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Benefit of Creditors of Fleer/Skybox International, LP

In the Matter of the General Assignment for
the Benefit of Creditors of FLEER/SKYBOX
INTERNATIONAL, LP,

Assignor,

to

WARREN J. MARTIN JR.,

Assignee.

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION, PROBATE PART
BURLINGTON COUNTY

DOCKET NO: 2005-1394

**FINAL JUDGMENT AND ORDER APPROVING AND ALLOWING
(I) ABANDONMENT/ DESTRUCTION OF BOOKS, RECORDS AND
REMAINING MISCELLANEOUS PROPERTY, SETTLEMENT WITH
IRON MOUNTAIN AND SALE OF REMAINING *DE MINIMIS* ASSETS,
(II) ESTABLISHMENT OF ADMINISTRATIVE ESCROW AND
(III) DISTRIBUTIONS ON REMAINING CREDITOR CLAIMS, FINAL
ACCOUNTING AND REDUCTION OF BOND**

Warren J. Martin Jr., (the “Assignee”), Assignee for the Benefit of Creditors of Fleer/Skybox International, LP (“Fleer/Skybox”), having filed his Verified Complaint¹ seeking final judgment approving and allowing (I) abandonment/destruction of books, records and remaining miscellaneous property, settlement with Iron Mountain and sale of remaining *de minimis* assets, (II) establishment of administrative escrow and (III) distributions on remaining creditor claims, final accounting and reduction of bond pursuant to New Jersey Court Rules 4:67,

¹ Capitalized terms not defined herein shall have the meaning ascribed to such terms in the Verified Complaint.

4:83-1, and 4:87-1 to 87-9; and it appearing that due notice was given in accordance with the Rules of this Court; and it appearing that no exceptions were filed to the Assignee's Final Accounting; and the Court having considered the Final Accounting and being satisfied that the Final Accounting is correct; and good cause appearing for the entry of the within judgment;

IT IS on this _____ day of _____, 2010,

ORDERED that the Assignee is authorized to abandon and destroy books, records and remaining miscellaneous property, including the Stored Assets; and it is further

ORDERED that the Assignee is authorized to enter into an agreement with Iron Mountain substantially in the Proposed Form of Iron Mountain Agreement annexed to the Verified Complaint as Exhibit B; and it is further

ORDERED that the SMFC Sale II is approved; and it is further

ORDERED that the Assignee is authorized to establish the Administrative Escrow for application to administrative costs incurred during the Final Compensation Period; and it is further

ORDERED that the Assignee shall issue W-9 forms to all creditors entitled to distribution to either (i) their last known addresses per the Assignee's records or (ii) forwarding addresses provided by the United States Postal Service or by creditors themselves; and that creditors failing to return completed W-9 forms to the Assignee within 30 days of the Assignee's request for a completed W-9 form (or within any further time period expressly agreed to in writing between the Assignee and such creditor) shall not share in any further distribution or the Final Distribution; and it is further

ORDERED that reserved distribution amounts held by the Assignee for Unreachable Creditors—from either the Interim Distribution or the Additional Unsecured Creditor Distribution Amount—shall be donated to the Consumer Education Fund of the Burlington County Office of Consumer Affairs; and it is further

ORDERED that the Final Accounting and Summary of the Assignee annexed to the Verified Complaint as Exhibit A be and the same hereby is allowed and confirmed; and it is further

ORDERED that the Assignee distribute the Additional Unsecured Creditor Distribution Amount to those persons entitled to share the same, pro rata, in accordance with the Assignee's Final Accounting and Summary attached to the Verified Complaint and in accordance with the Assignee's federal and state tax obligations; and it is further

ORDERED that the Assignee file with the Clerk of this Court a Supplemental Accounting detailing all distributions made hereafter from the Administrative Escrow or the Additional Unsecured Creditor Distribution Amount; and it is further

ORDERED that the Assignee shall donate any unused portion of the Administrative Escrow at the close of the case to the Consumer Education Fund of the Burlington County Office of Consumer Affairs; and it is further

ORDERED that the Assignee is hereby authorized to periodically reduce the Bond to an amount equal no less than the amount of funds held in the Account including, once all funds are distributed, to reduce the Bond to zero; and it is further

ORDERED that, upon the Assignee's distribution of the balance of the property and monies held in his hands according to law, and further, upon the Assignee's filing of a

Supplemental Accounting detailing the Assignee's report of distribution, the Assignee be discharged from all further duties and liabilities with respect to his trust; and it is further

ORDERED that this Order shall be considered a final order pursuant to New Jersey Court Rule 4:87-1(a); and it is further

ORDERED that a true copy of this Order shall be served by regular mail upon all interested parties which received the Order to Show Cause within seven (7) days from the date hereof.

HONORABLE MICHAEL J. HOGAN, J.S.C.