPPLY COMPANY

Specializing in Products for the Piping Industry

Date: 5-8-09

Driver: Ray

Satterlund	Customer	No. of	Recipient	Print Name
Sales Order No.	Name	Boxes/Pipe	Signature	Of Recipient
166629	Q.M. Det. HAM.	1	Don Collis	D. COLLINS

SATTERLUND SUPPLY COMPANY
26277 SHERWOOD AVENUE
WARREN, MI 48091
(586) 755-9700 FAX (586) 755-9713

Q14865 01-29-09 1

341

GM MAG DISBURSEMENTS CENTER-
P. O. BOX 2000
FLINT, MI 48501-2000

DETROIT-HAMTRAMCK ASSY CTR
2500 E. GENERAL MOTORS BLVD
NON-PRODUCT RECEIVING GATE C5
DETROIT, MI 48211-2002

ROB BARNES

01-29-09 NET 10TH PROX

19 DAN WRIGHT

1 900010	EA	2	525.0000	1,050.00
1 MARPAC BALL VALVE				
SSE 790 TTP 01				
2 999990	EA	2	767.0000	1,534.00
ESSEX INDUSTRIES SA0001X				
DEAD MAN HANDLE ASSEMBLY				
INSTALLED ON ABOVE VALVE				
3 COMMENTS	EA	1	0.0000	0.00
SPECIAL COMMENTS				
PRICES INCLUDE ALL FREIGHT				
CHARGES. LEAD TIME IS ABOUT				
7 - 8 WEEKS ARO TO DELIVERED.				

Subtotal

2,584.00

2,584.00

Satterlund SUPPLY COMPANY

Specializing in Products for the Piping Industry

26277 Sherwood Ave. • Warren, Michigan 48091 • (586) 755-9700 • FAX (586) 755-9713
www.satterlund.com E-mail: sattpvf@aol.com

Rob
pott
6m
DTS 03817

2 pcs
Marpac Valve

Essex industries
7700 Gravois Rd.
St. Louis, Mo 63123

1166629
Inv. Value. 39531
Essex 39532

Robert Barnes @
GM.COM Dan

FEB 05 2009

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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

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General Motors Corporation, et al.)	Case No. 09-B-50026 (REG)
)	
Debtors.)	
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)	
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on June 9, 2009, a true and correct copy of the Notice of Reclamation Demand and Certificate of Service was served via the U.S. Postal Service, first class mail upon the following parties, and through the CM/ECF System for the United States Bankruptcy Court for the Southern District of New York:

The Debtors
General Motors Corporation
Cadillac Building
30009 Van Dyke Avenue
Warren, MI 48090-9025
Attn: Warren Command Center
Mail Code 480-206-114

Honigman Miller Schwartz and Cohn LLP
2290 First National Building
660 Woodward Avenue
Detroit, MI 48226
Attn: Joseph R. Sgroi

Weil, Gotshal & Manges, LLP
767 Fifth Avenue
New York, NY 10153
Attn: Nathan M. Pierce, Esquire
Stephen Karotkin

Office of the U.S. Trustee
33 Whitehall Street – 21st Floor
New York, NY 10004
Attn: Brian Shoichi Masumoto

/s/ J. Christopher Caldwell
J. Christopher Caldwell