

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

In Re: ) Chapter 11  
          ) Case No. 09-11244 (PJW)  
NEXPAK CORPORATION, *et al.*,<sup>1</sup> ) Jointly Administered  
          ) )  
Debtors. ) Objection Date: September 28, 2009 at 12:00 p.m.  
          ) Hearing Date: September 30, 2009 at 2:00 p.m.

**NOTICE OF HEARING TO CONSIDER APPROVAL OF THE  
DISCLOSURE STATEMENT FOR JOINT PLAN OF LIQUIDATION FOR  
NEXPAK CORPORATION AND ITS AFFILIATED DEBTORS**

**PLEASE TAKE NOTICE THAT** on September 3, 2009, the above-captioned debtors (collectively, the “Debtors”) filed with the United States Bankruptcy Court for the District of Delaware (the “Court”) the *Disclosure Statement for Joint Plan of Liquidation for NexPak Corporation and its Affiliated Debtors* (the “Disclosure Statement”) pursuant to section 1125 of title 11 of the United States Code (the “Bankruptcy Code”).

**PLEASE TAKE FURTHER NOTICE THAT** a hearing (the “Disclosure Statement Hearing”) will be held before the Honorable Peter J. Walsh, United States Bankruptcy Court Judge, at the Court, 824 Market Street, 6<sup>th</sup> Floor, Wilmington, Delaware 19801 on **September 30, 2009 at 2:00 p.m.** (prevailing Eastern time) to consider the entry of an order, among other things, finding the Disclosure Statement contains “adequate information” within the meaning of section 1125 of the Bankruptcy Code and approving the Disclosure Statement. The Disclosure Statement may be amended or modified at or prior to the Disclosure Statement Hearing, and the Disclosure Statement Hearing may be adjourned from time to time without further notice, except for the announcement of the adjourned date(s) at the Disclosure Statement Hearing or any continued hearing(s).

**PLEASE TAKE FURTHER NOTICE THAT** objections, if any, to the approval of the Disclosure Statement must be in writing and must: (a) state the name and address of the objector or entity proposing a modification to the Disclosure Statement and the amount of its claim or nature of its interest in the Debtors’ Chapter 11 Cases; (b) specify the basis and nature of any objection and set forth the proposed modification to the Disclosure Statement, together with suggested language; (c) be filed with the Clerk’s Office, 824 Market Street, 3<sup>rd</sup> Floor, Wilmington, Delaware 19801 together with a proof of service, **on or before 12:00 p.m. (prevailing Eastern time) on September 28, 2009** (the “Objection Deadline”); and (d) to be served, so as to be actually received on or before the Objection Deadline, upon, (i) Counsel to the Debtors, Sullivan Hazeltine Allinson LLC, 4 East 8<sup>th</sup> Street, Suite 400, Wilmington, DE 19801, Attn: William A. Hazeltine, Esquire ([whazeltine@sha-llc.com](mailto:whazeltine@sha-llc.com)); (ii) Counsel to the Creditors’

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<sup>1</sup> The Debtors are the following entities: NexPak Corporation (2207); Atlanta Precision Molding Co., LLC (4923); EPM Holdings, Inc. (4658); NexPak Holdings LLC (8844); JMC Acquisition LLC (1660); and AEI Acquisition LLC (1655).

Committee, Lowenstein Sandler P.C., 65 Livingston Avenue, Roseland, NJ 07068, Attn: Sharon L. Levine, Esquire ([slevine@lowenstein.com](mailto:slevine@lowenstein.com)) and Drinker Biddle & Reath LLP, 1100 N. Market Street, Suite 1000, Wilmington, DE 19801. ATTN: Howard A. Cohen, Esquire ([howard.cohen@dbr.com](mailto:howard.cohen@dbr.com)); (iii) Counsel to NexBank, SSB, Haynes and Boone, LLP, 2323 Victory Avenue, Suite 700, Dallas, TX 75219, Attn: Mark X. Mullin, Esquire ([mark.mullin@haynesboone.com](mailto:mark.mullin@haynesboone.com)); and Duane Morris, LLP, 1100 North Market Street, Suite 1200, Wilmington, DE 19801, Attn: Richard W. Riley, Esquire ([rwiley@duanemorris.com](mailto:rwiley@duanemorris.com)); and (iv) The Office of the United States Trustee for the District of Delaware, J. Caleb Boggs Federal Building, 844 N. King Street, Room 2207, Lockbox 35, Wilmington, Delaware 19801, Attn: David L. Buchbinder, Esquire.

**PLEASE TAKE FURTHER NOTICE THAT** if any objection to the Disclosure Statement is not filed and served as prescribed herein, the objecting party may be barred from objecting to the adequacy of the Disclosure Statement and may not be heard at the Disclosure Statement Hearing.

**PLEASE TAKE FURTHER NOTICE THAT** copies of the Disclosure Statement may be obtained by parties in interest free of charge on Delaware Claims Agency LLC's dedicated webpage related to these cases (<http://www.delclaims.com/caseinfo/C09-11244.html>). Copies of the Disclosure Statement are also available for inspection during regular business hours at the Clerk's Office, 824 Market Street, 3<sup>rd</sup> Floor, Wilmington, Delaware 19801. In addition, copies of the Disclosure Statement may be viewed at the Court's website (<http://www.deb.uscourt.gov>) by following the directions for accessing the ECF system on such website.

**PLEASE TAKE FURTHER NOTICE THAT** this notice is not a solicitation of votes to accept or reject the Plan. Votes on the Plan may not be solicited unless and until the proposed Disclosure Statement is approved by an order of the Court. Following approval of the Disclosure Statement by the Court, holders of claims against, or interests in, the Debtors will receive a copy of the Disclosure Statement, the Plan and various documents related thereto, unless otherwise ordered by the Court.

Dated: September 3, 2009  
Wilmington, Delaware

SULLIVAN • HAZELTINE • ALLINSON LLC

  
\_\_\_\_\_  
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 Debtors and Debtors-in-Possession*



## File a Notice:

[09-11244-PJW Nexpak Corporation, et al.,](#)

Type: bk

Chapter: 11 v

Office: 1 (Delaware)

Assets: y

Judge: PJW

Case Flag: MEGA, LEAD,  
CLMSAGNT**U.S. Bankruptcy Court****District of Delaware**

## Notice of Electronic Filing

The following transaction was received from William A. Hazeltine entered on 9/3/2009 at 5:33 PM EDT and filed on 9/3/2009

**Case Name:** Nexpak Corporation, et al.,**Case Number:** [09-11244-PJW](#)**Document Number:** [335](#)**Docket Text:**

Notice of Hearing *to Consider Approval of the Disclosure Statement for Joint Plan of Liquidation for NexPak Corporation and Its Affiliated Debtors* (related document(s)[334]) Filed by Nexpak Corporation, et al.,. Hearing scheduled for 9/30/2009 at 12:00 PM at US Bankruptcy Court, 824 Market St., 5th Fl., Courtroom #6, Wilmington, Delaware. Objections due by 9/28/2009. (Hazeltine, William)

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

**Document description:**Main Document**Original filename:**C:\fakepath\DS Notice.pdf**Electronic document Stamp:**

[STAMP bkecfStamp\_ID=983460418 [Date=9/3/2009] [FileNumber=7615098-0]  
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9abb46fac6a8dbe1f7fdb7da87d6fbf032003ab8ed58b6e8d031f74a710]]

**09-11244-PJW Notice will be electronically mailed to:**

Amy D. Brown on behalf of Creditor ColorMatrix Corporation  
abrown@margolisedelstein.com, jhuggett@margolisedelstein.com

David L. Buchbinder on behalf of U.S. Trustee David Buchbinder  
david.l.buchbinder@usdoj.gov, david.l.buchbinder@usdoj.gov

Thomas W. Coffey on behalf of Creditor ColorMatrix Corporation  
thomas.coffey@tuckerellis.com, noreen.leciejewski@tuckerellis.com

Howard A. Cohen on behalf of Creditor Committee OFFICIAL COMMITTEE OF UNSECURED CREDITORS  
howard.cohen@dbr.com, amy.kinslow@dbr.com

John D. Demmy on behalf of Creditor American Electric Power



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