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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

CASE MANAGEMENT ORDER Directing Debtors to File Accounting of Professional Fees Paid And Provide Explanation of Procedures Followed in Instances of Overpayment

WHEREAS, on June 1, 2004, for the benefit and convenience of all professionals retained in these cases, the Court entered an Order Pursuant to 11 U.S.C. §§ 105(a) and 331 Authorizing Establishment of Procedures for Monthly Compensation and Reimbursement of Expenses of Professionals (doc. # 292)(the "Administrative Order"); and

WHEREAS under the terms of procedures set forth in the Administrative Order professionals could prepare a monthly statement and if no objection was raised, receive from the Debtors 80% of the monthly professional fees and 100% of the monthly expenses billed; and

WHEREAS the Administrative Order expressly provides that nothing therein relieves professionals of their obligation to prepare and file interim fee applications and to obtain Court approval of all professional fees and expenses; and

WHEREAS the professionals in these cases have filed interim applications for payment of fees and reimbursement of expenses, and the Court has denied some portions of some of those applications;

THE COURT FINDS that neither the record in these cases nor the Administrative Order make clear whether the professional fees or expenses that were paid by the Debtors but disallowed by the Court have been refunded to the Debtors or credited against that professional's subsequent monthly statements.

Accordingly, pursuant to §105, in order to clarify the record,

THE COURT HEREBY ORDERS the Debtors to prepare and file an accounting <u>no later than</u> 5:00 p.m. on October 24, 2005

- (1) listing all professional fees and expenses that the Debtors have paid during the pendency of the case to date, juxtaposed to the fees and expenses that have been sought and allowed, by professional, and
- (2) **describing** what procedures, if any, the Debtor has implemented for those instances where the amount paid to a professional for fees or expenses under the Administrative Order was subsequently disallowed by the Court;

and serve a copy thereof on the Office of the U.S. Trustee and all professionals listed in the accounting.

IT IS FURTHER ORDERED that if the Debtors determine that this accounting would impose an undue burden on them or that they will not be able to comply with the time period set forth herein, the Court will entertain a request for a § 105(d) status conference to address the issue, during the week of October 17, 2005.

SO ORDERED.

October 14, 2005 Rutland, Vermont

Coller a Brown

Colleen A. Brown United States Bankruptcy Judge