

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

IN RE:	)	Chapter 11
	)	Case No. 10-11371 (MFW)
MOLL INDUSTRIES, INC., <i>et al.</i> , <sup>1</sup>	)	Jointly Administered
	)	
Debtors.	)	<b>Objection Deadline: December 27, 2010 at 4:00 p.m.</b>
	)	<b>Hearing Date: Only if Objections filed</b>

**NOTICE OF APPLICATION**

PLEASE TAKE NOTICE THAT on December 7, 2010, the Debtors filed the attached *Fifth Monthly Staffing Report of Merritt Sadler Group, LLP for Compensation for Services Rendered and Reimbursement of Expenses as Chief Restructuring Officer to the Debtors for the Period from October 1, 2010 Through October 31, 2010* (the "Application") with the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court").

PLEASE TAKE FURTHER NOTICE that any objections to the Application must be made in writing, filed with the Bankruptcy Court, 824 Market Street, Wilmington, Delaware 19801 and served so as to actually be received by the undersigned counsel for the Debtors on or before **December 27, 2010 at 4:00 p.m. Prevailing Eastern Time.**

PLEASE TAKE FURTHER NOTICE that pursuant to the *Order Pursuant to Section 363 of the Bankruptcy Code Authorizing the Employment and Retention of Merritt Sadler Group, LLP and Certain Employees Thereof, Including Jeffrey C. Merritt as Chief Restructuring Officer for the Debtors and Debtors in Possession, Nunc Pro Tunc to the Petition Date* (D.I. 80), if no Objection is filed and served in accordance with the above procedure, the Debtors will be authorized to pay the full amount of the requested fees and expenses without further order of the Court.

Dated: December 7, 2010  
Wilmington, Delaware

SULLIVAN • HAZELTINE • ALLINSON LLC

/s/ William A. Hazeltine

William A. Hazeltine (No. 3294)  
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whazeltine@sha-llc.com

*Attorneys for the Debtors and Debtors-in-Possession*

<sup>1</sup> The Debtors in these cases are as follows: Moll Industries, Inc., Case No. 10-11371 (MFW); Moll Holdings, Inc., Case No. 10-11372 (MFW); Moll Europe Holdings, LLC, Case No. 10-11373 (MFW); and Moll Latin America Holdings, LLC, Case No. 10-11374 (MFW).

Docket No. 441  
Date 12-7-10

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

IN RE: ) Chapter 11  
MOLL INDUSTRIES, INC., *et al.*,<sup>1</sup> ) Case No. 10-11371 (MFW)  
 ) Jointly Administered  
 )  
Debtors. ) Objection Deadline: December 27, 2010 at 4:00 p.m.  
 ) Hearing Date: Only if Objections filed

**FIFTH MONTHLY STAFFING REPORT OF MERRITT SADLER GROUP, LLP  
FOR COMPENSATION FOR SERVICES RENDERED AND  
REIMBURSEMENT OF EXPENSES AS CHIEF RESTRUCTURING  
OFFICER TO THE DEBTORS AND DEBTORS IN POSSESSION  
FOR THE PERIOD FROM OCTOBER 1, 2010 THROUGH OCTOBER 31, 2010**

Name of Applicant: Merritt Sadler Group, LLP (“Merritt Sadler”)

Authorized to Provide  
Professional Services to: Debtors Moll Industries, Inc., *et al.*

Date of Retention: April 27, 2009 (*nunc pro tunc*)

Period for which compensation and  
reimbursement is sought: October 1, 2010 through October 31, 2010 (the “Compensation  
Period”)

Amount of Compensation sought  
as actual, reasonable and necessary: \$30,000.00

Amount of Expense Reimbursement sought  
as actual, reasonable and necessary: \$6,671.97<sup>2</sup>

The total time expended for preparation of this fee application is approximately 2.0 hours and the corresponding compensation of approximately \$293.00 will be requested in a subsequent staffing report.

This is Merritt Sadler’s fourth staffing report in this case.

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<sup>1</sup> The Debtors in these cases are as follows: Moll Industries, Inc., Case No. 10-11371 (MFW); Moll Holdings, Inc., Case No. 10-11372 (MFW); Moll Europe Holdings, LLC, Case No. 10-11373 (MFW); and Moll Latin America Holdings, LLC, Case No. 10-11374 (MFW).

<sup>2</sup> This amount includes unreimbursed expenses from August and September, 2010 that were inadvertently omitted from the applicable Staffing Reports.

### Prior Staffing Reports

Date Filed	Period Covered	Requested Fees and Expenses	Date Approved	Approved
July 19, 2010	April 27, 2010 – June 30, 2010	\$60,000.00 (fees) \$10,903.47 (exp)	August 10, 2010 (CNO)	\$60,000.00 (fees) \$10,903.47 (exp)
August 17, 2010	July 1, 2010 – July 31, 2010	\$30,000.00 (fees) \$6,596.01 (exp)	Sept. 10, 2010 (CNO)	\$30,000.00 (fees) \$6,596.01 (exp)
Sept. 27, 2010	August 1, 2010 – August 31, 2010	\$30,000 (fees) \$2,539.01 (exp)	Oct. 20, 2010 (CNO)	\$30,000 (fees) \$2,539.01 (exp)
Nov. 8, 2011	Sept. 1, 2010 – Sept. 30, 2010	\$30,000 (fees) \$0.00 (exp)	Dec. 1, 2010 (CNO)	\$30,000 (fees) \$0.00 (exp)

The Merritt Sadler professionals who rendered professional services in these cases during the Compensation Period are:

Name of Professional Person	Position with the applicant	Hourly billing rate	Total billed hours	Total Compensation
Jeffrey C. Merritt	Partner	Flat Rate - \$30,000.00 per month	88.00	\$30,000.00
<b>TOTAL</b>			<b>88.00</b>	<b>\$30,000.00</b>

**GRAND TOTAL:** \$30,000.00 Fees  
88.00 Hours  
**BLENDED RATE:** \$ 340.90 Per Hour

### COMPENSATION BY PROJECT CATEGORY

PROJECT CATEGORY	TOTAL HOURS BILLED
General Administration	7.50
Hearings	5.00
Patent Sale Issue	24.50
Transition Issues	28.50
Travel	22.50
<b>TOTAL</b>	<b>88.00</b>

### EXPENSE SUMMARY

<u>Description</u>	<u>Amount</u>
Auto Rental	\$412.11
Business/Travel Meals	\$69.81
Lodging/Plane Fare	\$6,190.05
<b>Total</b>	<b>\$6,671.97</b>

### INTRODUCTION

1. Prior to the Petition Date, the Debtors selected Jeffrey C. Merritt, a Partner of Merritt Sadler Group, LLP (“Merritt Sadler”), to serve as the Debtors Chief Restructuring Officer (“CRO”). Mr. Merritt’s and Merritt Sadler’s retention was approved by the Court on May 20, 2010 (Docket No. 80) (the “Retention Order”). Pursuant to the retention agreement attached to his retention application, Mr. Merritt’s duties are as follows:

#### Description of Services

- (a) The CRO will begin the engagement by performing an assessment of the business to determine the financial viability of the Company;
- (b) The CRO will assist in the identification and implementation of cost reduction and balance sheet cleanup;
- (c) The CRO working with other Company officers and outside Company advisors, shall develop possible restructuring plans or strategic alternatives for maximizing the enterprise value of the Company in the process, determine if an out of court workout is possible or a bankruptcy filing is necessary. The restructuring plan may include the possible sale of the Company or its assets;
- (d) If it is determined that the Company will need to restructure through bankruptcy, the CRO will direct the process and assist management in developing a plan of reorganization; and
- (e) The CRO shall perform such other services as requested or directed by the Company’s Board of Directors.

### TIME RECORDS AND HOURLY RATES

2. Jeffrey C. Merritt of Merritt Sadler provided services for the Debtors during the Compensation Period.

3. The total time spent by Merritt Sadler during the Compensation Period was 88.00 hours and the compensation sought for the Compensation Period is \$30,000.00. This equates to a blended rate of \$340.90 per hour.

4. Attached hereto as Exhibit A, and incorporated herein by reference, is Merritt Sadler's time record showing a daily log of all time spent by Mr. Merritt during the Compensation Period by Project Category. The attached time records provide a detailed, day-by-day explanation of the services rendered by Merritt Sadler in connection with this matter during that time.

#### **GENERAL DESCRIPTION OF SERVICES RENDERED**

5. The services rendered by Merritt Sadler that are the subject of this Report include the following:

- (a) General Administration – includes time spent on managerial oversight of daily operational and financial activities, attending Board of Director meetings, and communicating case issues to same.
- (b) Hearings – includes time spent meeting with Debtors' attorneys and attending hearings and case related meetings.
- (c) Patent Sale Issue – includes time spent on patent marketing and communications with prospective buyers.
- (d) Transition Issues – includes time spent communicating with real estate brokers and with Ernie Green Industries regarding lease issues.
- (e) Travel – includes time spent traveling from Debtors' headquarters in Dallas, TX to Bankruptcy Court in Wilmington, DE and the facility in Seagrove, NC.

### EXPENSES

6. Merritt Sadler has incurred out-of-pocket expenses during the Compensation Period in the amount of \$6,671.97. These expenses are broken down into categories of actual and necessary expenses related to travel (including air fare, auto rental, lodging and meals). A complete review by category of the expenses incurred for the Compensation Period is attached hereto as Exhibit B.

### VALUATION OF SERVICES

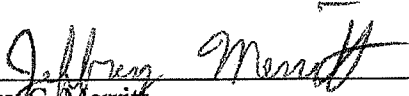
7. Professionals of Merritt Sadler have expended a total of 88.00 hours in connection with this matter during the Compensation Period.

8. Merritt Sadler believes that the time entries included in Exhibit A attached hereto are in compliance with relief requested in the Retention Order. Consistent with the Retention Order, fees charged by Merritt Sadler for Mr. Merritt's services to the Debtors as CRO reflect the flat fee of \$30,000.00 per month.

9. This Report covers the period of October 1, 2010 through and including October 31, 2010.

10. Merritt Sadler has not agreed to share any compensation to be received here with any other person other than its partners.

Dated: December 7, 2010

  
\_\_\_\_\_  
Jeffrey C. Merritt  
Merritt Sadler Group LLC  
211 N. Record Street, Suite 525  
Dallas, TX 75202

# Exhibit A

**Jeffrey Merritt**  
**Professional Time Expended**  
**Moll Industries - October**

Date	Description of Activities	Hours Worked	Hours
1-Oct	Wind down issues.	9:00 - 11:30	2.50
3-Oct	Travel to Seagrove.	8:00 - 12:30	4.50
4-Oct	Meeting with FPE, meeting with Branford, meeting with employees, travel to Dallas.	9:00 - 7:30	10.50
6-Oct	Wind down and FPE issues.	8:30 - 11:30	3.00
7-Oct	Travel to Wilmington.	4:30 - 9:00	4.50
8-Oct	Bankruptcy hearing, bankruptcy issues, travel to Dallas.	9:00 - 6:30	9.50
11-Oct	Patent marketing & due diligence, FPE issues	9:00 - 12:00	3.00
12-Oct	FPE issues, review real estate brokers proposal.	9:00 - 11:30	2.50
13-Oct	Patent marketing & due diligence, wind down issues.	1:30 - 5:00	3.50
14-Oct	Patent marketing & due diligence, discussions with real estate brokers.	8:30 - 12:00	3.50
15-Oct	Patent marketing & due diligence, review real estate brokers proposal.	1:30 - 5:00	3.50
18-Oct	Wind down and FPE issues.	1:30 - 4:00	2.50
19-Oct	Patent marketing & due diligence, negotiations with real estate brokers.	8:30 - 11:30	3.00
20-Oct	Travel to Seagrove.	8:00 - 12:30	4.50
21-Oct	Meeting with FPE, meeting and tour of facility with real estate broker.	9:00 - 7:30	10.50
22-Oct	Patent marketing & due diligence.	9:00 - 12:00	3.00
25-Oct	Wind down and FPE issues.	9:00 - 12:00	3.00
26-Oct	Wind down issues.	1:30 - 5:00	3.50
27-Oct	Business & employee issues, patent marketing.	8:30 - 11:30	3.00
28-Oct	Patent marketing & due diligence.	8:30 - 11:30	3.00
29-Oct	Cash flow projection for budget,	1:00 - 5:00	4.00
			88.00

# Exhibit B

## Moll Industries, Inc. Weekly Expense Report

Name: \_\_\_\_\_ 08/16/10  
 Event: \_\_\_\_\_ Accounting (Select from list)

Line #	Expense Detail	Day Date	08/20/10	08/25/10	09/08/10	09/09/10	09/10/10	09/28/10	10/01/10	10/03/10	10/04/10	10/07/10	10/08/10	TOTALS
<b>Expenses paid by Employee:</b>														
2	Mileage (From A)													
0	Meals/Business Meals(From B)													
1	Breakfast								33.91					33.91
2	Lunch						35.90							35.90
3	Dinner													0.00
4	Lodging (From C)		206.18				209.72				203.61		161.79	781.30
5	Plane Fare (From C)			839.40	359.40	839.40		359.35		1,421.85		1,417.35		5,236.75
6	Auto Rentals (From C)				50.99	97.62		94.29			39.72	129.49		412.11
7	Taxi, Limo (From D)													
8	Tolls, Parking, Gas (From D)		34.00		17.00		44.00	27.00			20.00		30.00	172.00
9	Gratuities, Tips (From D)													
10	Cell phone, Cable, etc. (From D)													
11	Bus Entertainment (Over E)													
12	Office Supplies (Over F)													
13	Software/Hardware (Over F)													
14	Post (Over F)													
15	Miscellaneous (Over F)													
16	<b>Total Reimbursement</b>		240.18		427.39	1,146.74	79.90	480.64	33.91	1,625.46	59.72	1,546.84	191.79	
17														
18														
<b>Advance &amp; Expenditure Reconciliation</b>														
20	Total Reimbursement per this report													
21														
22	Total Advances (enter amount here)													6,190.05
23	Due Employee													412.11
24	#REF!													.
25														.
26														.
27														.
28														.
29														.
30														6,671.97
31														
32														
33														
34	<b>Review &amp; Approval</b>													
35														.
36	Employee _____													.
37														.
38	Dept Mgr. _____													.
39														.
40	Controller _____													.
41														.
42														.
43														.
44														.
45														.
46	Each person signing above agrees that the expenses													
47	submitted in this report comply with Moll Industries'													69.81
48	Travel, Entertainment and Expense Reimbursement													6,190.05
49	Policy. Additionally, the employee confirms that any													412.11
50	expense being charged to another department has been													.
51	approved by the indicated person in the charged													.
52	department.													.
53														.
54														.
55														.
56														6,671.97



**File a Motion:**10-11371-MFW Moll Industries, Inc.

Type: bk

Chapter: 11 v

Office: 1 (Delaware)

Assets: y

Judge: MFW

Case Flag: LEAD, CLMSAGNT, PlnDue, DsclsDue, Sealed Doc(s)

**U.S. Bankruptcy Court****District of Delaware**

## Notice of Electronic Filing

The following transaction was received from William A. Hazeltine entered on 12/7/2010 at 3:19 PM EST and filed on 12/7/2010

**Case Name:** Moll Industries, Inc.**Case Number:** 10-11371-MFW**Document Number:** 441**Docket Text:**

Application for Compensation of *Merritt Sadler Group, LLP* for the period *October 1, 2010 to October 31, 2010* Filed by Moll Industries, Inc.. Objections due by 12/27/2010. (Attachments: # (1) Notice) (Hazeltine, William)

The following document(s) are associated with this transaction:

**Document description:**Main Document**Original filename:**C:\fakepath\October Staffing Report.pdf**Electronic document Stamp:**

[STAMP bkecfStamp\_ID=983460418 [Date=12/7/2010] [FileNumber=9121790-0]  
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**Document description:**Notice**Original filename:**C:\fakepath\October Staffing Report - Notice.pdf**Electronic document Stamp:**

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**10-11371-MFW Notice will be electronically mailed to:**

Elihu Ezekiel Allinson, III on behalf of Debtor Moll Industries, Inc.

ZAllinson@SHA-LLC.com, ecf@williamdsullivanllc.com;KDavis@SHA-LLC.com;hcoleman@sha-llc.com

Donald F. Baty on behalf of Creditor Aastrom Biosciences, Inc.

dfb@honigman.com