

UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT



In re:)
)
FiberMark, Inc.,) Case No. 04-10463 cab
FiberMark North America, Inc., and) *Chapter 11*
FiberMark International Holdings LLC,) Jointly Administered
Debtors.)

**ORDER ESTABLISHING AMENDED SCHEDULE FOR CONSIDERING
MOTIONS TO UNSEAL EXAMINER'S REPORT**

UPON THE HEARING held on July 19, 2005 pursuant to the Court's Order to Show Cause dated July 15, 2005 (Docket No.1659), and considering the Debtors' written response thereto dated July 19, 2005 (Docket No. 1672) and the statements on the record of the parties participating in such hearing; and following additional consideration as set forth on the record of the hearing held on July 20, 2005;

THE COURT HEREBY ORDERS that:

1. Michael Yetnikoff, as counsel for shareholder William J. Luttamus, is hereby granted access to the Examiner's Report dated July 8, 2005, on the condition that he maintain the Examiner's Report on a confidential basis in accordance with the orders of the Court relating to the sealing of such report. Additionally, Mr. Yetnikoff shall not provide a copy of or disclose the contents of the Examiner's Report to his client or any other persons, other than lawyers at the firm of Schiff Hardin LLP who are directly engaged with Mr. Yetnikoff in the representation of Mr. Luttamus and who agree to maintain the Examiner's Report

on a confidential basis in accordance with the orders of the Court, and other than those persons who have previously been granted access to the Examiner's Report. The Examiner's counsel is hereby directed to provide a copy of the Examiner's Report to Mr. Yetnikoff.

2. Any and all objections to allowing Mr. Yetnikoff access to the Examiner's Report, as provided herein, are expressly overruled.

3. Silver Point Capital, L.P. shall file its motion to unseal the Examiner's Report on or before July 21, 2005.

4. The Debtors and all other parties supporting the unsealing of the Examiner's Report, including Mr. Yetnikoff, shall file their motions or joinders, along with supporting memoranda of law, and all parties opposing the unsealing of the Examiner's Report shall file their objections, along with opposing memoranda of law, by no later than 9 a.m. on August 1, 2005.

5. Any parties desiring to reply to any supporting or opposing filings made by 9:00 a.m. on August 1, 2005, shall file their replies by no later than 5:00 p.m. on August 2, 2005.

6. Any party who intends to call witnesses to support its position with respect to the unsealing of the Examiner's Report shall file, no later than 9:00 a.m. on August 1, 2005, a notice of evidentiary hearing identifying the witnesses, the anticipated time and scope of testimony, and the exhibits upon which it intends to rely. Any responses thereto shall be filed by 5:00 p.m. on August 2, 2005.

7. A hearing shall be held on August 4, 2005, at 10:30 a.m., at the United States Bankruptcy Court, Federal Building, 11 Elmwood Avenue,

Burlington, Vermont, on the issue of whether the Court should unseal the Examiner's Report.

8. The Court shall projects that it will render its decision on the issue of unsealing the Examiner's Report on or before August 12, 2005.

9. This Order supercedes the Court's prior orders dated July 13, 2005 (Docket No. 1649) and July 18, 2005 (Docket No. 1665) to the extent those orders provide alternative schedules for considering the unsealing issue.

Dated: July 21, 2005



HONORABLE COLLEEN A. BROWN
UNITED STATES BANKRUPTCY JUDGE