

**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> , ¹)	Jointly Administered
)	
Debtors.)	Related Docket No. 442

**ORDER WITH RESPECT TO DEBTORS' MOTION FOR ENTRY OF
AN ORDER (I) PURSUANT TO SECTIONS 105(a) AND 363(b) OF
THE BANKRUPTCY CODE AUTHORIZING *NUNC PRO
TUNC* AMENDMENT TO KEY EMPLOYEE INCENTIVE
PLAN AND (II) PURSUANT TO BANKRUPTCY CODE
SECTION 105(a) AND BANKRUPTCY RULE 9019 APPROVING
A SETTLEMENT BETWEEN THE DEBTORS AND ANDY JOBSON**

Upon the Debtors' Motion² for an order (i) pursuant to Sections 105(a) and 363(b) of the Bankruptcy Code authorizing the Debtors to retroactively amend the Incentive Plan and authorize, nunc pro tunc, the payment of the Bonus Payments and (ii) pursuant to Section 105(a) of the Bankruptcy Code and Bankruptcy Rule 9019 approving the Settlement Agreement; and it appearing that this Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and it appearing that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and that venue of this proceeding and the Motion is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been given; and having considered the objection to the Motion filed by the Official Committee of Unsecured Creditors and the evidence presented and arguments of counsel at the hearing on the Motion on December 28, 2010 (the "Hearing"), and after due deliberation and for the reasons set forth at the Hearing;

¹ 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).

² Capitalized terms used but not defined herein shall have the same meaning ascribed to them in the Motion.

IT IS HEREBY ORDERED as follows:

1. The Motion is granted in part and denied in part as set forth herein.
2. The Debtors are hereby authorized to retroactively amend the Incentive Plan to include the Bonus Payments subject to the terms of this order.
3. The Bonus Payments shall be, and hereby are, approved *nunc pro tunc* to September 17, 2010.
4. Within thirty (30) days from the date of entry of this Order, Mr. Jobson shall disgorge and repay to the Debtors the amount of \$831.58, representing interest on the \$25,000 Bonus Payment made to Mr. Jobson on July 1, 2010 at the federal judgment rate for the period from July 1, 2010 through and September 17, 2010.
5. The Debtor's request to approve a settlement between the Debtors and Mr. Jobson pursuant to Section 105(a) of the Bankruptcy Code and Bankruptcy Rule 9019 shall be, and hereby is, denied with prejudice.
6. Mr. Jobson shall not be entitled to any payment from the Debtors with respect to the Asserted Contract.
7. Mr. Jobson shall disgorge and repay to the Debtors the \$11,702.63 Commission Payment made to Mr. Jobson on September 17, 2010 within 30 days from the date of entry of this Order.
8. The Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

Dated: January 2, 2011



THE HONORABLE MARY F. WALRATH
UNITED STATES BANKRUPTCY JUDGE