

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

In re:)	
)	Chapter 11
)	
DAYTON SUPERIOR CORPORATION,)	Case No. 09-11351 (BLS)
a Delaware corporation, ¹)	
)	
Debtor.)	
)	

**NOTICE OF AGENDA OF MATTERS SCHEDULED
FOR HEARING ON JUNE 5, 2009 AT 9:30 A.M. (EDT)**

UNCONTESTED MATTER WITH CERTIFICATION OF NO OBJECTION

1. Motion of the Debtors for Authority to Pay Prepetition Claims of Certain Critical and Priority Vendors and Granting Certain Related Relief Pursuant to Sections 105(a), 363(b), 503(b)(9) and 507(a)(2) of the Bankruptcy Code [Docket No. 13 - filed April 19, 2009]

Objection/Response Deadline: May 29, 2009 at 4:00 p.m. (EDT)

Objections/Responses Received: None to date.

Related Documents:

- i. Order Granting the Debtor Authority to Pay Prepetition Claims of Certain Critical and Priority Vendors and Granting Certain Related Relief Pursuant to Sections 105(a), 363(b), 503(b)(9) and 507(a)(2) of the Bankruptcy Code [Docket No. 47 - filed April 21, 2009]
- ii. Notice of Hearing re: Motion of the Debtors for Authority to Pay Prepetition Claims of Certain Critical and Priority Vendors and Granting Certain Related Relief Pursuant to Sections 105(a), 363(b), 503(b)(9) and 507(a)(2) of the Bankruptcy Code [Docket No. 185 - filed May 15, 2009]
- iii. Amended Notice of Hearing re: Notice of Hearing Regarding Authority to Pay Claims of Critical Vendors Pursuant to 11 U.S.C. § 503(b)(9) [Docket No. 196 - filed May 19, 2009]
- iv. Certification of No Objection [Docket No. 254 - filed June 2, 2009]

¹ The last four digits of the Debtor's federal tax identification number are: EIN: XX-XXX6346. The Debtor's mailing address is 7777 Washington Village Dr., Suite 130, Dayton, Ohio 45459.



- v. Proposed form of order

Status: A Certification of No Objection was filed June 2, 2009. A hearing is required only to the extent the Court has any questions or concerns.

CONTESTED MATTERS

2. Motion for Entry of Interim and Final Orders (I) Authorizing the Debtor to (A) Obtain Postpetition Financing, (B) Use Cash Collateral and (C) Repay the Prepetition Revolving Obligations, (II) Granting Adequate Protection to the Prepetition Secured Lenders, (III) Granting Security Interests and Superpriority Administrative Expense Status to the DIP Lender, (IV) Scheduling a Final Hearing and (V) Granting Related Relief [Docket No. 17 - filed April 19, 2009]

Objection/Response Deadline: May 5, 2009 at 4:00 p.m. (EDT), extended only as to the Official Committee of Unsecured Creditors to May 19, 2009 and to a date to be determined with respect only to all parties who objected to the interim order.

Objections/Responses Received:

- A. Objection of the Ad Hoc Committee of Bondholders to Debtor's Motion for an Interim and Final Order Authorizing the Debtor to Obtain Post-Petition Financing [Docket No. 28 - filed April 20, 2009]
- B. Objection of DK Acquisition Partners LP and Silver Point Capital, L.P. to Debtor's Motion for Interim and Final Order Authorizing the Debtor to Obtain Post-Petition Secured Financing from the Prepetition Revolving Lenders [Docket No. 33 - filed April 21, 2009]
- C. Preliminary Objection of the Official Committee of Unsecured Creditors to the Debtor's Motion for Entry of Interim and Final Orders Pursuant to Sections 105, 361, 362 and 364 of the Bankruptcy Code (I) Authorizing the Debtor to (A) Obtain Post-Petition Financing, (B) Use Cash Collateral, (C) Repay the Prepetition Revolving Obligations (II) Granting Adequate Protection to Prepetition Secured Lenders, (III) Granting Security Interests and Superpriority Administrative Expense Status to the DIP Lenders, (IV) Scheduling a Final Hearing and (V) Granting Related Relief [Docket No. 214 - filed May 19, 2009]
- D. Response of General Electric Capital Corporation, as the Administrative Agent for the Debtor's Prepetition Revolving Lenders and Post-Petition Secured Lenders (I) In Support of Debtor's Motion for Entry of Interim and Final Orders Pursuant to Sections 105, 361, 362, 363 and 364 of the Bankruptcy Code (i) Authorizing the Debtor to (A) Obtain Post-Petition Financing, (B) Use Cash Collateral and (C) Repay the Revolving Obligations, (ii) Granting Adequate Protection to Prepetition Secured Lenders, (iii) Granting Security Interests and Superpriority Administrative Expense Status to the DIP Lenders, (iv) Scheduling A Final

Hearing and (v) Granting Related Relief [D.I. No. 17] ("Motion"); and (II) In Opposition to the Preliminary Objection of the Official Committee of Unsecured Creditors to Debtor's Motion [Docket No. 256 - filed June 3, 2009]

- E. Debtor's Supplemental Memorandum of Law in Support of DIP Financing Motion and Amendment #1 to DIP Credit Agreement [Docket No. TBD - to be filed June ____, 2009]

Related Documents:

- i. Declaration of Mark Hootnick in Support of Debtor's Motion for Entry of Interim and Final Orders (I) Authorizing the Debtor to (A) Obtain Post-Petition Financing, (B) Use Cash Collateral and (C) Repay the Prepetition Revolving Loan Obligations, (II) Granting Adequate Protection to Prepetition Secured Lenders, (III) Granting Security Interests and Superpriority Administrative Expense Status to the DIP Lenders, (IV) Scheduling a Final Hearing and (V) Granting Related Relief [Docket No. 18 - filed April 19, 2009]
- ii. Notice of Entry of Interim Order Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, 364 and 507 (1) Approving Postpetition Financing, (2) Authorizing Use of Cash Collateral and Repayment of Prepetition Revolving Loan Debt; (3) Granting Liens and Providing Superpriority Administrative Expense Status, (4) Granting Adequate Protection, (5) Modifying Automatic Stay, and (6) Scheduling a Final Hearing and (II) Scheduling of a Final Hearing [Docket No. 69 - filed April 22, 2009]
- iii. Interim Order Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, 364 and 507 (1) Approving Postpetition Financing, (2) Authorizing Use of Cash Collateral and Repayment of Prepetition Revolving Loan Debt, (3) Granting Liens and Providing Superpriority Administrative Expense Status, (4) Granting Adequate Protection, (5) Modifying Automatic Stay, and (6) Scheduling a Final Hearing [Docket No. 76 - filed April 24, 2009]

Status: The hearing on this matter will go forward. The Debtor understands that the objections of the bondholders and term lenders have been resolved but that the Committee's objection has not yet at this time been resolved.

3. Motion of the Debtor for an Order (A) Authorizing the Debtor to (1) Pay and Honor Certain Prepetition Claims for (I) Wages, Salaries, Employee Benefits and Other Compensation, (II) Withholdings and Deductions and (III) Reimbursable Expenses; (2) Continue to Provide Employee Benefits in the Ordinary Course of Business; (3) Pay All Related Costs and Expenses; and (B) Directing Banks to Receive, Process, Honor and Pay All Checks Presented for Payment and Electronic Payment Requests Relating to the Foregoing [Docket No. 12 - filed April 19, 2009]

Objection/Response Deadline: May 13, 2009 at 4:00 p.m. (EDT), extended to May 15, 2009 at 4:00 p.m. (EDT) for the Official Committee of Unsecured Creditors

Objections/Responses Received:

- A. Limited Objection of the Official Committee of Unsecured Creditors to a Final Order on the Motion of the Debtor for an Order (A) Authorizing the Debtor to (1) Pay and Honor Certain Prepetition Claims for (I) Wages, Salaries, Employee Benefits and Other Compensation, (II) Withholdings and Deductions and (III) Reimbursable Expenses; (2) Continue to Provide Employee Benefits in the Ordinary Course of Business; (3) Pay All Related Costs and Expenses; and (B) Directing Banks to Receive, Process, Honor and Pay all Checks Presented for Payment and Electronic Payment Requests Relating to the Foregoing [Docket No. 179 - filed May 15, 2009]

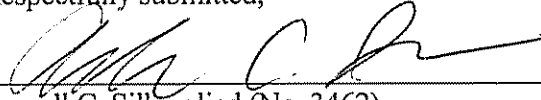
Related Documents:

- i. Order (A) Authorizing the Debtor to (1) Pay and Honor Certain Prepetition Claims for (1) Wages, Salaries, Employee Benefits and Other Compensation, (II) Withholdings and Deductions and (III) Reimbursable Expenses; (2) Continue to Provide Employee Benefits in the Ordinary Course of Business; (3) Pay All Related Cost and Expenses; and (B) Directing Banks to Receive, Process, Honor and Pay All Checks Presented for Payment and Electronic Payment Requests Relating to the Foregoing [Docket No. 48 - filed April 21, 2009]
- ii. Notice of (I) Entry of Order (A) Authorizing the Debtor to (1) Pay and Honor Certain Prepetition Claims for Wages, Salaries, Employee Benefits and Other Compensation, Withholdings and Deductions and Reimbursable Expenses; (2) Continue to Provide Employee Benefits in the Ordinary Course of Business; (3) Pay All Related Costs and Expenses; and (B) Directing Banks to Receive, Process, Honor and Pay All Checks Presented for Payment and Electronic Payment Requests Relating to the Foregoing and (II) Scheduling of a Final Hearing on Portions Thereof [Docket No. 73 - filed April 22, 2009]

Status: The hearing on this matter will go forward.

Dated: June 3, 2009
Wilmington, Delaware

Respectfully submitted,



Russell C. Silberglied (No. 3462)

John H. Knight (No. 3848)

Paul N. Heath (No. 3704)

Lee E. Kaufman (No. 4877)

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