

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

) Chapter 11
In re:)
EXIDE TECHNOLOGIES,) Case No. 13-11482 (KJC)
)
Debtor. ¹)
)

**NOTICE OF DEADLINES FOR SUBMITTING PROOFS OF CLAIM
AND REQUESTS FOR PAYMENT UNDER BANKRUPTCY CODE
SECTION 503(b)(9) AGAINST THE DEBTOR**

YOU ARE RECEIVING THIS NOTICE BECAUSE YOU MAY BE HOLDING A CLAIM AGAINST THE DEBTOR IN THE ABOVE CAPTIONED CHAPTER 11 CASE. YOU SHOULD READ THIS NOTICE CAREFULLY AND DISCUSS IT WITH YOUR ATTORNEY. IF YOU DO NOT HAVE AN ATTORNEY, YOU MAY WISH TO CONSULT ONE.

PLEASE TAKE NOTICE THAT the above-captioned debtor and debtor in possession (collectively, the “Debtor”), filed a voluntary petition for relief under chapter 11 of the United States Code (the “Bankruptcy Code”) in the United States Bankruptcy Court for the District of Delaware (the “Court”) on June 10, 2013 (the “Petition Date”). On August 27, 2013, the Debtor filed the *Debtor’s Motion for Entry of an Order (I) Establishing Deadlines for (a) Submitting Proofs of Claim and (b) Requests for Payments under Bankruptcy Code Section 503(b) (9) ; (II) Approving the Form and Manner of Submitting Such Proofs of Claim and Requests for Payment; (III) Approving the Notice Thereof* (Docket No. 610) (the “Bar Date Motion”). On September 13, 2013, the Court entered an order approving the Bar Date Motion (Docket No. 696) (the “Bar Date Order”), which requires all entities (the “Claimants”) holding or wishing to assert a claim that arose or is deemed to have arisen prior to the Petition Date against the Debtor (the “Claims”) to submit a proof of claim so as to be actually received by GCG, Inc. (“GCG”), the Debtor’s claims and noticing agent, on or before a certain date (the “Bar Dates”).

<p><u>General Bar Date</u> (applicable to 503(b)(9) claims)</p>	<p>All Claimants, other than governmental units, holding or wishing to assert a Claim must submit proof of such Claim so as to be actually received by GCG by October 31, 2013 at 5:00 p.m. prevailing Eastern Time (the “<u>General Bar Date</u>”). Requests for payment under Bankruptcy Code section 503(b)(9) must also be submitted so as to be actually received by GCG by the General Bar Date.</p>
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¹ The last four digits of Debtor’s taxpayer identification number are 2730. The Debtor’s corporate headquarters are located at 13000 Deerfield Parkway, Building 200, Milton, Georgia 30004.

<u>Governmental Bar Date</u>	All governmental units holding or wishing to assert a Claim must submit proof of such Claim so to be actually received by December 9, 2013 at 5:00 p.m. prevailing Eastern Time (the " <u>Governmental Bar Date</u> ").
<u>Amended Schedules Bar Date</u>	In the event the Debtor amends or supplements its schedules of assets and liabilities (collectively, the " <u>Schedules</u> ") to reduce, delete, change the classification of, or add a Claim, the Debtor shall give notice of any such amendment or supplement to the Claimants affected thereby, and such holders shall be afforded the later of 30 days from the date on which such notice is given or the General Bar Date or the Governmental Bar Date, as applicable, to submit a proof of claim with respect to such amended Claim (the " <u>Amended Schedules Bar Date</u> ") or be forever barred from doing so.
<u>Rejection Bar Date</u>	In accordance with certain procedures previously approved by this Court, the effective date of rejection of an executory contract or unexpired lease (the " <u>Rejection Date</u> ") shall generally be fourteen days after the Debtor serves notice of the rejection to the applicable notice parties. In the event such notice parties object to the proposed rejection, the Court shall determine the appropriate Rejection Date. Claimants shall file a proof of claim arising from the Debtor's rejection of any executory contract or unexpired lease by the later of (a) forty-five (45) days after the effective date of rejection of such Agreement as provided by an order of this Court or pursuant to a notice under procedures approved by this Court, ² (b) any date set by another order of the Court, or (c) the General Bar Date (the " <u>Rejection Bar Date</u> ").

Who Must Submit a Proof of Claim: All of the following entities holding Claims against the Debtor (whether secured, unsecured priority, or unsecured nonpriority) must submit a proof of claim ("Proof of Claim") so as to be actually received by GCG on or before the applicable Bar Date: (a) any Claimant whose Claim against the Debtor is not listed in the Schedules or is listed as any of disputed, contingent, or unliquidated if the holder of such Claim desires to participate in the Chapter 11 Case or share in any distribution in the Chapter 11 Case on account of such Claim; (b) any Claimant who believes that its Claim is improperly classified in the Schedules, is listed in an incorrect amount and who desires to have its Claim allowed in a classification or amount other than that identified in the Schedules; (c) any Claimant holding a Claim against the Debtor that is not listed in the Schedules; and (d) any entity holding a Claim that is allowable under Bankruptcy Code section 503(b)(9) as an administrative expense in this case.

Parties Who Do Not Need To Submit Proofs of Claim: There are several categories of Claimants who, as a matter of law, procedure, or case administration, should not be required to file a Proof of

² See Order Authorizing And Approving Expedited Procedures For Rejection Or Assumption Of Executory Contracts (Docket No. 333).

Claim by the applicable Bar Date, as provided above. Specifically, the Bar Dates should not apply to:

- a. Claimants who already submitted a Proof of Claim against the Debtor with the Clerk of the Bankruptcy Court for the District of Delaware or with GCG in a form substantially similar to Official Bankruptcy Form B10;
- b. Any Claimant whose Claim is listed on the Schedules if (i) the Claim is not scheduled as “disputed,” “contingent,” or “unliquidated”; (ii) the Claimant agrees with the amount, nature, and priority of the Claim as set forth in the Schedules; and (iii) the Claimant does not dispute that the Claim is an obligation of the Debtor as set forth in the Schedules;
- c. Any Claimant who holds a Claim that has been allowed pursuant to a separate order of this Court before the entry of the Bar Date Order;
- d. Any Claimant who holds a Claim that has been paid in full by the Debtor or any other party;
- e. Any Claimant who holds a Claim that is subject to specific deadlines, aside from those established pursuant to the Motion, fixed by this Court by separate order;
- f. Any Claimant who holds a Claim that is limited exclusively to the repayment of principal, interest, and/or other applicable fees and charges (“Debt Claim”) owed under any bond or note issued by the Debtor pursuant to an indenture (a “Debt Instrument”); provided, however, that: an indenture trustee under a Debt Instrument (the “Indenture Trustee”) must file one Proof of Claim, on or before the General Bar Date, with respect to all of the amounts owed under each of the Debt Instruments and any holder of a Debt Claim wishing to assert a Claim, other than a Debt Claim, arising out of or relating to a Debt Instrument must file a Proof of Claim on or before the General Bar Date, unless another exception in this paragraph applies;
- g. any present or former employee of the Debtor whose employment is or was subject to the terms of a collective bargaining agreement (and, with respect to benefit claims, any spouse, surviving spouse or other beneficiary thereof) and any union representing such employees or former employees (“CBA Parties”) solely with respect to any prepetition claim based on the payment of wages, salaries, employee medical benefits, insurance benefits, and other benefits authorized to be paid by order of the Court under the first day wage and benefit order approved by the Court on July 11, 2013 (Docket No. 319). CBA Parties need not submit a claim for such amounts, unless the Debtor has provided written notice to such CBA Parties and their union that the Debtor does not intend to pay such claim, in which case the CBA Parties shall have until the later of (i) the Claims Bar Date and (ii) 30 days from the date of written notice, to submit a proof of claim; **notwithstanding the foregoing, either employees (present or former) or their labor unions must submit claims relating to grievances prior to the General Bar Date to the extent**

the grounds for such grievances arose on or prior to the Petition Date, provided, that labor unions may submit a claim itemizing such grievances on behalf of their respective members; and

- h. Any Claimant who holds a Claim allowable under Bankruptcy Code sections 503(b) and 507(a)(1) of expenses of administration, **except, however, for requests for payment asserted pursuant to Bankruptcy Code section 503(b)(9), which 503(b)(9) requests must be filed on or before the General Bar Date; and**
- i. Any Claimant whose Claim is based on an interest in an equity security of the Debtor; provided, however, that any Claimant who wishes to assert a Claim against the Debtor based on, without limitation, Claims for damages or rescission based on the purchase or sale of an equity security, must file a Proof of Claim on or before the General Bar Date.³

Filing a Proof of Claim. All Proofs of Claim must be submitted so as to be **actually received** no later than 5:00 p.m. prevailing Eastern Time on the applicable Bar Date at the following address:

If by hand delivery or overnight courier, send to:

**Exide Case Administration
c/o GCG
5151 Blazer Parkway, Suite A
Dublin, Ohio 43017**

If by first-class mail, send to:

**Exide Case Administration
c/o GCG
PO Box 9985
Dublin, OH 43017-5985**

<p style="text-align: center;">PROOFS OF CLAIM SUBMITTED BY FACSIMILE OR ELECTRONIC MAIL WILL NOT BE ACCEPTED.</p>

Contents of Proofs of Claim. Each Proof of Claim must: (i) be written in English; (ii) include a Claim amount denominated in United States dollars; (iii) conform substantially with the Proof of Claim Form provided by the Debtor or Official Bankruptcy Form 10; (iv) state a Claim against the Debtor; (v) be signed by the Claimant or if the Claimant is not an individual, by an authorized agent of the Claimant; and (vi) include supporting documentation (or, if such documentation is voluminous, include a summary of such documentation) or an explanation as to why such documentation is not available.

Receipt of Service. A Claimant who wishes to receive acknowledgment of receipt of its Proof of Claim may submit a copy of the Proof of Claim and a self-addressed, stamped envelope to the above address along with the original Proof of Claim.

³ The Debtor reserves all rights with respect to any such Claims including, inter alia, to assert that such Claims are subject to subordination pursuant to Bankruptcy Code section 510(b).

Consequences of Failing to Timely Submit Your Proof of Claim. Any Claimant who is required, but fails, to submit a Proof of Claim in accordance with the Bar Date Order on or before the applicable Bar Date shall be forever barred, estopped, and enjoined (subject to a court order finding excusable neglect for such failure) from asserting such Claim against the Debtor, its property, or its estate (or submitting a Proof of Claim with respect thereto), and the Debtor, its property, and its estate shall be forever discharged from any and all indebtedness or liability with respect to such Claim under a confirmed plan of reorganization so providing, and such holder shall not be permitted to vote, to accept or reject any plan of reorganization filed in the Chapter 11 Case, or participate in any distribution on account of such Claim or receive further notices regarding such Claim.

Reservation of Rights. Nothing contained in this notice is intended to or should be construed as a waiver of the Debtor's right to: (a) dispute, or assert offsets or defenses against, any submitted Claim or any Claim listed or reflected in the Schedules as to the nature, amount, liability, or classification thereof; (b) subsequently designate any scheduled Claim as disputed, contingent, or unliquidated; and (c) otherwise amend the Schedules.

Additional Information. If you have any questions regarding the claims process and/or if you wish to obtain a copy of the Bar Date Order (which contains a more detailed description of the requirements for filing proofs of claim), a proof of claim form or related documents you may do so by contacting GCG (a) at the Debtor's restructuring hotline at (888) 985-9831; (b) at the Debtor's restructuring website <http://www.exiderestructuringinfo.com>; and/or (c) by writing to Exide Case Administration, c/o GCG, PO Box 9985, Dublin, OH 43017-5985. Please note that GCG cannot advise you how to file, or whether you should file, a Proof of Claim.

Dated: September 18, 2013

SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

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