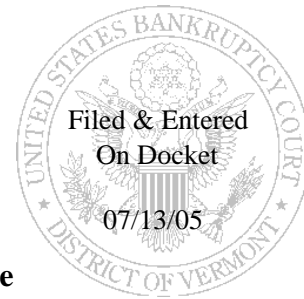


UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT



In re:
FIBERMARK, INC.,
FIBERMARK NORTH AMERICA, INC., and
FIBERMARK INTERNATIONAL HOLDINGS, INC.,
Debtors.

Chapter 11 Case
04-10463
Jointly Administered

ORDER

ESTABLISHING SCHEDULING ORDER FOR DETERMINATION OF WHETHER TO UNSEAL DOCUMENTS

WHEREAS, on April 19, 2005, the Court directed the United States Trustee to Appoint an Examiner to conduct an investigation and prepare a report and recommendations (the “Examiner’s Report”) for the Court’s review (doc. # 1422); and

WHEREAS, on April 22, 2005, the Court approved the appointment of Harvey R. Miller as Examiner (doc. # 1427); and

WHEREAS, on May 13, 2005, upon consideration of the emergency motion of the Creditors’ Committee seeking to have the report kept confidential and certain privileges protected (doc. # 1460) and the record before the Court, the Court ordered that the Examiner’s Report be filed under seal subject to further Order of the Court regarding its confidentiality (doc. # 1470); and

WHEREAS, on July 8, 2005, the Examiner’s Report (docs. ## 1623; 1629) was filed under seal and was promptly thereafter served on those parties authorized by the Court to have access to it; and

WHEREAS, on July 12, 2005, the Court held a Section 105(d) status conference on the Examiner’s Report during which Silver Point Capital Partners LLC (“Silver Point”) made an oral motion for the Court to unseal the Examiner’s Report (and presumably related transcripts and orders); and

WHEREAS in response to that oral motion, the Court indicated it would take the matter under advisement and give Silver Point an opportunity to file a written motion more fully articulating the scope and basis of the relief it seeks as well as a memorandum of law in support of its motion; and

WHEREAS, during the course of the July 12th hearing, the Office of the United States Trustee voiced its support for Silver Point’s motion to unseal the Examiner’s Report and AIG Global Investment Corp. (“AIG”) and Post Advisory Group LLC (“Post”) voiced their opposition to the unsealing of the Examiner’s Report at this time;

THE COURT FINDS that many parties may have an interest in the question raised by Silver Point and it is in the interest of justice to address all of the arguments on this issue at a single hearing; and

THE COURT FURTHER FINDS that all parties with an interest in the issue of whether the Order directing that the Examiner's Report be filed under seal (doc. # 1470) should be modified, to unseal all or part of the Examiner's Report and related documents at this time, should be given an opportunity to respond to Silver Point's motion and have their position on this issue considered; and


THE COURT FURTHER FINDS that given the circumstances of this case and the nature of the materials in question, it is important that each party participating in this contested matter address the relative harm and benefit of unsealing the Examiner's Report and related documents and transcripts, in the context of the restrictions set forth in 11 U.S.C. Section 107;

Accordingly, IT IS HEREBY ORDERED that:

1. Silver Point shall file a written motion, and memorandum of law in support thereof, **on or before July 29, 2005**;
2. any party that desires to have their position on this issue heard shall file their papers in support of, or in opposition to, Silver Point's motion to unseal, along with a memorandum of law, **by noon on August 5, 2005**;
3. a hearing will be held **on August 9, 2005 at 2:00 P.M.** at the United States Bankruptcy Court, The Opera House, 67 Merchants Row, Rutland, Vermont on the issue of whether the Court should unseal all or a portion of the Examiner's Report and/or any documents or transcripts related to the Examiner's Report. If, based upon the papers and memoranda filed, the Court determines a hearing is not necessary, or may be conducted telephonically, the Court will issue a notice to that effect by noon on August 8, 2005.

SO ORDERED.

July 13, 2005
Rutland, Vermont



Colleen A. Brown
United States Bankruptcy Judge