

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

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*In re:* : Chapter 11  
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**VION PHARMACEUTICALS, INC.,<sup>1</sup>** : Case No. 09-14429 (CSS)  
:   
Debtor. : Hearing date: January 20, 2010 at 3:00 p.m. (ET)  
: Objections Deadline: January 12, 2010 at 4:00 p.m. (ET)  
:   
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**NOTICE OF MOTION**

PLEASE TAKE NOTICE that, on December 22, 2009, the above-captioned debtor and debtor-in-possession (the “Debtor”) filed the *Debtor and Debtor-in-Possession’s Motion for Entry of an Administrative Order Pursuant to 11 U.S.C. §§ 105(a) and 331 Establishing Certain Procedures for (I) the Allowance of Interim Compensation and Reimbursement of Expenses of Professionals Retained by Order of this Court and (II) Reimbursement of Expenses Incurred by Committee Members* (the “Motion”) with the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 3rd Floor, Wilmington, Delaware 19801 (the “Bankruptcy Court”).

PLEASE TAKE FURTHER NOTICE that any responses or objections to the Motion must be in writing, filed with the Clerk of the Bankruptcy Court, 824 Market Street, 3rd Floor, Wilmington, Delaware 19801, and served upon and received by the undersigned proposed counsel at a date on or before **4:00 p.m. on January 12, 2010 (EST)**.

PLEASE TAKE FURTHER NOTICE that if any objections or responses are received, a hearing with respect to the Motion will be held on **January 20, 2010 at 3:00 p.m. (EST)** before The Honorable Christopher S. Sontchi at the United States Bankruptcy Court, 824

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<sup>1</sup> The Debtor in this case, along with the last four digits of the federal tax identification number for the Debtor, is Vion Pharmaceuticals, Inc. (1221). The Debtor’s corporate offices are located at 4 Science Park, New Haven, Connecticut 06511.

Market Street, 5<sup>th</sup> Floor, Courtroom #6, Wilmington, Delaware 19801.

IF NO OBJECTIONS TO THE MOTION ARE TIMELY FILED, SERVED AND RECEIVED IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE RELIEF REQUESTED IN THE MOTION WITHOUT FURTHER NOTICE OR HEARING.

Dated: December 22, 2009  
Wilmington, Delaware

Respectfully submitted,



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John H. Knight, Esq. (No. 3848)  
Christopher M. Samis (No. 4909)  
Julie A. Finocchiaro, Esq. (No. 5303)  
RICHARDS, LAYTON & FINGER, P.A.  
One Rodney Square  
920 North King Street  
Wilmington, Delaware 19801  
Telephone: (302) 651-7700  
Facsimile: (302) 651-7701  
Email: knight@rlf.com  
samis@rlf.com  
finocchiaro@rlf.com

and

Paul Jacobs  
Merrill M. Kraines  
David L. Barrack  
FULBRIGHT & JAWORSKI L.L.P.  
666 Fifth Avenue  
New York, New York 10128  
Telephone: (212) 318-3000  
Facsimile: (212) 318-3400

*Proposed Attorneys for the Debtor and  
Debtor in Possession*

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

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*In re:* : Chapter 11  
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VION PHARMACEUTICALS, INC., : Case No. 09-14429 (CSS)  
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Debtor.<sup>1</sup> : Hearing date: January 20, 2010 at 3:00 p.m. (ET)  
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**DEBTOR AND DEBTOR-IN-POSSESSION’S MOTION FOR  
ENTRY OF AN ADMINISTRATIVE ORDER PURSUANT  
TO 11 U.S.C. §§ 105(a) AND 331 ESTABLISHING CERTAIN  
PROCEDURES FOR (I) THE ALLOWANCE OF INTERIM  
COMPENSATION AND REIMBURSEMENT OF EXPENSES OF  
PROFESSIONALS RETAINED BY ORDER OF THIS COURT AND  
(II) REIMBURSEMENT OF EXPENSES INCURRED BY COMMITTEE MEMBERS**

The above captioned debtor and debtor-in-possession (the “Debtor”), by and through its proposed undersigned counsel, hereby moves this Court (the “Motion”) for entry of an order, pursuant to §§ 105(a) and 331 of title 11 of the United States Code, 11 U.S.C. §§ 101 et seq. (the “Bankruptcy Code”). Rule 2016 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) and Rule 2016-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”), establishing procedures for interim compensation and reimbursement of professional expenses during this case. In support of the Motion, the Debtor respectfully states as follows:

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<sup>1</sup> The Debtor in this case, along with the last four digits of the federal tax identification number for the Debtor, is Vion Pharmaceuticals, Inc. (1221). The Debtor’s corporate offices are located at 4 Science Park, New Haven, Connecticut 06511.

## JURISDICTION

1. The Court has jurisdiction over this Motion pursuant to 28 U.S.C. §§ 157 and 1334. Venue of this Motion in this District is proper pursuant to 28 U.S.C. §§ 1408 and 1409. This matter is a core proceeding as defined in 28 U.S.C. § 157(b)(2).

2. The statutory and legal predicates for the relief sought herein are 11 U.S.C. §§ 105(a) and 331, Rule 2016 of the Bankruptcy Code and Rule 2016-1 of the Local Rules.

## BACKGROUND

3. On December 17, 2009 (the "Petition Date"), the Debtor filed a voluntary petition for relief under Chapter 11 of title 11 of the United States Code (the "Bankruptcy Code") in the United States Bankruptcy Court for the District of Delaware.

4. The Debtor continues to operate its business and manage its property as a debtor-in-possession pursuant to §§ 1107(a) and 1108 of the Bankruptcy Code.

5. No request for appointment of a Chapter 11 trustee or examiner has been made and, as of the date hereof, no official committee has been appointed.

6. A description of the Debtor's corporate structure and business and the events leading to the Chapter 11 case are set forth in the Declaration of Alan Kessman, the Chief Executive Officer of Vion Pharmaceuticals, Inc., in Support of Chapter 11 Petitions and First Day Pleadings (the "First Day Declaration"), filed on the Petition Date.<sup>2</sup>

## RELIEF REQUESTED

7. By this Motion, the Debtor seeks entry of an order pursuant to §§ 105(a) and 331 of the Bankruptcy Code establishing an orderly, regular process for (i) allowance and

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<sup>2</sup> Capitalized terms used but not defined herein have the meanings ascribed to them in the First Day Declaration.

payment of compensation and reimbursement for attorneys and other professionals whose services are authorized by this Court pursuant to the Bankruptcy Code and who will be required to file applications for allowance of compensation and reimbursement of expenses pursuant to §§ 330 and 331 of the Bankruptcy Code and (ii) reimbursement of expenses incurred by members of the Committee.

#### **Retention of Professionals**

8. The Debtor has, by separate applications, applied to this Court to retain (a) Fulbright & Jaworski L.L.P., as counsel to the Debtor; (b) Richards, Layton & Finger, P.A., as Delaware counsel to the Debtor; (c) Roth Capital Partners, LLC, as a financial advisor to the Debtor; and (d) Ernst & Young, LLP, as a financial advisor to the Debtor.

9. Pursuant to § 331 of the Bankruptcy Code, all professionals are entitled to submit applications for interim compensation and reimbursement of expenses every 120 days, or more often if the Court permits.

#### **Procedures Requested**

10. The Debtor requests that procedures for compensating and reimbursing professionals (individually, the "Professional" and collectively, the "Professionals") retained under §§ 327, and to the extent applicable, 328(a) and 1107 of the Bankruptcy Code, be established comparable to those approved in other Chapter 11 cases in this district.

11. The requested procedures would require the presentation of a monthly fee application pursuant to § 331 of the Bankruptcy Code to the parties described below for interim approval and allowance of compensation for professional services rendered and reimbursement of expenses incurred by each such Professional during the immediately preceding month.

12. Specifically, the Debtor proposes that the monthly payment of compensation and reimbursement of expenses of Professionals be structured as follows (collectively, the "Compensation Procedures"):

(a) No earlier than the fifth (5th) day of each calendar month, each Professional seeking interim compensation shall file an application (the "Fee Application"), pursuant to § 331 of the Bankruptcy Code, for interim approval and allowance of compensation for services rendered and reimbursement of expenses incurred during the immediately preceding month (the "Compensation Period") and serve a copy of such Fee Application on: (i) Vion Pharmaceuticals, Inc., 4 Science Park, New Haven, Connecticut 06551 (Attn: Karen Schmedlin); (ii) Fulbright & Jaworski L.L.P., 666 Fifth Avenue, New York, New York 10103 (Attn.: David L. Barrack, Esq.), counsel to the Debtor; (iii) Richards, Layton & Finger, P.A. (Attn: John H. Knight, Esq.), Delaware counsel to the Debtor; (iv) the Office of the United States Trustee, 844 King Street, Suite 2207, Wilmington, Delaware 19801 (Attn Joseph J. McMahon, Jr., Esq.); and (v) when appointed, counsel to the Committee (each a "Notice Party" and collectively, the "Notice Parties"). All Fee Applications shall comply with the Bankruptcy Code, the Bankruptcy Rules, applicable Third Circuit law, and the Local Rules.

(b) Each Notice Party will have twenty (20) days after service of a Fee Application to object thereto (the "Objection Deadline"). Upon the expiration of the Objection Deadline, a Professional may file a certificate of no objection with the Court after which the Debtor is authorized to pay each Professional an amount (the "Actual Interim Payment") equal to the lesser of (i) eighty percent (80%) of the fees and one hundred percent (100%) of the expenses requested in the Fee Application (the "Interim Payment"); and (ii) eighty percent (80%) of the fees and one hundred percent (100%) of the expenses not subject to an objection pursuant to subparagraph (c) below. The first monthly Fee Application submitted by each Professional shall cover the period from the Petition Date through and including January 31, 2010.

(c) If any Notice Party objects to a Professional's Fee Application, it shall file a written objection (an "Objection") with the Court and serve it on the affected

Professional and each of the Notice Parties. The Objection additionally shall be filed with the Court and received by the affected Professional and the Notice Parties on or before the Objection Deadline. Thereafter, the objecting party and the affected Professional may attempt to resolve the Objection on a consensual basis. If the parties are unable to reach a resolution of the Objection within fifteen (15) days after service of the Objection, the affected Professional may either: (i) file a response to the Objection with the Court, together with a request for payment of the difference, if any, between the Interim Payment and the Actual Interim Payment made to the affected Professional (the "Incremental Amount"); or (ii) forego payment of the Incremental Amount until the next interim or final fee application hearing, at which time the Court will consider and dispose of the Objection if requested by the parties.

(d) Beginning with the approximately three-month period ending on March 31, 2010, at three-month intervals or at such other intervals convenient to the Court, each of the Professionals shall file with the Court and serve on the Notice Parties a request (an "Interim Fee Application Request") for interim Court approval and allowance, pursuant to § 331 of the Bankruptcy Code, of the compensation and reimbursement of expenses sought in the Fee Applications filed during such period (the "Interim Fee Period"). The Interim Fee Application Request shall include a summary of the Fee Applications that are the subject of the request and any other information requested by the Court or required by the Local Rules. Each Professional shall file its Interim Fee Application Request within thirty (30) days after the end of the Interim Fee Period for which the request seeks allowance of fees and reimbursement of expenses. Each Professional shall file its first Interim Fee Application Request on or before April 30, 2010 and the first Interim Fee Application Request should cover the Interim Fee Period from the commencement of this case through and including March 31, 2010. In addition, any Professional that fails to file a Fee Application or an Interim Fee Application Request when due or permitted will be ineligible to receive further interim payments of fees or expenses under the compensation procedures until such time as a Fee Application or Interim Fee Application Request is submitted by the Professional. There will be no other penalties for failing to file a Fee Application or an Interim Fee Application Request in a timely manner.

(e) The Debtor shall request that the Court schedule a hearing on Interim Fee Application Requests at least once every six (6) months, or at such other intervals as the Court deems appropriate.

(f) The pendency of an Objection to payment of compensation or reimbursement of expenses will not disqualify a Professional from the future payment of compensation or reimbursement of expenses.

(g) Neither (i) the payment of or the failure to pay, in whole or in part, monthly interim compensation and reimbursement of expenses nor (ii) the filing of or failure to file an Objection will bind any party in interest or the Court with respect to the allowance of interim or final applications for compensation and reimbursement of expenses of Professionals. All fees and expenses paid to Professionals are subject to disgorgement until final allowance by the Court.

13. The Debtor further requests that the Court limit the notice of hearings to consider interim and final fee applications to (a) the Notice Parties and (b) all parties who have filed a notice of appearance with the Clerk of this Court and requested such notice. Such notice should reach the parties most active in this case and will save the Debtor's estate the expense of undue duplication and mailing.

14. Moreover, the Debtor requests that each member of a Committee be permitted to submit statements of expenses and supporting vouchers to the Committee's counsel, which counsel shall collect and submit such requests for reimbursement in accordance with the Compensation Procedures set forth herein; provided, however, that Committee members' requests for reimbursement of attorneys' fees must be made by separate application and scheduled for hearing upon proper notice.

15. If the Motion is approved, the Debtor will include all payments made to Professionals in accordance with the Compensation Procedures in their monthly operating reports identifying the amount paid to each of the Professionals.

## BASIS FOR RELIEF REQUESTED

16. Section 331 of the Bankruptcy Code provides, in relevant part, as follows:

professional person employed under § 327 or 1103 of this title may apply to the court not more than once every 120 days after an order for relief in a case under this title, or more often if the court permits, for such compensation for services rendered before the date of such an application or reimbursement for expenses incurred before such date as is provided under § 330 of this title. After notice and a hearing, the court may allow and disburse to such applicant such compensation or reimbursement.

11 U.S.C. § 331. Absent an order of this Court, § 331 limits Professionals rendering services in this Chapter 11 case to payment of fees and expenses only three (3) times per year. Congress' intent in enacting § 331 of the Bankruptcy Code is expressed unequivocally in the House and Senate Reports accompanying enactment of the Bankruptcy Code:

The court may permit more frequent applications if the circumstances warrant, such as in very large cases where the legal work is extensive and merits more frequent payments. The court is authorized to allow and order disbursement to the applicant of compensation and reimbursement that is otherwise allowable under § 330.

H.R. Rep. No. 95-595, 95th Cong. 1st Sess. (1977); S. Rep. No. 989, 95th Cong., 2d Sess. 41-42 (1978).

17. Section 105(a) of the Bankruptcy Code provides, in pertinent part, that “[t]he court may issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title.” 11 U.S.C. § 105(a). As set forth below, courts have regularly entered orders, in accordance with § 105(a) of the Bankruptcy Code, establishing procedures providing for the interim compensation and expense reimbursement of professionals on a monthly basis. Factors generally considered by the courts in determining whether such relief is warranted include “the size of [the] reorganization cases, the complexity of the issues involved,

and the time required on the part of the attorneys for the debtors in providing services necessary to achieve a successful reorganization of the debtors.” *In re Int’l Horizons, Inc.*, 10 B.R. 895, 897 (Bankr. N.D. Ga. 1981). In considering these factors, courts have determined that interim compensation procedures are appropriate to avoid having the professionals fund the debtor’s Chapter 11 proceedings. *See id.* at 897.

18. The Debtor submits that the Compensation Procedures set forth herein are appropriate and consistent with interim compensation procedures established in other Chapter 11 cases in this District. *See, e.g., In re Cooper-Standard Holdings Inc.*, Case No. 09-12743 (PJW) (Bankr. D. Del. Sept. 1, 2009); *In re Hayes Lemmerz Inc.*, Case No. 09-11655 (MFW) (Bankr. D. Del. June 10, 2009); *In re Muzak Holdings, LLC*, No. 09-10422 (KJC) (Bankr. D. Del. Mar. 12, 2009); *In re Flying J Inc.*, No. 08-13384 (MFW) (Bankr. D. Del. Jan. 14, 2009).

19. The Debtor further submits that implementing the Compensation Procedures will significantly aid the efficient administration of this Chapter 11 case and are in the best interests of the Debtor, its estate and creditors. Accordingly, the Debtor submits that the relief requested herein should be granted.


#### **NOTICE**

20. Notice of this Motion has been given to (i) the United States Trustee for this District and (ii) the Debtor’s thirty (30) largest unsecured creditors, including, U.S. Bank, N.A., the trustee under the trust indenture corresponding to the Debtor’s 7.75% Convertible Senior Notes due 2012. In light of the nature of the relief requested herein, the Debtor submits that no other or further notice is required.

WHEREFORE, the Debtor requests entry of an order, substantially in the form attached hereto as Exhibit A, granting the relief requested herein and such other and further relief as is just and proper.

Dated: Wilmington, Delaware  
December 22, 2009

Respectfully submitted,

By: 

John H. Knight, Esq. (No. 3848)

Christopher M. Samis, Esq. (No. 4909)

Julie A. Finocchiaro, Esq. (No. 5303)

**RICHARDS LAYTON & FINGER, P.A.**

One Rodney Square

920 North King Street

Wilmington, Delaware 19801

Telephone: (302) 651-7700

Facsimile: (302) 651-7701

-and-

Paul Jacobs, Esq.

Merrill M. Kraines, Esq.

David L. Barrack, Esq.

**FULBRIGHT & JAWORSKI L.L.P.**

666 Fifth Avenue

New York, New York 10128

Telephone: (212) 318-3000

Facsimile: (212) 318-3400

*Proposed Counsel to the Debtor and Debtor-In-Possession*

**EXHIBIT A**

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

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: *In re:* : Chapter 11  
: :  
: **VION PHARMACEUTICALS, INC.,** : Case No. 09-14429 (CSS)  
: :  
: Debtor.<sup>1</sup> :  
: :  
: :  
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**ADMINISTRATIVE ORDER ESTABLISHING  
PROCEDURES FOR (I) ALLOWANCE OF INTERIM  
COMPENSATION AND REIMBURSEMENT OF EXPENSES OF  
PROFESSIONALS RETAINED BY ORDER OF THIS COURT AND (II)  
REIMBURSEMENT OF EXPENSES INCURRED BY COMMITTEE MEMBERS**

Upon consideration of the motion (the “Motion”)<sup>2</sup> of the Debtor in the above-captioned case, for the entry of an order pursuant to §§ 105(a) and 331 of title 11 of the United States Code, 11 U.S.C. §§ 101 et seq., (the “Bankruptcy Code”), Rule 2016 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) and Rule 2016-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “Local Rules”), establishing procedures for interim compensation and reimbursement of expenses of professionals on a monthly basis; and due and sufficient notice of the Motion having been given; and it appearing that no other or further notice need be provided; and it appearing that the relief requested in the Motion is in the best interests of the Debtor, its estate and creditors and other parties in interest; and after due deliberation and sufficient cause appearing therefore, it is hereby:

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<sup>1</sup> The Debtor in this case, along with the last four digits of the federal tax identification number for the Debtor, is Vion Pharmaceuticals, Inc. (1221). The Debtor’s corporate offices are located at 4 Science Park, New Haven, Connecticut 06511.

<sup>2</sup> Capitalized terms not defined herein shall have the meanings ascribed to them in the Motion.

ORDERED, that the Motion is granted; and it is further

ORDERED, that except as may otherwise be provided in orders of this Court authorizing the retention of specific professionals, all professionals in this case may seek interim compensation in accordance with the following procedures (collectively, the "Compensation Procedures"):

(a) No earlier than the fifth (5th) day of each calendar month, each Professional seeking interim compensation shall file an application (the "Fee Application"), pursuant to § 331 of the Bankruptcy Code, for interim approval and allowance of compensation for services rendered and reimbursement of expenses incurred during the immediately preceding month (the "Compensation Period") and serve a copy of such Fee Application on: (i) Vion Pharmaceuticals, Inc., 4 Science Park, New Haven, Connecticut 06551 (Attn: Karen Schmedlin); (ii) Fulbright & Jaworski L.L.P., 666 Fifth Avenue, New York, New York 10103 (Attn.: David L. Barrack, Esq.), counsel to the Debtor; (iii) Richards, Layton & Finger. P.A. (Attn: John H. Knight, Esq.), Delaware counsel to the Debtor; (iv) the Office of the United States Trustee, 844 King Street, Suite 2207, Wilmington, Delaware 19801 (Attn. Joseph J. McMahon, Jr., Esq.); and, when appointed, counsel to the Committee (each a "Notice Party" and collectively, the "Notice Parties"). All Fee Applications shall comply with the Bankruptcy Code, the Bankruptcy Rules, applicable Third Circuit law, and the Local Rules.

(b) Each Notice Party will have twenty (20) days after service of a Fee Application to object thereto (the "Objection Deadline"). Upon the expiration of the Objection Deadline, a Professional may file a certificate of no objection with the Court after which the Debtor is authorized to pay each Professional an amount (the "Actual Interim Payment") equal to the lesser of (i) eighty percent (80%) of the fees and one hundred percent (100%) of the expenses requested in the Fee Application (the "Interim Payment"); and (ii) eighty percent (80%) of the fees and one hundred percent (100%) of the expenses not subject to an objection pursuant to subparagraph (c) below. The first monthly Fee Application submitted by each Professional shall cover the period from the Petition Date through and including January 31, 2010.

(c) If any Notice Party objects to a Professional's Fee Application, it shall file a written objection (an "Objection") with the Court and serve it on the affected Professional and each of the Notice Parties. The Objection additionally shall be filed with the Court and received by the affected Professional and the Notice Parties on or before the Objection Deadline. Thereafter, the objecting party and the affected Professional may attempt to resolve the Objection on a consensual basis. If the parties are unable to reach a resolution of the Objection within fifteen (15) days after service of the Objection, the affected Professional may either: (i) file a response to the Objection with the Court, together with a request for payment of the difference, if any, between the Interim Payment and the Actual Interim Payment made to the affected Professional (the "Incremental Amount"); or (ii) forego payment of the Incremental Amount until the next interim or final fee application hearing, at which time the Court will consider and dispose of the Objection if requested by the parties.

(d) Beginning with the approximately three-month period ending on March 31, 2010, at three-month intervals or at such other intervals convenient to the Court, each of the Professionals shall file with the Court and serve on the Notice Parties a request (an "Interim Fee Application Request") for interim Court approval and allowance, pursuant to § 331 of the Bankruptcy Code, of the compensation and reimbursement of expenses sought in the Fee Applications filed during such period (the "Interim Fee Period"). The Interim Fee Application Request shall include a summary of the Fee Applications that are the subject of the request and any other information requested by the Court or required by the Local Rules. Each Professional shall file its Interim Fee Application Request within thirty (30) days after the end of the Interim Fee Period for which the request seeks allowance of fees and reimbursement of expenses. Each Professional shall file its first Interim Fee Application Request on or before April 30, 2010 and the first Interim Fee Application Request should cover the Interim Fee Period from the commencement of this case through and including March 31, 2010. In addition, any Professional that fails to file a Fee Application or an Interim Fee Application Request when due or permitted will be ineligible to receive further interim payments of fees or expenses under the compensation procedures until such time as a Fee Application or Interim Fee Application Request is submitted by the Professional.

There will be no other penalties for failing to file a Fee Application or an Interim Fee Application Request in a timely manner.

(e) The Debtor shall request that the Court schedule a hearing on Interim Fee Application Requests at least once every six (6) months, or at such other intervals as the Court deems appropriate.

(f) The pendency of an Objection to payment of compensation or reimbursement of expenses will not disqualify a Professional from the future payment of compensation or reimbursement of expenses.

(g) Neither (i) the payment of or the failure to pay, in whole or in part, monthly interim compensation and reimbursement of expenses nor (ii) the filing of or failure to file an Objection will bind any party in interest or the Court with respect to the allowance of interim or final applications for compensation and reimbursement of expenses of Professionals. All fees and expenses paid to Professionals are subject to disgorgement until final allowance by the Court.

and it is further

ORDERED, that notice of the interim and final fee applications shall be served on (a) the Notice Parties and (b) all parties that have filed a notice of appearance with the Clerk of this Court and requested such notice. The Notice Parties shall be entitled to receive both the Fee Applications and the notice of hearing thereon (the "Hearing Notice"), and all other parties entitled to notice shall be entitled to receive only the Hearing Notice. Notice given in accordance with this paragraph is deemed sufficient and adequate and in full compliance with the applicable provisions of the Bankruptcy Code, Bankruptcy Rules and Local Rules; and it is further

ORDERED, that each member of a Committee shall be permitted to submit statements of expenses and supporting vouchers to the Committee's counsel, which shall collect and submit such requests for reimbursement in accordance with the Compensation Procedures authorized and established herein; provided, however, that Committee members' requests for

reimbursement of attorneys' fees must be made by separate application and scheduled for hearing upon proper notice; and it is further

ORDERED, that all payments made pursuant to this Order are subject to the requirements imposed under the Postpetition Credit Agreement (as defined in the Debtor's motion to obtain postpetition financing) and related budget; and it is further

ORDERED, that all time periods referenced in this Order shall be calculated in accordance with Bankruptcy Rule 9006(a); and it is further

ORDERED, that this Court shall retain jurisdiction with respect to all matters arising from or related to the implementation or interpretation of this Order; and it is further

ORDERED, that this Order is effective immediately upon entry.

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

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Honorable Christopher S. Sontchi  
United States Bankruptcy Judge