

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

In re: : Chapter 11
: :
: :
NEXTCARD, INC., : Case No. 02-13376 (JWV)
: :
: :
Debtor. : :

**NOTICE OF BAR DATE REQUIRING FILING OF PROOFS OF CLAIM ON OR
BEFORE APRIL 2, 2003, AT 4:00 P.M. (EASTERN TIME)**

PLEASE TAKE NOTICE THAT:

1. On November 14, 2002, NextCard, Inc. (the “Debtor”) filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”) in the United States Bankruptcy Court for the District of Delaware (the “Court”). This case is being administered under Case No. 02-13376 (JWV).

2. On January 29, 2003, the Court entered an order (the “Bar Date Order”) establishing **April 2, 2003, at 4:00 p.m. (Eastern Time)** (the “Bar Date”), as the last date and time for the filing of proofs of claim against the Debtor. The Bar Date and the procedures set forth below for the filing of proofs of claim apply to all claims against the Debtor that arose prior to November 14, 2002.

3. You MUST file a proof of claim if you have a claim that arose prior to November 14, 2002, and it is not one of the other types of claims described in section 4 below. Acts or omissions of the Debtor that arose prior to November 14, 2002, may give rise to claims against the Debtor notwithstanding that such claims may not have matured or become fixed or liquidated prior to such date. Under section 101(5) of the Bankruptcy Code and as used herein, the word “claim” means: (a) right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.

4. You should not file a proof of claim if:

a. you have already properly filed, with the Clerk of the United States Bankruptcy Court for the District of Delaware, a proof of claim against the Debtor in the form and manner required by Bankruptcy Rules 3003 and 9009 and substantially conforming to Official Bankruptcy Form No. 10;

b. your claim is listed on the Debtor's Schedules (as defined below), and is not described as “disputed,” “contingent,” or “unliquidated,” and you do not dispute or contest the amount or classification of the claim as set forth in the Schedules;

c. your claim arises under sections 503(b) or 507(a) of the Bankruptcy Code as an administrative expense of the Debtor's chapter 11 case;

d. your prepetition claim has been paid in full post-petition by the Debtor pursuant to authorization of this Court;

e. you are a holder of equity interests in NextCard, Inc.,¹ including a holder of (i) any share in a corporation, whether common or preferred, or (ii) a warrant or option issued to the Debtor' officers, directors or employees in the ordinary course of business, and your claim is on account of such ownership of such equity interest; provided, however, that any person or entity who wishes to assert a claim against the Debtor that is not based solely upon ownership of such equity interest must file a proof of claim on or before the Bar Date, including, without limitation any claims or interest as asserted in, or holders who are or may be members of the putative classes alleged in, the cases listed below:

¹ The Bar Date Order authorizes the Debtor to rely on the records of its stock transfer agent as *prima facie* evidence of the validity and amount of all stock ownership interests.

- (1) *In re NextCard, Inc. Securities Litigation*, currently pending in the United States District Court for the Northern District of California, No. C-01-21029-JF(RS);
- (2) *Patel v. NextCard, Inc.*, currently pending in the United States District Court for the Northern District of Illinois, No. 01-C-8409, consolidated with *In re NextCard, Inc. Securities Litigation*;
- (3) *Market Street Securities, Inc. v. NextCard, Inc.*, currently pending in the United States District Court for the Northern District of Illinois, No. 01-C-08647, consolidated with *In re NextCard, Inc. Securities Litigation*;
- (4) *Goodman v. NextCard, Inc.*, currently pending in the United States District Court for the Northern District of California, No. C-01-04153, consolidated with *In re NextCard, Inc. Securities Litigation*;
- (5) *Hofman v. NextCard, Inc.*, currently pending in the United States District Court for the Northern District of California, No. C-01-04296, consolidated with *In re NextCard, Inc. Securities Litigation*;
- (6) *Rose v. NextCard, Inc.*, currently pending in the United States District Court for the Northern District of California, No. C-01-04705, consolidated with *In re NextCard, Inc. Securities Litigation*;
- (7) *Ballati v. NextCard, Inc.*, currently pending in the United States District Court for the Northern District of California, No. C-01-21029, consolidated with *In re NextCard, Inc. Securities Litigation*;
- (8) *Scheiber v. NextCard, Inc.*, currently pending in the United States District Court for the Northern District of California, No. C-01-04147, consolidated with *In re NextCard, Inc. Securities Litigation*;
- (9) *Vittimberga v. NextCard, Inc.*, currently pending in the United States District Court for the Northern District of California, No. C-01-04318, consolidated with *In re NextCard, Inc. Securities Litigation*;
- (10) *Toptani v. NextCard, Inc.*, currently pending in the United States District Court for the Central District of California, No. C-01-09894, consolidated with *In re NextCard, Inc. Securities Litigation*;
- (11) *Kassin v. NextCard, Inc.*, currently pending in the United States District Court for the Southern District of New York, No. 01-CV-21 MC 92; and
- (12) *Mund v. Lent*, No. C.A. No. 19229-NC, currently pending in the Delaware Court of Chancery;

f. you hold a claim that has been allowed by an order of this Court entered on or before the Bar Date; or

g. you were an employee of the Debtor as of November 14, 2002, and hold a claim for wages and salary, compensation for accrued vacation pay, reimbursement obligations in connection with health, dental, vision, life and other insurance or expense reimbursement programs, and compensation for approved leaves of absence, including long and short term disability, family and medical leave act, jury duty, military duty, sick days, bereavement leave, and similar absences approved by the Debtor; provided, however, that current employees who wish to assert a claim against the Debtor that is not based upon the specific foregoing list of claims must file a proof of claim on or before the Bar Date, including, without limitation, litigation claims, unapproved disability or leave claims, personal injury or property damage claims, workers' compensation claims, or indemnity claims.

YOU SHOULD NOT FILE A PROOF OF CLAIM IF YOU DO NOT HAVE A CLAIM AGAINST THE DEBTOR, OR IF THE CLAIM YOU HELD PRIOR TO NOVEMBER 14, 2002, HAS BEEN PAID. THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE A CLAIM OR THAT THE DEBTOR OR THE COURT BELIEVE THAT YOU HAVE A CLAIM.

5. The bar date for governmental units, as that term is defined in section 101(27) of the Bankruptcy Code, is **May 13, 2003**.

6. Any person or entity that holds a claim that arises from the rejection of an executory contract or unexpired lease, which is rejected in this case, as to which the order authorizing such rejection is entered on or before entry of the Bar Date Order, must file a proof of claim based on such rejection on or before the Bar Date. Any person or entity that holds a claim that arises from the rejection of an executory contract or unexpired lease as to which the order authorizing such rejection is entered after entry of the Bar Date Order, must file a proof of claim on or before the later of (i) **thirty (30) days** after service of the applicable rejection order (which may be the order confirming a plan of reorganization that provides for such rejection) or (ii) the **Bar Date**.

7. Except as provided for herein, proofs of claim must be filed so as to be received on or before **4:00 p.m. (Eastern Time), on April 2, 2003**, at the following address (the "Claims Administration Center"):

By Mail:
Attn: NextCard
Delaware Claims Agency, LLC
P.O. Box 515
Wilmington, DE 19801
Tel: (877) 766-5389

By Messenger or Overnight Courier:
Attn: NextCard
Delaware Claims Agency, LLC
c/o Parcels, Inc.
4 East 7th Street
Wilmington, DE 19801
Tel: (877) 766-5389

A proof of claim will be deemed timely filed only if the original proof of claim is actually received by the Claims Administration Center on or before the Bar Date. Proofs of claim may not be delivered by facsimile or telecopy.

8. If you file a proof of claim, your filed proof of claim must (i) be written in the English language, (ii) be denominated in lawful currency of the United States, and (iii) conform substantially with the enclosed proof of claim form or to Official Form No. 10. If a proof claim form is not enclosed herewith, you may obtain a proof of claim form from any bankruptcy court clerk's office, from your lawyer, from certain business supply stores, by calling **(800) 638-9412**, or on the internet at **www.delawareclaimsagency.com**. **YOU SHOULD ATTACH TO YOUR COMPLETED PROOF OF CLAIM FORM COPIES OF ANY WRITINGS UPON WHICH SUCH CLAIM IS BASED.**

9. EXCEPT WITH RESPECT TO CLAIMS OF THE TYPE SET FORTH IN SECTION 4 ABOVE, ANY CREDITOR WHO FAILS TO FILE A PROOF OF CLAIM ON OR BEFORE 4:00 P.M. (EASTERN TIME) ON APRIL 2, 2003, FOR ANY CLAIM SUCH CREDITOR HOLDS OR WISHES TO ASSERT AGAINST THE DEBTOR, WILL BE FOREVER BARRED, ESTOPPED AND ENJOINED FROM ASSERTING SUCH CLAIM (OR FILING A PROOF OF CLAIM WITH RESPECT TO SUCH CLAIM) AGAINST THE DEBTOR AND ITS PROPERTY, THE DEBTOR AND ITS PROPERTY WILL BE FOREVER DISCHARGED FROM ANY AND ALL INDEBTEDNESS OR LIABILITY WITH RESPECT TO SUCH CLAIM, AND SUCH HOLDER SHALL NOT BE PERMITTED TO VOTE ON ANY PLAN OF REORGANIZATION OR PARTICIPATE IN ANY DISTRIBUTION IN THIS CHAPTER 11 CASE ON ACCOUNT OF SUCH CLAIM, OR TO RECEIVE FURTHER NOTICES REGARDING SUCH CLAIM.

10. You may be listed as the holder of a claim against the Debtor in the Debtor's Schedules of Assets and Liabilities, as the same may be amended from time to time (as amended, the "Debtor's Schedules"). To determine if and how you are listed on the Debtor's Schedules, if a proof of claim form is enclosed herewith, please refer to the attachment to the proof of claim form for scheduled claim information.

11. Copies of the Debtor's Schedules and the Bar Date Order may be examined by interested parties between the hours of 8:30 a.m. and 4:30 p.m., Eastern Time, at the office of the Clerk of the Bankruptcy Court, United States Bankruptcy Court, Sixth Floor, 824 Market Street, Wilmington, Delaware 19801, or by appointment during regular business hours at the offices of the Debtor's attorneys: Gibson, Dunn & Crutcher LLP, One Montgomery Street, Suite 3100, San Francisco, CA 94104 (Attn: Ms. Helen Canafax, 415-393-8219). The Debtor's Schedules can also be viewed on the United States Bankruptcy Court for the District of Delaware's website at www.deb.uscourts.gov.

12. If you have any questions concerning the filing, amount, nature, or processing of a proof of claim, please call (877) 766-5389. YOU SHOULD CONSULT YOUR ATTORNEY REGARDING ANY OTHER INQUIRIES, SUCH AS WHETHER YOU SHOULD FILE A PROOF OF CLAIM. DO NOT ATTEMPT TO CONTACT THE COURT FOR ADVICE.

DATED: January 29, 2003

BY ORDER OF THE COURT:
Jerry W. Venters
United States Bankruptcy Judge

