

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

EXIDE TECHNOLOGIES,<sup>1</sup>

Reorganized Debtor.

Chapter 11

Case No. 13-11482 (KJC)

**Related Docket Nos. 4435, 4481**

**CERTIFICATION OF COUNSEL REGARDING PROPOSED  
ORDER APPROVING STIPULATION BETWEEN REORGANIZED  
DEBTOR AND SAP AMERICA, INC. RESOLVING CLAIM NO. 2398**

The undersigned hereby certifies the following:

1. On July 31, 2015, Exide Technologies, the reorganized debtor in the above-captioned case (the “Reorganized Debtor”), filed the *Reorganized Debtor’s (Substantive) Twenty-First Omnibus Objection Pursuant to Bankruptcy Code Section 502(b), Bankruptcy Rule 3007, and Local Rule 3007-1 to Certain (I) No Liability Claims, (II) Misclassified Claims, and (III) Reduce and Allow Claims* (the “Twenty-First Omnibus Claims Objection”) [Docket No. 4435].
2. On August 31, 2015, SAP America, Inc. (“SAP”) filed the *Response to the Reorganized Debtors (Substantive) Twenty-First Omnibus Objection Pursuant To Bankruptcy Code Section 502(b), Bankruptcy Rule 3007, and Local Rule 3007-1 To Certain (A) Miscellaneous Claims, (B) Reduce and Allow Claims, (C) Previously Discharged Claims, and (D) No Liability Claims* (“SAP’s Response”) [Docket No. 4464].

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<sup>1</sup> The last four digits of the Reorganized Debtor’s taxpayer identification number are 2730. The Reorganized Debtor’s corporate headquarters are located at 13000 Deerfield Parkway, Building 200, Milton, Georgia 30004.

3. On September 15, 2015, the Court entered the *Order Sustaining Reorganized Debtor's (Substantive) Twenty-First Omnibus Objection Pursuant to Bankruptcy Code Section 502(b), Bankruptcy Rule 3007, and Local Rule 3007-1 to Certain (A) Misclassified Claims, (B) Reduce and Allow Claims, (C) Previously Discharged Claims, and (D) No Liability Claims* (the "Order") [Docket No. 4481] adjourning, *inter alia*, claim number 2398 of SAP (the "SAP Claim").

4. The Reorganized Debtor and SAP have resolved the SAP Claim as memorialized in the *Stipulation Between Reorganized Debtor and SAP America, Inc. Resolving Claim No. 2398*.

5. Attached hereto as Exhibit 1 is a proposed form of order (the "Proposed Order") approving the *Stipulation Between Reorganized Debtor and SAP America, Inc. Resolving Claim No. 2398* (the "Stipulation") that resolves the Twenty-First Omnibus Claims Objection as it relates to the SAP Claim. The Stipulation is attached to the Proposed Order as Exhibit A.

6. Accordingly, the Reorganized Debtor respectfully requests entry of the Proposed Order at the Court's earliest convenience.

Dated: August 24, 2017

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**EXHIBIT 1**

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re:

EXIDE TECHNOLOGIES,<sup>1</sup>

Reorganized Debtor.

Chapter 11

Case No. 13-11482 (KJC)

**Related Docket Nos. 4435, 4481**

**ORDER APPROVING STIPULATION BETWEEN REORGANIZED  
DEBTOR AND SAP AMERICA, INC. RESOLVING CLAIM NO. 2398**

Upon consideration of the *Stipulation Between Reorganized Debtor and SAP America, Inc. Resolving Claim No. 2398* (the "Stipulation"), a copy of which is attached as **Exhibit A** to this Order; and due and proper notice of the Stipulation having been given; and after due deliberation and it appearing that sufficient cause exists to approve the Stipulation;

IT IS HEREBY ORDERED THAT:

1. The Stipulation is approved; and
2. This Court shall retain jurisdiction to hear and determine all matters

arising from the implementation of this Order.

Dated: \_\_\_\_\_, 2017

\_\_\_\_\_  
The Honorable Kevin J. Carey  
United States Bankruptcy Judge

<sup>1</sup> The last four digits of the Reorganized Debtor's taxpayer identification number are 2730. The Reorganized Debtor's corporate headquarters are located at 13000 Deerfield Parkway, Building 200, Milton, Georgia 30004.

**EXHIBIT A**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

EXIDE TECHNOLOGIES,

Reorganized Debtor.<sup>1</sup>

Chapter 11

Case No. 13-11482 (KJC)

**STIPULATION BETWEEN REORGANIZED DEBTOR  
AND SAP AMERICA, INC. RESOLVING CLAIM NO. 2398**

Exide Technologies, the reorganized debtor in the above-captioned case (the “Reorganized Debtor”), and SAP America, Inc. (“SAP” and together with the Reorganized Debtor, the “Parties”), respectfully submit this proposed stipulation and agreed order (“Stipulation”)<sup>2</sup> for the resolution and allowance of SAP’s Claim No. 2398.

**RECITALS**

WHEREAS, on June 10, 2013 (the “Petition Date”), Exide Technologies filed a voluntary petition for relief under chapter 11 of title 11 of the United States Bankruptcy Code (the “Bankruptcy Code”) with the United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”) initiating the above-captioned chapter 11 case (“Case”);

WHEREAS, on October 30, 2013, SAP filed a proof of claim designated as claim number 2398 (the “SAP Claim”);

WHEREAS, on July 31, 2015, the Reorganized Debtor filed the *Reorganized Debtor’s (Substantive) Twenty-First Omnibus Objection Pursuant To Bankruptcy Code*

<sup>1</sup> The last four digits of the Debtor’s taxpayer identification number are 2730. The Reorganized Debtor’s corporate headquarters are located at 13000 Deerfield Parkway, Building 200, Milton, Georgia 30004.

<sup>2</sup> Any capitalized terms not otherwise defined herein shall have the meaning ascribed to such terms in the Objection.

*Section 502(b), Bankruptcy Rule 3007, And Local Rule 3007-1 To Certain (I) No Liability Claims, (II) Misclassified Claims, And (III) Reduce And Allow Claims* [Docket No. 4435] (The “Twenty-First Omnibus Claims Objection”);

WHEREAS, on August 31, 2015, SAP filed its *Response to the Reorganized Debtors (Substantive) Twenty-First Omnibus Objection Pursuant To Bankruptcy Code Section 502(b), Bankruptcy Rule 3007, and Local Rule 3007-1 To Certain (A) Miscellaneous Claims, (B) Reduce and Allow Claims, (C) Previously Discharged Claims, and (D) No Liability Claims* [Docket No. 4464] (“SAP’s Response”); and

WHEREAS, the Parties have conferred and have agreed to the allowance of the SAP Claim as a general unsecured claim in the amount of \$29,212.09 payable in accordance with the Plan.

NOW THEREFORE, it is hereby stipulated and agreed, by and among the Parties, as follows:

#### STIPULATION

1. Claim No. 2398, the SAP Claim, is hereby allowed as a general unsecured claim in the amount of \$29,212.09, payable in accordance with the Plan.
2. The Twenty-First Omnibus Claims Objection shall be resolved solely with respect to the Claim No. 2398, the SAP Claim.
3. The Reorganized Debtor and the General Unsecured Claims Trust are authorized and empowered to take all actions necessary to implement the relief granted herein.
4. This Court retains jurisdiction with respect to all matters arising from or related to the enforcement or interpretation of this Stipulation.



AGREED TO AND APPROVED FOR ENTRY:

Dated: August 24, 2017

/s/ Allen J. Guon

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