

**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: July 6, 2010 @ 4:00 p.m.  
 ) Hearing Date: July 20, 2010 @ 3:00 p.m.

**NOTICE OF MOTION**

PLEASE TAKE NOTICE THAT on June 25, 2010, the Debtors filed the attached *Motion of the Debtors and Debtors in Possession for Entry of an Order Establishing Bar Dates for Filing Proofs of Claim and Approving Form, Manner and Sufficiency of Notice Thereof* (the "Motion") with the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court").

PLEASE TAKE FURTHER NOTICE that any objections to the Motion 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 **July 6, 2010 at 4:00 p.m. prevailing Eastern time.**

PLEASE TAKE FURTHER NOTICE that a hearing on the Motion will be held before the Honorable Mary F. Walrath at the Bankruptcy Court, 5<sup>th</sup> Floor, Courtroom 4, on **July 20 2010 at 3:00 p.m. prevailing Eastern time.**

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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).

Docket No. 184  
Date 10.25.10

**PLEASE TAKE FURTHER NOTICE THAT IF NO OBJECTION OR OTHER RESPONSE TO THE MOTION IS TIMELY FILED IN ACCORDANCE WITH THE PROCEDURES SET FORTH ABOVE, THE BANKRUPTCY COURT MAY ENTER AN ORDER GRANTING THE RELIEF SOUGHT IN THE MOTION WITHOUT FURTHER NOTICE OR A HEARING.**

Dated: June 25, 2010  
Wilmington, Delaware

**SULLIVAN • HAZELTINE • ALLINSON LLC**



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*Attorneys for Debtor and Debtor-in-Possession*

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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
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Debtors.	) Objection Deadline: July 6, 2010 @ 4:00 p.m.
	) Hearing Date: July 20, 2010 @ 3:00 p.m.

**MOTION OF THE DEBTORS AND DEBTORS IN POSSESSION FOR ENTRY OF AN  
ORDER ESTABLISHING BAR DATES FOR FILING PROOFS OF CLAIM AND  
APPROVING FORM, MANNER, AND SUFFICIENCY OF NOTICE THEREOF**

Moll Industries, Inc. and its affiliated debtors (the “Debtors”), the debtors and debtors in possession in the above captioned cases, file their motion (“Motion”) for the entry of an order (the “Bar Date Order”), pursuant to sections 105(a), 501, and 503(b)(9) of title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the “Bankruptcy Code”), Rules 2002, 3003(c)(3), and 9007 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and Rule 2002-1(e) of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”): (i) establishing a bar date by which all entities, including governmental units, must file proofs of claim in these chapter 11 cases; (ii) establishing a bar date by which proofs of claim relating to the Debtors’ rejection of executory contracts or unexpired leases must be filed in these cases; (iii) establishing a bar date by which entities must file proofs of claim in this case as a result of amendments to the Debtors’ schedules of assets and liabilities; (iv) establishing a bar date by which all entities must file proofs of administrative expense claims asserted under section 503(b)(9) of the Bankruptcy Code; and (vi) approving the

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form and manner of notice of the Bar Dates (the “Bar Date Notice”). In support of this Motion, the Debtors respectfully state as follows:

### **JURISDICTION**

1. The Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1134. This is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2). Venue of this proceeding and this Motion in this Court is proper under 28 U.S.C. §§ 1408 and 1409.

2. The statutory predicates for the relief requested herein are Bankruptcy Rules 2002, 3003(c)(3), and 9007 and Local Rule 2002-1(e).

### **BACKGROUND**

3. On April 27, 2010 (the “Petition Date”), each of the Debtors filed a voluntary petition pursuant to Chapter 11 of the Bankruptcy Code commencing the above captioned cases, which are being jointly administered for procedural purposes only. The Debtors are operating as debtors-in-possession pursuant to Sections 1107 and 1108 of the Bankruptcy Code. On May 10, 2010, the Office of the United States Trustee appointed an Official Committee of Unsecured Creditors (the “Committee”).

4. The Debtors are a significant provider of global injection molding and full-service contract manufacturing solutions for the medical, appliance, industrial, consumer and automotive markets. They are also specialists in drug delivery, surgical devices, enclosures and fluid delivery products, and are considered one of the most experienced full-service contract manufacturer of custom injection molded components and assemblies to the appliance industry in North America. They have registered medical device establishment with the FDA in their manufacturing facility in Seagrove, North Carolina.

5. The Debtors filed their Schedules of Assets and Liabilities and Statements of Financial Affairs on June 14, 2010 (Docket Nos. 143 through 150). Debtor Moll Industries, Inc. filed its Amended Schedule F on June 25, 2010 Docket No. 179).

6. The initial meeting of the creditors pursuant to Section 341(a) of the Bankruptcy Code was held on June 4, 2010. The Section 341 Meeting was continued to and concluded on June 18, 2010.

### **RELIEF REQUESTED**

7. By this Motion, the Debtors seek entry of an order (a) establishing the Bar Dates and related claims procedures proposed herein, and (b) approve the form and manner of notice thereof. The proposed deadlines are as follows:

- (a) August 13, 2010 at 5:00 p.m. (prevailing Eastern Time)(the “**General Bar Date**”) as the deadline for all persons and entities (excluding governmental units as defined in section 101(27) of the Bankruptcy Code) holding a claim against any of the Debtors arising prior to the Petition Date to file a proof of claim, substantially in the form attached hereto as **Exhibit A** (the “General Claim Form”), in the Chapter 11 Cases;
- (b) October 25, 2010, at 5:00 p.m. (prevailing Eastern Time)(the “**Governmental Unit Bar Date**”), as the deadline for each governmental unit (as defined in section 101(27) of the Bankruptcy Code) holding a claim against any of the Debtors arising prior to the Petition Date to file a proof of claim, substantially in the form of the General Claim Form, in these Chapter 11 Cases;
- (c) Except where a claim has been included in the Debtors’ Schedules (as defined below) as disputed, contingent, or unliquidated, the deadline for filing a proof of claim, substantially in the form of the General Claim Form, resulting from any amendment to the Schedules (the “**Amended Schedule Bar Date**”) shall be the later of (i) the General Bar Date or (ii) 5:00 p.m. (prevailing Eastern Time) on the date that is thirty (30) days after service of a notice on an affected claimant of an amendment or supplement to the Schedules that is filed after the Service Date and that (a) reduces the undisputed, non-contingent, and liquidated amount of such claimant’s claim or (b) changes the nature or characterization of such claimant’s claim;

- (d) The later of (i) the General Bar Date or (ii) thirty (30) days after entry of an order authorizing the rejection of an executory contract or unexpired lease, as the bar date (the “**Rejection Bar Date**”) by which a proof of claim, substantially in the form of the General Claim Form, relating to the Debtors’ rejection of such contract or lease must be filed;
- (e) August 13, 2010 at 5:00 p.m. (prevailing Eastern Time)(the “**503(b)(9) Bar Date**”), as the deadline for all persons and entities holding a claim against any of the Debtors pursuant to Section 503(b)(9) of the Bankruptcy Code (a “**503(b)(9) Claim**”) to file a proof of claim substantially in the form attached hereto as **Exhibit B** (the “**503(b)(9) Claim Form**”), in these Chapter 11 Cases.

#### ESTABLISHMENT OF THE BAR DATES

8. The Debtors submit that the notice period provided by the Bar Dates is more than sufficient to comply with the Bankruptcy Rules in light of the proposed notice procedures provided herein. Bankruptcy Rule 3003(c)(3) generally governs the filing of proofs of claim in a chapter 11 case and provides in relevant part: “[t]he court shall fix and for cause shown may extend the time within which proofs of claim or interest may be filed.” Fed. R. Bankr. P. 3003(c)(3). Although Bankruptcy Rule 2002(a)(7) generally provides that all parties in interest must receive, at a minimum, 21 days’ notice of the time fixed for filing proofs of claim pursuant to Bankruptcy Rule 3003(c), neither the Bankruptcy Code, the Bankruptcy Rules, nor the Local Rules specify a time by which proofs of claim must be filed in chapter 11 cases, other than section 502(b)(9) of the Bankruptcy Code, which provides that governmental units shall have a minimum of 180 days after the entry of the order for relief to file proofs of claim.

9. Here, the Debtors propose to give all known creditors no less than 21 days’ actual notice of the Bar Dates. Thus, all creditors will have adequate time to review the Schedules and their own records and filed a proof of claim, if necessary, before the applicable Bar Date.

10. The Debtors require complete and accurate information regarding the nature, validity, amount and status of all claims against the Debtors that will be asserted in the Chapter

11 Cases. The Debtors seek to establish bar dates so they may determine what claims may be asserted against the Debtors in addition to those listed in the Schedules. Moreover, the Committee has requested that the Debtors establish bar dates in advance of the hearing on the Debtors' motion to sell substantially all of its assets, which is currently scheduled for August 25, 2010. For these reasons, an order establishing bar dates and approving the form and manner of notice proposed in this Motion is appropriate at this time.

11. **General Bar Date.** The Debtors request that the Court establish August 13, 2010 at 5:00 p.m. (prevailing Eastern Time) as the General Bar Date. The General Bar Date would be the date by which all persons and entities (excluding governmental units) holding prepetition claims must file proofs of claim, substantially in the form of the General Claim Form, unless they fall within one of the exceptions set forth in this Motion. Subject to these exceptions, the General Bar Date would apply to all persons or entities holding claims against the Debtors that arose or are deemed to have arisen prior to the Petition Date, including secured claims, unsecured priority claims (including, without limitation, claims entitled to priority under sections 507(a)(4), (5), and (8) of the Bankruptcy Code), and unsecured nonpriority claims.

12. **Governmental Unit Bar Date.** Section 502(b)(9) of the Bankruptcy Code provides, in relevant part, that “[a] claim of a governmental unit shall be timely filed if it is filed before 180 days after the date of the order for relief or such later time as the [Bankruptcy Rules or a court order] may provide...” 11 U.S.C. § 502(b)(9). Accordingly, the Debtors propose to establish October 25, 2010 at 5:00 p.m. (prevailing Eastern Time) as the deadline for all governmental units (as defined in section 101(27) of the Bankruptcy Code) to file proofs of claim, substantially in the form of the General Claim Form, against the Debtors in the Chapter 11 Cases. The Governmental Unit Bar Date would apply to all governmental units holding claims

against the Debtors (whether secured, unsecured priority, or unsecured nonpriority) that arose prior to the Petition Date, including governmental units with claims against the Debtors for unpaid taxes, whether such claims arise from (a) prepetition tax years or periods or (b) prepetition transactions to which the Debtors were a party.

13. **Amended Schedule Bar Date.** The Debtors have the right to (a) dispute, or assert offsets and/or defend against, any claims listed or reflected in the Schedules as to nature, amount, liability, characterization, or otherwise; (b) subsequently designate any claim as disputed, contingent, or unliquidated; or (c) otherwise amend or supplement the Schedules. If the Debtors amend or supplement their Schedules after the Service Date to (i) reduce the undisputed, noncontingent, and liquidated amount of a claim or (ii) change the nature or characterization of a claim, the Debtors propose that the affected claimant be required to file a proof of claim or amend any previously filed proof of claim in respect of the amended scheduled claim on or prior to the Amended Schedule Bar Date.

14. **Rejection Bar Date.** The Debtors anticipate that certain persons or entities may assert claims (“**Rejection Damages Claims**”) in connection with the Debtors’ rejection of executory contracts or unexpired leases pursuant to section 365 of the Bankruptcy Code. The Debtors propose that the Court establish the Rejection Bar Date as the deadline for filing Proofs of Claim for any Rejection Damages Claims.

15. **Section 503(b)(9) Bar Date.** To properly address all 503(b)(9) Claims, the Debtors request that the Court establish August 13, 2010 as the 503(b)(9) Bar Date, and require all persons or entities asserting Section 503(b)(9) Claims against the Debtors to file a proof of claim, substantially in the form of the 503(b)(9) Claim Form, by no later than the 503(b)(9) Bar Date.

**PARTIES REQUIRED TO FILE PROOFS OF CLAIM**

16. The proposed Bar Date Order provides that each person or entity (including, without limitation, each individual, partnership, joint venture, limited liability company, corporation, estate, trust, or governmental unit) asserting a claim against one or more of the Debtors is required to file a separate proof of claim in the bankruptcy case of each Debtor against whom a claim is asserted. Each proof of claim must be *actually received* on or before the applicable Bar Date associated with such claim by Delaware Claims Agency, LLC (“DCA”), the Court-approved claims and noticing agent in these Chapter 11 Cases. Proofs of Claim sent to DCA must be addressed to **Delaware Claims Agency, LLC, c/o Moll Industries, Inc., et al., Claims Department, P.O. Box 515, Wilmington, DE 19899** if by Regular Mail Delivery or **Delaware Claims Agency, LLC, c/o Moll Industries, Inc., et al., Claims Department, 230 North Market Street, Wilmington, DE 19801** if by Overnight or Courier Delivery. **Proofs of Claim will be deemed timely filed only if they are actually received by DCA on or before the applicable Bar Date.**

17. The Debtors propose that the following persons or entities are **not required** to file Proofs of Claim:

- a. Any person or entity that has already properly filed a proof of claim against the correct Debtor(s) with the Bankruptcy Court or DCA;
- b. Any person or entity (i) whose claim is listed in the Debtors’ schedules of assets and liabilities, list of equity holders, and statements of financial affairs (collectively, “the Schedules”) or any amendments thereto, *and* (ii) whose claim is not described therein as “disputed,” “contingent,” or “unliquidated,” and (iii) who does not dispute the amount or characterization of its claim (including that that claim is an obligation of the specific Debtor against which the claim is listed in the Schedules) as set forth in the Schedules;
- c. Any Debtor asserting a claim against another Debtor; and

- d. Any person or entity whose claim against the Debtors has been allowed by an order of the Court entered on before the Bar Dates.

**NO REQUIREMENT TO FILE PROOFS OF INTEREST**

18. Any entity holding any interest in any Debtor (an “**Interest Holder**”), which interest is based solely upon the ownership of common or preferred stock in a corporation, a membership interest in a limited liability company, warrants, or rights to purchase, sell, or subscribe to such a security or interest (any such security or interest being referred to herein as an “**Interest**”) need not file a proof of interest on or before the General Bar Date; *provided, however,* that Interest Holders that wish to assert *claims* against any of the Debtors that arise out of or relate to the ownership or purchase of an Interest, including claims arising out of or relating to the sale, issuance, or distribution of an Interest, must file Proofs of Claim on or before the General Bar Date, unless one of the exceptions enumerated in the preceding paragraph 17 applies.

**FILING PROOFS OF CLAIM AGAINST MULTIPLE DEBTORS**

19. The Debtors propose that any entity asserting claims against more than one Debtor must file a separate Proof of Claim with respect to each such Debtor on or before the applicable Bar Date. In addition, any entity filing a Proof of Claim must identify on its Proof of Claim form the particular Debtor against which its claim asserted.

**EFFECT OF FAILURE TO FILE PROOF OF CLAIM**

20. The Debtors propose that, pursuant to Bankruptcy Rule 3003(c)(2), if any person or entity that is required to file a timely Proof of Claim in the form and manner specified in the Bar Date Order and who fails to do so on or before the bar date associated with such claim, that creditor shall not be treated as a creditor with respect to such claim for purposes of voting and distribution.

**PROPOSED PROCEDURES FOR PROVIDING NOTICE OF THE  
BAR DATE AND OF PROCEDURES FOR FILING PROOFS OF CLAIM**

21. The Debtors will provide the notice of the Bar Date, substantially in the form attached hereto as **Exhibit C** (the “Bar Date Notice”) by no later than 2 days after the entry of the Bar Date Order (the “Service Date”) by mailing a copy of the Bar Date Notice, together with a General Claim Form and a 503(b)(9) Claim Form, by first-class United States mail, postage prepaid, to all known persons and entities holding potential prepetition claims against the Debtors. The mailing of the Bar Date Notice no later than the Service Date, will ensure that creditors receive at least the minimum 21 day notice provided by Bankruptcy Rule 2002(a)(7).

22. Furthermore, the Debtors intend to provide notice of the Bar Dates to unknown creditors by causing a copy of the notice attached hereto as **Exhibit D** (the “**Publication Notice**”) to be published once no later than 21 days prior to the General Bar Date in *Plastics News* (both in print and online) and a local newspaper of general circulation in Randolph County, North Carolina, the location of the Debtors’ manufacturing facility. In the Debtors’ judgment, these publications are likely to reach the widest possible audience of creditors who may not otherwise have notice of the Chapter 11 Cases.

23. The Bar Date Notice and the Publication Notice: (a) set forth the Bar Dates; (b) advise creditors under what circumstances they must file a Proof of Claim under Bankruptcy Rules 3002(c)(2) and 3003(c)(3) or an order of this Court, as applicable; (c) alert creditors to the consequences of failing to file a timely Proof of Claim, as set forth in Bankruptcy Rule 3003(c)(2) or an order of this Court, as applicable; (d) set forth the addresses to which Proofs of Claim must be sent for filing; and (e) notify creditors that (i) Proofs of Claim must be filed with original signatures, and (ii) facsimile or e-mail filings of Proofs of Claim are not acceptable and are not valid for any purpose. The Debtors submit that the Bar Date Notice and the Publication

Notice will provide creditors with sufficient notice and information to file properly prepared and executed Proofs of Claim in a timely manner.

### **BASIS FOR RELIEF REQUESTED**

24. The Debtors must ensure that creditors and other interested parties receive adequate and appropriate notice of the Bar Dates. To determine the adequacy of notice given to a creditor, bankruptcy law distinguishes between “known” and “unknown” creditors. *See Chemetron Corp. v. Jones (In re Chemetron Corp.)*, 72 F.3d 341, 345 (3d Cir. 1995). As the Third Circuit in *Chemetron* explained, “[k]nown creditors must be provided with actual written notice of a debtor’s bankruptcy filing and bar claims date. For unknown claimants, notification by publication will generally suffice.” *Id.* at 346 (citations omitted). A “known” creditor is one whose identity is either known or is “reasonably ascertainable by the debtor.” *Id.* (citing *Tulsa Professional Collection Serv., Inc. v. Pope*, 485 U.S. 478, 490 (1988)). An “unknown” creditor is one whose “interests are either conjectural or future or, although they could be discovered upon investigation, do not in due course of business come to knowledge [of the debtor].” *Chemetron*, 71 F.3d at 346 (citing *Mullane v. Central Hanover Bank & Trust Co.*, 339 U.S. 306, 317 (1950)).

25. In defining the efforts required to identify “known” creditors, the Third Circuit stated:

Precedent demonstrates that what is required is not a vast, open-ended investigation...The requisite search instead focuses on the debtor’s own books and records. Efforts beyond a careful examination of these documents are generally not required. Only those claimants who are identifiable through a diligent search are ‘reasonably ascertainable’ and hence ‘known’ creditors.

*Chemetron*, 72 F.3d at 346-47 (citations omitted). As for the particular efforts a debtor must exert to identify known creditors, “[w]hether a creditor received adequate notice of a bar date

‘depends upon the facts and circumstances of a given case.’” In re Grand Union Co., 204 B.R. 864, 871 (Bankr. D. Del. 1997) (citing Oppenheim, Appel, Dixon & Co. v. Bullock (In re Robintech, Inc.), 863 F.2d 393, 396 (5th Cir. 1989), cert. denied, 493 U.S. 811 (1989)).

26. The Debtors submit that the proposed notice procedures respecting the Bar Date more than satisfies the Chemetron standard. The Debtors have identified those persons and entities that are known to the Debtors to hold claims against one or more of the Debtors, or are especially likely to be potential holders of claims.

27. The Debtors’ publication notice respecting the Bar Dates has been tailored to provide reasonable notice of such bar dates to any unknown creditors. The Debtors believe that such publication notice suffices to provide any claimants unknown to the Debtors that may potentially hold claims against any of the Debtors with adequate notice of the Bar Dates. In addition, the Debtors believe that the publication notice contemplated by this Motion constitutes good and sufficient notice to “unknown” creditors, as defined by the Third Circuit in *Chemetron*.

#### **NOTICE**

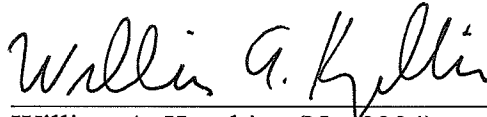
28. Notice of this Motion has been provided to (i) the Office of the United States Trustee; (ii) counsel to the Committee; (iii) counsel to NexBank, SSB; administrative agent for the Debtors’ pre-petition secured lenders, and (iv) all parties that have requested special notice pursuant to Bankruptcy Rule 2002. The Debtors submit that no other or further notice need be provided.

**CONCLUSION**

WHEREFORE, the Debtors respectfully request entry of an order, substantially in the form attached hereto as **Exhibit E** granting the relief requested herein and granting the Debtors such other and further relief as the Court deems just and proper.

Dated: June 25, 2010  
Wilmington, Delaware

**SULLIVAN • HAZELTINE • ALLINSON LLC**



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# **EXHIBIT A**

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE		PROOF OF CLAIM
In re: <b>Moll Industries, Inc., et al.</b>	Case No. <b>10-11371 (MFW)</b> (Jointly Administered)	
NOTE: <i>This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.</i>		
<b>Debtor against which claim is asserted: (Check One)</b> <input type="checkbox"/> Moll Industries, Inc.; Case No. 10-11371 (MFW) <input type="checkbox"/> Moll Holdings, Inc.; Case No. 10-11372 (MFW) <input type="checkbox"/> Moll Europe Holdings, LLC; Case No. 10-11373 (MFW) <input type="checkbox"/> Moll Latin America Holdings, LLC; Case No. 10-11374 (MFW)	<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim.  <b>Court Claim Number:</b> _____ (If known)  <b>Filed on:</b> _____	
Name of Creditor (the person or other entity to whom the debtor owes money or property):		
Name and address where notices should be sent:	<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.  <input type="checkbox"/> Check this box if you are the debtor or trustee in this case.	
Telephone number:		
<b>1. Amount of Claim as of Date Case Filed:</b> \$ _____  If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.  If all or part of your claim is entitled to priority, complete item 5.  <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.	<b>5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a).</b> If any portion of your claim falls in one of the following categories, check the box and state the amount.  Specify the priority of the claim.  <input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).  <input type="checkbox"/> Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier – 11 U.S.C. §507 (a)(4).  <input type="checkbox"/> Contributions to an employee benefit plan – 11 U.S.C. §507 (a)(5).  <input type="checkbox"/> Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use – 11 U.S.C. §507 (a)(7).  <input type="checkbox"/> Taxes or penalties owed to governmental units – 11 U.S.C. §507 (a)(8).  <input type="checkbox"/> Other – Specify applicable paragraph of 11 U.S.C. §507 (a)(____).  <b>Amount entitled to priority:</b> \$ _____	
<b>2. Basis for Claim:</b> _____ (See instruction #2 on reverse side.)		
<b>3. Last four digits of any number by which creditor identifies debtor:</b> _____  <b>3a. Debtor may have scheduled account as:</b> _____ (See instruction #3a on reverse side.)		
<b>4. Secured Claim</b> (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.  <b>Nature of property or right of setoff:</b> <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other <b>Describe:</b>  <b>Value of Property:</b> \$ _____ <b>Annual Interest Rate:</b> ____ %  <b>Amount of arrearage and other charges as of time case filed included in secured claim,</b> <b>if any:</b> \$ _____ <b>Basis for perfection:</b> _____  <b>Amount of Secured Claim:</b> \$ _____ <b>Amount Unsecured:</b> \$ _____		
<b>6. Credits:</b> The amount of all payments on this claim has been credited for the purpose of making this proof of claim.  <b>7. Documents:</b> Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See definition of "redacted" on reverse side.)  DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.  If the documents are not available, please explain:	<b>*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.</b>	
<b>Date:</b> _____	<b>Signature:</b> The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.	<b>FOR COURT USE ONLY</b>

**INSTRUCTIONS FOR PROOF OF CLAIM FORM**

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, there may be exceptions to these general rules.

**Items to be completed in Proof of Claim form**

**Court, Name of Debtor, and Case Number:**

Fill in the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the bankruptcy debtor's name, and the bankruptcy case number. If the creditor received a notice of the case from the bankruptcy court, all of this information is located at the top of the notice.

**Creditor's Name and Address:**

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

**1. Amount of Claim as of Date Case Filed:**

State the total amount owed to the creditor on the date of the Bankruptcy filing. Follow the instructions concerning whether to complete items 4 and 5. Check the box if interest or other charges are included in the claim.

**2. Basis for Claim:**

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card.

**3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:**

State only the last four digits of the debtor's account or other number used by the creditor to identify the debtor.

**3a. Debtor May Have Scheduled Account As:**

Use this space to report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the debtor.

**4. Secured Claim:**

Check the appropriate box and provide the requested information if the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See DEFINITIONS, below.) State the type and the value of property that secures the claim, attach copies of lien

documentation, and state annual interest rate and the amount past due on the claim as of the date of the bankruptcy filing.

**5. Amount of Claim Entitled to Priority Under 11 U.S.C. §507(a).**

If any portion of your claim falls in one or more of the listed categories, check the appropriate box(es) and state the amount entitled to priority. (See DEFINITIONS, below.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

**6. Credits:**

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

**7. Documents:**

Attach to this proof of claim form redacted copies documenting the existence of the debt and of any lien securing the debt. You may also attach a summary. You must also attach copies of documents that evidence perfection of any security interest. You may also attach a summary. FRBP 3001(c) and (d). Do not send original documents, as attachments may be destroyed after scanning.

**Date and Signature:**

The person filing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2), authorizes courts to establish local rules specifying what constitutes a signature. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. Attach a complete copy of any power of attorney. Criminal penalties apply for making a false statement on a proof of claim.

**DEFINITIONS**

**Debtor**

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

**Creditor**

A creditor is the person, corporation, or other entity owed a debt by the debtor on the date of the bankruptcy filing.

**Claim**

A claim is the creditor's right to receive payment on a debt that was owed by the debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured.

**Proof of Claim**

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the clerk of the same bankruptcy court in which the bankruptcy case was filed.

**Secured Claim Under 11 U.S.C. §506(a)**

A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car.

A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien. A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

**Unsecured Claim**

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

**Claim Entitled to Priority Under 11 U.S.C. §507(a)**

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

**Redacted**

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor should redact and use only the last four digits of any social-security, individual's tax-identification, or financial-account number, all but the initials of a minor's name and only the year of any person's date of birth.

**Evidence of Perfection**

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

**INFORMATION**

**Acknowledgment of Filing of Claim**

To receive an acknowledgment of the filing of your claim from Delaware Claims Agency, LLC, enclose a stamped, self-addressed envelope and copy of this Claim Form.

**Offers to Purchase a Claim**

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 *et seq.*), and any applicable orders of the bankruptcy court.

**General Bar Date:**

**By Order of the United States Bankruptcy Court for the District of Delaware, this Claim Form must be filed so as to be received by Delaware Claims Agency by no later than 5:00 p.m., Prevailing Eastern Standard Time on August 13, 2010.**

# **EXHIBIT B**

UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE		503(b)(9) CLAIM FORM
In re: Moll Industries, Inc., et al.	Case No. 10-11371 (MFW)	<b>PLEASE NOTE:</b>  <i>This form should only be used to assert a claim under Section 503(b)(9) of the Bankruptcy Code (see attached instructions)</i>
<b>Debtor against which claim is asserted: (Check One)</b> <input type="checkbox"/> Moll Industries, Inc.; Case No. 10-11371 (MFW) <input type="checkbox"/> Moll Holdings, Inc.; Case No. 10-11372 (MFW) <input type="checkbox"/> Moll Europe Holdings, LLC; Case No. 10-11373 (MFW) <input type="checkbox"/> Moll Latin America Holdings, LLC; Case No. 10-11374 (MFW)	<input type="checkbox"/> Check box if you are aware that Anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars. <input type="checkbox"/> Check box if you have never received any notices from the bankruptcy court in this case. <input type="checkbox"/> Check box if the address differs from the address on the envelope sent to you by the court.	
Name of Creditor (The person or other entity to whom the debtor owes money or property):		THIS SPACE IS FOR COURT USE ONLY
Name and address where notices should be sent:		
Telephone number:		
Account or other number by which creditor identifies debtor:	Check here if this claim <input type="checkbox"/> replaces <input type="checkbox"/> amends a previously filed claim, dated:	
1. Basis for Claim:		
2. Date debt was incurred:		
3. Brief description of claim, including the basis for the priority nature of the claim (if any) (attach additional information):		
4. Total Amount of Section 503(b)(9) Claim: \$ _____ <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges.		
5. Credits and Setoffs: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.		Your original claim form must be sent to Delaware Claims Agency, LLC., P.O. Box 515, Wilmington, DE 19899. For hand or overnight delivery, send to Delaware Claims Agency, LLC, 230 North Market Street, Wilmington, DE 19801. This claim form must be received by <b>August 13, 2010 at 5:00 p.m., Prevailing Eastern Standard Time.</b> No electronic submissions or facsimiles will be accepted.
6. Supporting Documents: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary.		
7. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.		
Date	Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any):	
Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.		

## INSTRUCTIONS FOR 503(b)(9) CLAIM FORM

*The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, there may be exceptions to these general rules.*

**This form should only be used to assert a 503(b)(9) claim. If you have additional claims arising prior to April 27, 2010, you must also file a general claim form.**

1. Please read this Section 503(b)(9) Claim Form carefully and fill it in completely and accurately.
2. Print legibly. Your claim may be disallowed if it cannot be read and understood.
3. This Section 503(b)(9) Claim Form must be completed in English. The amount of any Section 503(b)(9) Claim must be denominated in United States currency.
4. Attach additional pages on 8-1/2 x 11" paper if more space is required to complete this Section 503(b)(9) Claim Form.
5. This form should only be used by a claimant asserting a Section 503(b)(9) claim. It should only be used for claims arising from April 7, 2010 through April 26, 2010, and should be used for claims that are entitled to priority in accordance with 11 U.S.C. § 503(b)(9).
6. This Section 503(b)(9) Claim Form should be sent to the following addresses:

### By Regular Mail

Delaware Claims Agency, LLC.  
Attn: Moll Industries Claims Department  
P.O. Box 515, Wilmington, DE 19899

### By Hand or Overnight Mail

Delaware Claims Agency, LLC  
Attn: Moll Industries Claims Department  
230 North Market Street  
Wilmington, DE 19801

Please note that Delaware Claims Agency, LLC is **not** permitted to accept proofs of claim, including any Section 503(b)(9) Claim Form, by facsimile, telecopy or other electronic submission, including electronic mail.

7. To receive an acknowledgment of the filing of your claim from Delaware Claims Agency, LLC, enclose a stamped, self-addressed envelope and copy of this Section 503(b)(9) Claim Form.
8. **ANY DOCUMENTS RELIED UPON BY ANY 503(b)(9) CLAIMANT TO SUPPORT ITS SECTION 503(b)(9) CLAIM, INCLUDING ALL DOCUMENTS THAT PURPORT TO ESTABLISH THAT THE "GOODS WERE RECEIVED" WITHIN THE 20 DAY PERIOD BEFORE APRIL 27, 2010, THE "VALUE" OF SUCH GOODS AND THAT SUCH GOODS WERE "SOLD TO THE DEBTOR IN THE ORDINARY COURSE OF THE DEBTOR'S BUSINESS," SHOULD BE ANNEXED TO THE SECTION 503(b)(9) CLAIM FORM.**
9. To be considered timely filed, this Section 503(b)(9) Claim Form must be actually received by Delaware Claims Agency, LLC, by 5:00 p.m. (Prevailing Eastern Time) on August 13, 2010 and should include appropriate documents/materials establishing the claimants entitlement to an allowed Section 503(b)(9) Claim and the amount of the asserted claim.

### - DEFINITIONS -

#### **Debtor:**

The person, corporation, or other entity that has filed a bankruptcy case is called the debtor.

#### **Section 503(b)(9) Claim:**

Any claim entitled to treatment in accordance with Section 503(b)(9) of the Bankruptcy Code. Specifically, Section 503(b)(9) Claims are those claims for the "value of any goods received by the Debtor, within 20 days before the date of commencement of a case under this title in which the goods have been sold to the debtor in the ordinary course of such debtor's business." 11 U.S.C. § 503(b)(9).

#### **Section 503(b)(9) Bar Date:**

By Order of the United States Bankruptcy Court for the District of Delaware, all requests for allowance of a Section 503(b)(9) Claim must be filed so as to be received at the addresses set forth above no later than 5:00 p.m., Prevailing Eastern Time on August 13, 2010.

# **EXHIBIT C**

**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)  
)  
Debtors. ) Jointly Administered

**NOTICE OF ENTRY OF BAR DATE ORDER ESTABLISHING DEADLINES  
TO FILE PROOFS OF CLAIM AGAINST THE DEBTORS**

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THIS NOTICE DESCRIBES IMPORTANT DEADLINES AND PROCEDURES THAT AFFECT YOUR LEGAL RIGHTS. YOU MAY WISH TO CONSULT WITH AN ATTORNEY TO PROTECT YOUR RIGHTS.

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On April 27, 2010 (the "Petition Date"), the following affiliated entities (the "Debtors"), filed voluntary petitions for relief under Chapter 11 of Title 11 of the United States Code, 11 U.S.C. §§ 101-1532 (the "Bankruptcy Code") in the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court").

<u>Debtor</u>	<u>Case Number</u>
Moll Industries, Inc.	10-11371
Moll Holdings, Inc.	10-11372
Moll Europe Holdings, LLC	10-11373
Moll Latin America Holdings, LLC	10-11374

More information on the Debtors cases, the Bankruptcy Court's docket sheet, and documents filed in this case are accessible at [ecf.deb.uscourts.gov](http://ecf.deb.uscourts.gov) through an account obtained from PACER Service Center.

Pursuant to Order of the Bankruptcy Court dated July \_\_, 2010 (the "Bar Date Order") (Docket No. \_\_), the Bankruptcy Court has established Bar Dates as the deadlines for creditors, including governmental units, of the Debtors to file proofs of claim with original signature, substantially conforming to the applicable proof of claim forms attached hereto, so that such proofs of claim are actually received by Delaware Claims Agency, LLC ("DCA"), the approved Bankruptcy Court claims and noticing agent in these chapter 11 cases (the "Chapter 11 Cases"), on or before the Bar Dates set forth below. Proofs of Claim sent to DCA must be delivered to one of the following addresses:

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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).

**Regular Mail Delivery**

Delaware Claims Agency, LLC  
c/o Moll Industries, Inc., et al.  
Claims Department  
P.O. Box 515  
Wilmington, DE 19899

**Overnight/Courier Delivery**

Delaware Claims Agency, LLC  
c/o Moll Industries, Inc., et al.  
Claims Department  
230 North Market Street  
Wilmington, DE 19801

For the purposes of the Bar Date Order and this Notice, the term “claim” means (i) any 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 (ii) any 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 as of the Petition Date.

To be properly filed, a proof of claim must be filed in the bankruptcy case of the specific Debtor against which the claimant holds or asserts a claim. For example, if a claimant holds or asserts a claim against Moll Holdings, Inc., the proof of claim must be filed against Moll Holdings, Inc. in case number 10-11372. If a claimant wishes to assert a claim against more than one Debtor, separate proof of claim forms must be filed against each applicable Debtor.

Proofs of claim will be deemed timely filed if *actually received* by DCA on or before the bar date associated with such claim. Further, DCA will not accept proofs of claim sent by facsimile, telecopy, e-mail, or other electronic submission, and such claims will not be deemed to be properly filed claims.

**General Bar Date.** Each person or entity, other than governmental units, holding or asserting a claim against one or more of the Debtors that arose prior to the Petition Date must file a proof of claim substantially in the form attached hereto as Exhibit A (the “General Claim Form”) so that it is actually received by DCA on or before **August 13, 2010 at 5:00 p.m.** (prevailing Eastern Time)(the “**General Bar Date**”).

**Governmental Unit Bar Date.** Each governmental unit holding or asserting a claim against one or more of the Debtors that arose prior to the Petition Date must file a proof of claim substantially in the form of the General Claim Form so that it is actually received by DCA on or before **October 25, 2010 at 5:00 p.m.** (prevailing Eastern Time) (the “**Governmental Unit Bar Date**”).

**Amended Schedules Bar Date.** Except where a claim has been included in the Debtors’ Schedules (as defined below) as disputed, contingent, or unliquidated, each person or entity that has a claim scheduled in the Debtors Schedules, and has not previously filed a proof of claim, must file a proof of claim, substantially in the form of the General Claim Form, by the later of (i) the General Bar Date or (ii) 5:00 p.m. (prevailing Eastern Time) on the date that is thirty (30)

days after service of a notice on an affected claimant of an amendment or supplement to the Schedules that is filed after the date of this Notice and that (a) reduces the undisputed, non-contingent, and liquidated amount of such claimant's claim or (b) changes the nature or characterization of such claimant's claim (the "**Amended Schedule Bar Date**").

**Rejection Bar Date.** Each person or entity holding or asserting a claim relating to a Debtors' rejection of an executory contract or unexpired lease pursuant to a Court order must file a proof of claim substantially in the form of the General Claim Form so that it is actually received by DCA on or before the later of (i) the General Bar Date or (ii) 30 days after the effective date of such Court order.

**503(b)(9) Bar Date.** Each person or entity holding or asserting a 503(b)(9) claim against one or more of the Debtors must file a proof of claim substantially in the form attached hereto as Exhibit B (the "503(b)(9) Claim Form") so that it is actually received by DCA on or before **August 13, 2010 at 5:00 p.m.** (prevailing Eastern Time) (the "**503(b)(9) Bar Date**").

For the purposes of the Bar Date Order and this Notice, a "503(b)(9) Claim" is a claim for the value of any good received by the Debtors within 20 days prior to the Petition Date in which the goods have been sold to the Debtors in the ordinary course of the Debtors' business pursuant to Section 503(b)(9) of the Bankruptcy Code, 11 U.S.C. § 503(b)(9).

**The following persons and entities need NOT file a proof of claim:**

- a. Any person or entity that has already properly filed a proof of claim against the correct Debtor(s) with the Bankruptcy Court or DCA;
- b. Any person or entity (i) whose claim is listed in the Debtors' schedules of assets and liabilities, (the "the Schedules") or any amendments thereto, *and* (ii) whose claim is not described therein as "disputed," "contingent," or "unliquidated," and (iii) who does not dispute the amount or characterization of its claim (including that that claim is an obligation of the specific Debtor against which the claim is listed in the Schedules) as set forth in the Schedules;
- c. Any Debtor asserting a claim against another Debtor; and
- d. Any person or entity whose claim against the Debtors has been allowed by an order of the Court entered on before the Bar Dates.

Any person or entity (including, without limitation, any individual, partnership, joint venture, corporation, limited liability company, estate, trust or governmental unit) holding an interest in the Debtors (an "Interest Holder"), which interest is based exclusively upon the ownership of common or preferred stock in the corporation or warrants or rights to purchase, sell or subscribe to such a security (any such security being referred to in this Notice as an "Interest"), need not file a proof of interest on or before the General Bar Date; provided, however, that Interest Holders who wish to assert claims against the Debtors that arise out of or relate to the ownership or purchase on an Interest including claims arising out of or related to the sale,

issuance or distribution of such Interest, must file proofs of claim on or before the General Bar Date (or, in the case of a governmental unit, the Government Unit Bar Date), unless another exception identified in the Bar Date Order applies.

The Debtors reserve the right to (a) dispute, or to assert offsets or defenses against, any claim filed or any claim listed or reflected in the Schedules as to nature, amount, liability, classification, or otherwise; and (b) subsequently designate any claim as disputed, contingent, or unliquidated. Nothing contained in this Notice shall preclude Debtors from objecting to any filed claim on any grounds. Acts or omissions of the Debtors, if any, that occurred prior to the Petition Date, including acts or omissions related to any indemnity agreements, guarantees, or services provided to or rendered by the Debtors, may give rise to claims against the Debtors notwithstanding the fact that such claims (or any injuries on which they are based) may be contingent or may not have matured or become fixed or liquidated prior to the Petition Date. Therefore, any person or entity that holds or asserts a claim or potential claim against the Debtors, no matter how remote or contingent, must file a proof of claim on or before the applicable Bar Date. You may be listed as the holder of a claim against the Debtors in the Schedules. If you hold or assert a claim that is not listed in the Schedules or if you disagree with the amount or priority or your claim as listed in the Schedules, or your claim is listed in the Schedules as "contingent," "unliquidated," or "disputed," you must file a proof of claim.

Copies of the Schedules and the Bar Date Order are available for inspection during regular business hours at the Office of the Clerk of the Bankruptcy Court, United States Bankruptcy Court for the District of Delaware, 3<sup>rd</sup> Floor, 824 Market Street, Wilmington, Delaware 19801. In addition, copies of the Debtors' Schedules and Bar Date Order may be obtained for a charge through Delaware Document Retrieval, 2 East 7<sup>th</sup> Street, 2<sup>nd</sup> Floor, Wilmington, Delaware 19801; or viewed and downloaded free of charge on DCA's dedicated website for the Debtors' Chapter 11 Cases ([www.delclaims.com/caseinfo/C09-11244.html](http://www.delclaims.com/caseinfo/C09-11244.html)); or viewed and downloaded for a fee at the Bankruptcy Court's website (<http://www.deb.uscourts.gov/>) by following the directions for accessing the ECF system on such website. Information relating to the Chapter 11 Cases, including all documents referenced in this notice, can be viewed at [www.delclaims.com/caseinfo/C09-11244.html](http://www.delclaims.com/caseinfo/C09-11244.html).

Questions concerning the contents of this Bar Date Notice and requests for proof of claim forms should be directed to DCA at (800) 838-6773 or the Debtors' undersigned counsel. Please note that neither DCA's staff nor Debtors' counsel is permitted to give you legal advice. You should consult your own attorney for assistance regarding any other inquiries, such as questions concerning the completion or filing of a proof of claim.

**THIS NOTICE IS ONLY A SUMMARY OF THE BAR DATE ORDER. ALL CREDITORS AND OTHER PARTIES-IN-INTEREST ARE REFERRED TO THE TEXT OF THE BAR DATE ORDER ITSELF AND TO THE BANKRUPTCY CODE, FEDERAL BANKRUPTCY RULES, AND LOCAL BANKRUPTCY RULES FOR ADDITIONAL INFORMATION REGARDING THE FILING AND TREATMENT OF CLAIM FORMS AND SHOULD CONSULT WITH THEIR OWN LEGAL ADVISORS.**

Dated: July \_\_\_, 2010  
Wilmington, Delaware

**SULLIVAN • HAZELTINE • ALLINSON LLC**

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William A. Hazeltine (No. 3294)  
4 East 8th Street, Suite 400  
Wilmington, Delaware 19801  
Tel: (302) 428-8191  
Fax: (302) 428-8195  
[whazeltine@sha-llc.com](mailto:whazeltine@sha-llc.com)

*Attorneys for Debtor and Debtor-in-Possession*

# **EXHIBIT D**

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

IN RE: ) Chapter 11  
 )  
 MOLL INDUSTRIES, INC., *et al.* ) Case No. 10-11371 (MFW)  
 )  
 Debtors. ) Jointly Administered

**NOTICE OF DEADLINE FOR THE FILING OF PROOFS OF CLAIM**

**PLEASE TAKE NOTICE OF THE FOLLOWING:**

On July \_\_, 2010, the United States Bankruptcy Court for the District of Delaware (the "Court") entered an order (Docket No. \_\_) (the "Bar Date Order") establishing certain deadlines for the filing of proofs of claims in the chapter 11 cases of the following debtors and debtors in possession (the "Debtors"):

<u>Debtor</u>	<u>Case Number</u>
Moll Industries, Inc.	10-11371
Moll Holdings, Inc.	10-11372
Moll Europe Holdings, LLC	10-11373
Moll Latin America Holdings, LLC	10-11374

Pursuant to the Bar Date Order, all persons or entities (including, without limitation, any individual, partnership, joint venture, corporation, limited liability company, estate, trust or governmental units) who have a claim or potential claim against the Debtors that arose prior to April 27, 2010 (the "Petition Date"), no matter how remote or contingent such right to payment or equitable remedy may be, and including any claim arising under 11 U.S.C. § 503(b)(9), **MUST FILE A PROOF CLAIM on or before 5:00 p.m. (prevailing Eastern Time), on August 13, 2010 (the "General Bar Date")** or, if the person or entity is a governmental unit, by **October 25, 2010 at 5:00 p.m. (prevailing Eastern Time) (the Governmental Unit Bar Date)** by sending an original proof of claim form to: **Delaware Claims Agency, LLC, c/o Moll Industries, Inc., et al., Claims Department, P.O. Box 515, Wilmington, DE 19899** if by Regular Mail Delivery or **Delaware Claims Agency, LLC, c/o Moll Industries, Inc., et al., Claims Department, 230 North Market Street, Wilmington, DE 19801 ("DCA")** if by Overnight or Courier Delivery, so that it is **actually received** on or before the Bar Date. Proofs of claim sent by facsimile or telecopy will not be accepted.

ANY PERSON OR ENTITY (EXCEPT A PERSON OR ENTITY WHO IS EXCUSED BY THE TERMS OF THE BAR DATE ORDER) WHO FAILS TO FILE A PROOF OF CLAIM ON OR BEFORE THE GENERAL BAR DATE OR THE GOVERNMENTAL BAR DATE, AS APPLICABLE SHALL BE FOREVER BARRED AND ESTOPPED FROM VOTING UPON, OR RECEIVING DISTRIBUTIONS UNDER, ANY PLAN OR PLANS OF REORGANIZATION OR LIQUIDATION IN THESE CHAPTER 11 CASES.

Copies of the Bar Date Order and the proof of claim forms may be obtained by contacting the DCA in writing at the above addresses. The Bar Date Order, as well as the Debtors' Schedules of Assets and Liabilities, can be viewed free of charge on DCA's dedicated website for the Debtors' Chapter 11 Cases (<http://delawareclaimsagency.com/caseinfo/C10-11371.html>).

Questions concerning the contents of this Bar Date Notice and requests for proofs of claim should be directed to DCA at (800) 838-6773 and/or undersigned counsel for the Debtors. Please note that neither DCA's staff nor Debtors' counsel is permitted to give you legal advice. You should consult your own attorney for assistance regarding any other inquiries, such as questions concerning the completion or filing of a proof of claim.

Dated: July \_\_, 2010  
Wilmington, Delaware

**SULLIVAN • HAZELTINE • ALLINSON LLC**

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William A. Hazeltine (No. 3294)  
4 East 8th Street, Suite 400  
Wilmington, Delaware 19801  
Tel: (302) 428-8191  
Fax: (302) 428-8195  
[whazeltine@sha-llc.com](mailto:whazeltine@sha-llc.com)

*Attorneys for Debtor and Debtor-in-Possession*

# **EXHIBIT E**

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

IN RE:	)	Chapter 11
	)	
MOLL INDUSTRIES, INC., <i>et al.</i> , <sup>1</sup>	)	Case No. 10-11371 (MFW)
	)	Jointly Administered
Debtors.	)	<b>Related D.I. No. _____</b>

**ORDER ESTABLISHING BAR DATES FOR FILING PROOFS OF CLAIM AND APPROVING FORM, MANNER AND SUFFICIENCY OF NOTICE THEREOF**

Upon consideration of the *Motion of the Debtors and Debtors in Possession for Entry of an Order Establishing Bar Dates for Filing Proofs of Claim and Approving Form, Manner, and Sufficiency Of Notice Thereof* (the “Motion”); and it appearing that the proposed procedures, deadlines, and enforcement mechanisms therein are fair, reasonable, and adequate, and comport with the requirements of Title 11 of the Bankruptcy Code,<sup>2</sup> the Bankruptcy Rules; and it appearing that the Court has jurisdiction over this matter; and it appearing that notice of the Motion as set forth therein is sufficient, and that no other or further notice need be provided; and it further appearing that the relief requested in the Motion is in the best interests of the Debtors and their estate and creditors; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefore, it is hereby

ORDERED that each person or entity, other than governmental units, holding or asserting a claim against one or more of the Debtors that arose prior to the Petition Date must file a proof of claim substantially in the form of the General Claim Form so that it is actually received by the Bankruptcy Court DCA on or before **August 13, 2010 at 5:00 p.m.** (prevailing Eastern Time) (the “**General Bar Date**”); and it is further

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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> Capitalized terms not otherwise defined herein have the meaning ascribed to such terms in the Motion.

ORDERED that each governmental unit holding or asserting a claim against one or more of the Debtors that arose prior to the Petition Date must file a proof of claim substantially in the form of the General Claim Form so that it is actually received by DCA on or before **October 25, 2010 at 5:00 p.m.** (prevailing Eastern Time) (the “**Governmental Unit Bar Date**”); and it is further

ORDERED that except where a claim has been included in the Debtors’ Schedules as disputed, contingent, or unliquidated, each person or entity that has a claim scheduled in the Debtors Schedules, and has not previously filed a proof of claim, must file a proof of claim, substantially in the form of the General Claim Form, by the later of (i) the General Bar Date or (ii) 5:00 p.m. (prevailing Eastern Time) on the date that is thirty (30) days after service of a notice on an affected claimant of an amendment or supplement to the Schedules that is filed after the Service Date and that (a) reduces the undisputed, non-contingent, and liquidated amount of such claimant’s claim or (b) changes the nature or characterization of such claimant’s claim (the “**Amended Schedule Bar Date**”); and it is further

ORDERED that each person or entity holding or asserting a claim relating to a Debtors’ rejection of an executory contract or unexpired lease pursuant to a Court order must file a proof of claim, substantially in the form of the General Claim Form, so that it is actually received by DCA on or before the later of (i) the General Bar Date or (ii) 30 days after the effective date of such Court order (the “**Rejection Bar Date**”); and it is further

ORDERED that each person or entity holding or asserting a 503(b)(9) Claim against one or more of the Debtors must file a proof of claim, substantially in the form of the 503(b)(9) Claim Form, so that it is actually received by DCA on or before **August 13, 2010 at 5:00 p.m.** (prevailing Eastern Time) (the “**503(b)(9) Bar Date**”); and it is further

ORDERED that, in accordance with Bankruptcy Rule 9007, the form of notice of Bar Date, attached hereto as Exhibit 1 (the "Bar Date Notice"), is approved; and it is further

ORDERED that the Debtor shall serve the Bar Date Notice within two (2) days of the entry of this Order (the "Mailing Date"), by United States Mail, first class postage prepaid, at the expense of the estate, to all of the following whose addresses are known by the Debtors:

- a. the creditors reflected in the Debtors' Schedules;
- b. the shareholders of record reflected in the list of equity security holders;
- c. all employees of the Debtors during the six months leading up to the Petition Date;
- d. all of the Debtors' known creditors; and
- e. all other parties-in-interest as required by Bankruptcy Rules 2002(f), (j), and (l); and it is further

ORDERED that a proof of claim will be deemed timely and properly filed if it is filed so that it is actually received by no later than the applicable Bar Date as established by this Order. Proofs of claim may be filed by: (a) U.S. Mail, postage-prepaid addressed to Delaware Claims Agency, LLC ("DCA"), c/o Moll Industries, Inc., et al., Claims Department, P.O. Box 515, Wilmington, Delaware 19899 or (b) Overnight/Courier Delivery addressed to Delaware Claims Agency, LLC, c/o Moll Industries, Inc., et al., Claims Department, 230 North Market Street, Wilmington, DE 19801; and it is further

ORDERED that the following persons or entities are not required to file a Proof of Claim on or before the Bar Date:

- a. Any person or entity that has already properly filed a proof of claim against the correct Debtor(s) with the Bankruptcy Court or DCA;
- b. Any person or entity (i) whose claim is listed in the Debtors' schedules of assets and liabilities, (the "the Schedules") or any amendments thereto, *and* (ii) whose claim is not described therein as "disputed," "contingent," or "unliquidated," and (iii) who does not dispute the amount or characterization of its claim (including that that claim is an

obligation of the specific Debtor against which the claim is listed in the Schedules) as set forth in the Schedules;

c. Any Debtor asserting a claim against another Debtor; and

d. Any person or entity whose claim against the Debtors has been allowed by an order of the Court entered on before the Bar Dates.

IT IS FURTHER ORDERED that holders of equity securities of the Debtors need not file a proof of interest; provided, however, that an equity security holder must file a proof of claim to the extent that such equity security holder asserts any rights as a creditor against the Debtors; and it is further

ORDERED that if a creditor fails to timely file a proof of claim in this case in compliance with the procedures and deadlines established by this Order, such creditor shall not be treated as a creditor with respect to such claim for purposes of voting and distribution; and it is further

ORDERED that in accordance with Bankruptcy Rule 9008, the Debtors are authorized and directed to publish the Bar Date Notice attached hereto as Exhibit 2 one time in *The Courier Tribune* (Asheboro and Randolph County, North Carolina) and *Plastics News* (both in print and online) at least twenty-one (21) days prior to the Bar Date; and it is further

ORDERED that if the Debtors determine after the Mailing Date that an additional party or parties should appropriately receive the Bar Date Notice, the date by which a proof of claim must be filed by such party or parties shall be the later of (i) the applicable Bar Date and (ii) thirty (30) days from the mailing date of an amended notice to such additional party or parties; and it is further

ORDERED that notwithstanding the fact that the Debtors have scheduled a claim as liquidated and undisputed, the Debtors are not precluded from objecting to any claim, whether or not scheduled in the Debtors' Schedules; and it is further

ORDERED that this Court shall and hereby does, retain jurisdiction with respect to all matters arising from, or in relation to the implementation of this Order.

Dated: July \_\_, 2010

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The Honorable Mary F. Walrath, Judge  
United States Bankruptcy Court

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

## Notice of Electronic Filing

The following transaction was received from William A. Hazeltine entered on 6/25/2010 at 5:07 PM EDT and filed on 6/25/2010

**Case Name:** Moll Industries, Inc.**Case Number:** 10-11371-MFW**Document Number:** 184**Docket Text:**

Motion to Approve *Entry of an Order Establishing Bar Dates for Filing Proofs of Claim and Approving Form, Manner and Sufficiency of Notice Thereof* Filed by Moll Industries, Inc.. Hearing scheduled for 7/20/2010 at 03:00 PM at US Bankruptcy Court, 824 Market St., 5th Fl., Courtroom #4, Wilmington, Delaware. Objections due by 7/6/2010. (Attachments: # (1) Notice # (2) Exhibit A# (3) Exhibit B# (4) Exhibit C# (5) Exhibit D# (6) Exhibit E) (Hazeltine, William)

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

**Document description:**Main Document**Original filename:**C:\fakepath\Motion for Bar Dates.pdf**Electronic document Stamp:**

[STAMP bkecfStamp\_ID=983460418 [Date=6/25/2010] [FileNumber=8578639-0]  
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**Document description:**Notice**Original filename:**C:\fakepath\Motion for Bar Dates - Notice.pdf**Electronic document Stamp:**

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**Document description:**Exhibit A**Original filename:**C:\fakepath\Motion for Bar Dates - Ex A.pdf**Electronic document Stamp:**

[STAMP bkecfStamp\_ID=983460418 [Date=6/25/2010] [FileNumber=8578639-2]  
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**Document description:**Exhibit B**Original filename:**C:\fakepath\Motion for Bar Dates - Ex B.pdf