

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

JUDGE PETER J. WALSH

824 MARKET STREET
WILMINGTON, DE 19801
(302) 252-2925

September 14, 2001

Robert J. Stearn, Jr.
Christopher D. Loizides
Richards, Layton & Finger, P.A.
One Rodney Square
Wilmington, DE 19801

Matthew A. Feldman
Rachel C. Abrams
Willkie Farr & Gallagher
787 Seventh Avenue
New York, NY 10019-6099

Attorneys for Defendant
Hechinger Company

Francis A. Monaco
Kevin J. Mangan
Walsh Monzack and Monaco, P.A.
1201 North Orange Street
Suite 400
Wilmington, DE 19801

Michael Traison
Lawrence M. Dudek
Matthew L. Lager
Miller, Canfield, Paddock and
Stone, P.L.C.
150 West Jefferson, Suite 2500
Detroit, MI 48226

Attorneys for Georgia-Pacific
Corporation

Re: Georgia Pacific Corporation vs. Hechinger Company
Adv. Proc. No. 00-284 (PJW)

Dear Counsel:

This is my ruling on defendant Hechinger Company's ("Hechinger") motion for judgment on the pleadings (Doc. # 10).

Attached hereto is a copy of my memorandum opinion of this date in The Scotts Company vs. Hechinger Company, Adv. Proc. No. 00-1683 wherein I denied Hechinger's motion to dismiss. Hechinger's motion in that case is based on the same position taken by Hechinger in the instant case, namely, an alleged legally deficient reclamation demand letter. For the reasons

set forth in the attached memorandum opinion, I deny Hechinger's motion for judgment on the pleadings in the instant case.

Very truly yours,

Peter J. Walsh

PJW:ipm

Enc.

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE**

IN RE:)	Chapter 11
)	
THE HECHINGER INVESTMENT)	Case No. 99-2261 (PJW)
COMPANY OF DELAWARE, INC.,)	Jointly Administered
et al.,)	
)	
Debtors.)	
_____)	
)	
GEORGIA-PACIFIC CORPORATION,)	
)	
Plaintiff,)	
)	
vs.)	Adv. Proc. No. 00-284
)	
HECHINGER COMPANY,)	
)	
Defendant.)	

ORDER

For the reason stated in the Court's letter ruling of this date, the motion (Doc. # 10) of defendant Hechinger Company for judgment on the pleadings is DENIED.

Peter J. Walsh
United States Bankruptcy Judge

Date: September 14, 2001