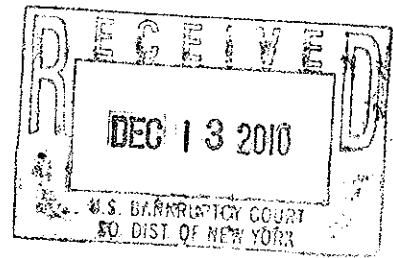


**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**



In re	Chapter 11
Quebecor World (USA) Inc., et al.,	Case No. 08-10152 (JMP) Jointly Administered
Debtors.	Honorable James M. Peck

**RESPONSE TO THE REORGANIZED DEBTORS' THIRTY-EIGHTH OMNIBUS
OBJECTION TO CLAIMS (SEEKING TO EXPUNGE CERTAIN NO
LIABILITY CLAIMS AND/OR INSUFFICIENT SUPPORT CLAIMS)**


CLAIMANT: Ulyssus Libern Rudd, Jr. Route 1 Box 650 Cushing, Oklahoma 74023
CLAIM NO.: 5111

The Reorganized Debtors filed the *Notice of the Reorganized Debtors' Thirty-Eighth Omnibus Objection to Claims (Seeking to Expunge Certain No liability Claims and/or Insufficient Support Claims)* on November 19, 2010. Herein, Claimant presents his response to the objection.

Claimant's Claim is a lawsuit for intentional acts of employment discrimination on the part of Quebecor World (USA) Inc, for which Claimaint seeks damages, including punitive damages. As such, Claimaint's claim for employment discrimination are not subject to bankruptcy and should not be expunged.

A declaration explaining the basis of Claimaint's claim is attached hereto as Exhibit A.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Daniel E. Smolen", written over a horizontal line.

Daniel E. Smolen
701 South Cincinnati Ave.
Tulsa, Oklahoma 74119
(918) 585-2667
(918) 585-2669 (fax)

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

In re	Chapter 11
Quebecor World (USA) Inc., et al.,	Case No. 08-10152 (JMP) Jointly Administered
Debtors.	Honorable James M. Peck

DECLARATION OF ULYSSUS LIBERN RUDD, JR.

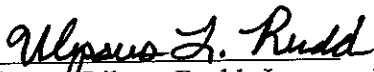
COUNTY OF PAYNE)
) ss.
STATE OF OKLAHOMA)

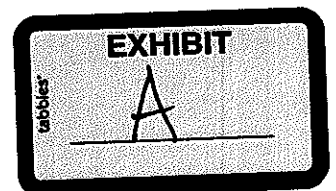
I, Ulyssus Libern Rudd, Jr., declare under penalty of perjury that the foregoing is true and correct:

I was employee of Quebecor from on or around 2000 until my termination on or about October 16, 2006. During my employment, I was repeatedly passed up for promotions in favor of younger, less qualified employees. I suffered a work-related back injury on or around September 28, 2006. My employer, Quebecor, sent me to a company doctor, who placed me on light duty. I was terminated on or about October 16, 2006. My termination was the result of age discrimination and was made in retaliation for my on-the-job injury.

The foregoing facts and circumstances surrounding my claim were presented in my Complaint filed in Case No. 5:07-cv-01124-D, United States District Court for the Western District of Oklahoma. The Complaint is attached hereto as Exhibit 1.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 10th day of December in Cushing, Oklahoma.


Ulyssus Libern Rudd, Jr.



IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

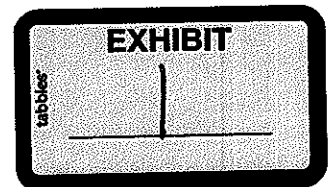
ULYSSES LILBERN RUDD, JR.,)	
)	
Plaintiff,)	
)	Case No.
v.)	
)	
QUEBECOR WORLD, INC. A Foreign)	Attorney Lien Claimed
For Profit Business Corporation,)	Jury Trial Demanded
)	
Defendant.)	

COMPLAINT

COMES NOW the Plaintiff, Ulyssus Rudd, through his attorneys of record, Daniel E. Smolen and Donald E. Smolen, of Smolen & Smolen, PLLC, and brings this action against the Defendant, Quebecor World, Inc., for violations of his constitutionally protected rights arising out of his employment and termination by said Defendant.

PARTIES, JURISDICTION & VENUE

1. This is an action for damages and to secure protection of and to redress deprivation of rights secured by 29 U.S.C. § 621, et seq., hereafter "ADEA" and the Oklahoma Workers' Compensation Act, Okla. Stat. tit. 85, § 5.
2. Plaintiff, a resident of the State of Oklahoma, filed a charge of discrimination against the Defendant with the Oklahoma Human Rights Commission ("OHRC") and Equal Employment Opportunity Commission ("EEOC"). Plaintiff complained to the EEOC of discrimination based on his age. A Notice of Right to Sue was received by Plaintiff on or about July 8, 2007, and this Complaint has been filed within ninety days (90) of the receipt of the Notice of Right to Sue. As such, all conditions precedent to the filing of this lawsuit have been fulfilled.



3. Jurisdiction of the Court is invoked pursuant to 28 U.S.C. § 1331 (federal question), 28 U.S.C. §1343 (Civil Rights), and 28 U.S.C. § 1337 (Acts of Congress regulating commerce).
4. Compensatory and punitive damages are sought pursuant to the ADEA and Okla. Stat. tit. 85, §6
5. This action lies properly in the Western District of Oklahoma pursuant to 28 U.S.C §1391(b) as the unlawful employment practices complained of herein occurred within the Western District of Oklahoma and Defendant, Quebecor World, Inc. ("Quebecor"), conducts regular business in the Western District of Oklahoma.
6. Plaintiff is a citizen of the United States of America and a resident of the State of Oklahoma.
7. Defendant, Quebecor, conducts business in the State of Oklahoma and regularly employs more than fifteen (15) people.

FACTS COMMON TO ALL CLAIMS

8. Plaintiff incorporates as if realleged Paragraphs 1-7.
9. Plaintiff, Ulyssus Rudd, is a forty-nine year-old male.
10. The Plaintiff had been an employee of Quebecor since on or around March 2000.
11. During his employment he was repeatedly passed up for promotions while less-qualified, younger employees were continually promoted.
12. On or about September 28, 2006, Plaintiff suffered an accidental injury to his back arising out of and in the scope of his employment
13. Defendant sent Mr. Rudd to its doctor who put him on light duty.

14. On or about October 16, 2006, Plaintiff was terminated while working light duty for Defendant.
15. Plaintiff has been discriminated against in violation of the Age Discrimination in Employment Act of 1967, as amended, because of his age, forty-nine years.
16. Plaintiff's termination was predicated upon his on-the-job injury.

FIRST CLAIM FOR RELIEF
(DISCRIMINATION BASED ON AGE (ADEA))

17. Plaintiff, Ulyssus Rudd, incorporates as if realleged Paragraphs 1-16.
18. Plaintiff, an employee of Defendant for nearly five years as a stacker, was repeatedly passed up for promotions while younger employees were promoted from stacker to roll tender just months after being hired.
19. By treating Plaintiff differently than less qualified employees under the age of forty (40) years, the Defendant, Quebecor, has violated the ADEA.

SECOND CLAIM FOR RELIEF
(RETALIATORY DISCHARGE)

20. Plaintiff, Ulyssus Rudd, incorporates as if realleged Paragraphs 1-19.
21. On or around September 2006, Mr. Rudd was placed on light duty due to an on-the-job back injury he received.
22. On October 16, 2006, Mr. Rudd was terminated from his employment while seeking treatment for his injury and working light duty.
23. Mr. Rudd was terminated due to his on-the-job back injury.
24. The termination of Mr. Rudd is in direct violation of Oklahoma law. More specifically, said act of termination violates the Oklahoma Workers' Compensation Act, Okla. Stat. tit. 85, § 5.

25. As a result of this wrongful termination, Mr. Rudd has suffered considerable damages including, but limited to, loss of medical benefits, loss wages and other actual damages in an amount to be determined at trial.

FOURTH CLAIM FOR RELIEF

(PUNITIVE DAMAGES)

26. Plaintiff incorporates as if realleged Paragraphs 1-25.

27. Defendant, Quebecor, acted in reckless disregard of the rights of Mr. Rudd and all employees of Quebecor.

28. This conduct was carried out with full knowledge where the Defendant knew, or should have known, of the severe adverse consequences of their actions upon Mr. Rudd and all other employees of the Defendant.

29. Such conduct was not only detrimental to Mr. Rudd but is detrimental to the public in general, and punitive damages are appropriate under Okla. Stat. tit. 85, § 6.

WHEREFORE, based on the foregoing, Plaintiff prays that this Court grant him the relief sought including, but not limited to, appropriate loss earnings, insurance premiums, front pay until normal retirement, with pre-judgment interest, and compensation for past and future pecuniary losses, including out-of-pocket losses suffered by Plaintiff because of the unlawful discrimination, in an amount to be determined at trial. Plaintiff also requests this Court order Defendant to pay punitive damages for its malicious and/or reckless conduct, in an amount to be determined at trial. Finally, Plaintiff requests this Court grant reasonable attorney's fees and such further relief as the Court deems necessary and proper.

JURY TRIAL DEMAND

Plaintiff requests a jury trial on all questions of fact raised by the Complaint.

Respectfully submitted,

/s/ Donald E. Smolen, II

Daniel E. Smolen, OBA# 19943

Donald E. Smolen, II, OBA# 19944

SMOLEN & SMOLEN, PLLC

320 South Boston Ave., Ste. 1125

Tulsa, OK 74103

P: (918) 585-2667

F: (918) 585-2669

Attorneys for Plaintiff