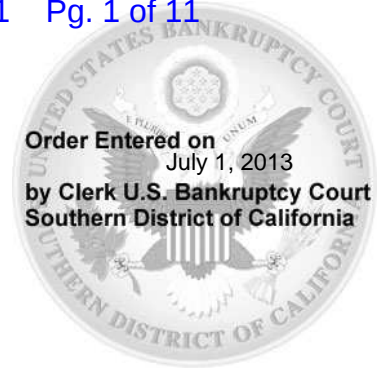


CSD 1001A [11/15/04]

Name, Address, Telephone No. & I.D. No.

Ali M.M. Mojdehi SBN 123846
Janet D. Gertz SBN 231172
Cooley LLP
4401 Eastgate Mall
San Diego, CA 92121
Telephone: (858) 550-6000
Facsimile: (858) 550-6420
Counsel for Debtors and Debtors in Possession



UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF CALIFORNIA
325 West "F" Street, San Diego, California 92101-6991

In Re.
SILIKEN MANUFACTURING USA, INC., a California corporation; SILIKEN USA, INC., a California corporation

BANKRUPTCY NO. 13-00119-CL11

CHAPTER 11

Jointly Administered with
Case No. 13-00120-CL11

Date of Hearing: None Set/Requested
Time of Hearing: None Set/Requested
Name of Judge: Hon. Christopher Latham

Debtor.

ORDER ON Debtors' Notice of Intended Action and Opportunity for Hearing re: Compensation Procedure for Continental Commercial Group

IT IS ORDERED THAT the relief sought as set forth on the continuation pages attached and numbered two (2) through 2 with exhibits, if any, for a total of 9 pages, is granted. Motion/Application Docket Entry No. 186

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//

DATED: July 1, 2013

J
C

Judge, United States Bankruptcy Court

Signature by the attorney constitutes a certification under Fed. R. of Bankr. P. 9011 that the relief in the order is the relief granted by the court.

Submitted by:

Cooley LLP

(Firm name)

By: /s/ Ali M.M. Mojdehi

Attorney for Movant Respondent
Debtors and Debtors in Possession

ORDER ON Debtor's Notice of Intended Action re: Compensation Procedure for CCG

DEBTORS: Siliken Manufacturing USA, Inc. and Siliken USA, Inc.

CASE NO: 13-00119-CL11
(jointly administered with 13-
00120-CL11)

WHEREAS, the Debtors filed and served a Notice of Intended Action and Opportunity for Hearing ("Notice") requesting approval of the procedure for compensation of Continental Commercial Group ("CCG"), the Debtors' collection agent (the "CCG Compensation Procedure"). True and correct copies of the Notice and proof of service thereon are attached collectively hereto as Exhibit 1;

WHEREAS, the response period has expired without the service of any response or opposition to the Notice or request for a hearing; and

WHEREAS, the Debtor has complied with Local Bankruptcy Rule 9013-7;

THEREFORE, the Debtor's request for approval of the CCG Compensation Procedure is hereby granted; provided, however, that all fees retained by CCG shall be subject to final approval by the Bankruptcy Court under section 330 of the Bankruptcy Code.

EXHIBIT 1

CSD 1180 [08/01/11]

Name, Address, Telephone No. & I.D. No.

Ali M.M. Mojdehi SBN 123846

Janet Gertz SBN 231172

COOLEY, LLP

4401 Eastgate Mall

San Diego, CA 92121

Telephone (858) 550-6000

Facsimile: (858) 550-6420

Counsel for Debtors and Debtors in Possession

UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF CALIFORNIA

325 West "F" Street, San Diego, California 92101-6991

In Re

SILIKEN MANUFACTURING USA, INC., a California corporation;

SILIKEN USA, INC., a California corporation

BANKRUPTCY NO. 13-00119-CL11

CHAPTER 11

Tax I.D. (EIN) #: _____/S.S.#: - - _____ Debtor.

Jointly Administered with
Case No. 13-00120-CL11**NOTICE OF INTENDED ACTION AND OPPORTUNITY FOR HEARING**

TO THE DEBTOR, ALL CREDITORS AND OTHER PARTIES IN INTEREST:

YOU ARE HEREBY NOTIFIED that Siliken Manufacturing USA, Inc. and Siliken USA, Inc.(select one:) the Trustee United States Trustee Debtors-in-Possession Creditor,
herein, proposes to:

- Use, sell or lease the following property not in the ordinary course of business [include information as required by Federal Rule of Bankruptcy Procedure 2002(c)(1)]; or
- Abandon the following property [description of property to be abandoned]; or
- Compromise or settle the following controversy [description of controversy to be settled and financial impact on estate as required by Local Bankruptcy Rule 9019]; or
- Seek allowance of compensation or remuneration to debtor as follows [specify the nature]; or
Permit Continental Commerical Group ("CCG"), proposed collection agent for the Debtors, to remit to the estates proceeds of claims assigned by the Debtors and recovered by CCG, net of CCG's applicable contingency fee (fee structure set forth in Retention Application [Doc. No.184]), pursuant to CCG's ordinary business practice.
Provided, however, that all fees retained by CCG shall be subject to final approval by the Bankruptcy Court under section 330 of the Bankruptcy Code.
- Other [specify the nature of the matter]:

CSD 1180

[Continued on Page 2]

If you object to the proposed action:

1. **YOU ARE REQUIRED** to obtain a hearing date and time from the appropriate Courtroom Deputy for the judge assigned to your bankruptcy case. *If a Chapter 7, 11, or 12 case*, determine which deputy to call by looking at the Bankruptcy Case No. in the caption on Page 1 of this notice. If the case number is followed by the letter:

- | | | | | | |
|---|----|---|---------------------|---|-----------------------------|
| - | MM | - | call (619) 557-7407 | - | DEPARTMENT ONE (Room 218) |
| - | LA | - | call (619) 557-6594 | - | DEPARTMENT TWO (Room 118) |
| - | LT | - | call (619) 557-6018 | - | DEPARTMENT THREE (Room 129) |
| - | PB | - | call (619) 557-5157 | - | DEPARTMENT FOUR (Room 328) |
| - | JM | - | call (619) 557-6019 | - | DEPARTMENT FIVE (Room 318) |

For ALL Chapter 13 cases, call (619) 557-5955.

2. **WITHIN TWENTY-EIGHT (28)¹ DAYS FROM THE DATE OF SERVICE OF THIS MOTION**, you are further required to serve a copy of your DECLARATION IN OPPOSITION TO MOTION and separate REQUEST AND NOTICE OF HEARING [Local Form CSD 1184²] upon the undersigned moving party, together with any opposing papers. The opposing declaration shall be signed and verified in the manner prescribed by Federal Rule of Bankruptcy Procedure 9011, and the declaration shall:

- a. identify the interest of the opposing party; and
- b. state, with particularity, the grounds for the opposition.

3. **YOU MUST** file the original and one copy of the Declaration and Request and Notice of Hearing with proof of service with the Clerk of the U.S. Bankruptcy Court at 325 West "F" Street, San Diego, California 92101-6991, no later than the next business day following the date of service.

IF YOU FAIL TO SERVE YOUR "DECLARATION IN OPPOSITION TO INTENDED ACTION" AND "REQUEST AND NOTICE OF HEARING" within the 28-day¹ period provided by this notice, NO HEARING SHALL TAKE PLACE, you shall lose your opportunity for hearing, and the moving party may proceed to take the intended action.

DATED: May 22, 2013

/s/ Ali M.M. Mojdehi
COOLEY, LLP

By, Ali M.M. Mojdehi

Attorney for Debtors and Debtors in Possession
Siliken Manufacturing USA, Inc. and Siliken USA, Inc.

¹If you were served electronically or by mail, you have three (3) additional days to take the above-stated actions as calculated by Fed. R. Bankr. P. 9006(f).

²You may obtain Local Form CSD 1184 from the office of the Clerk of the U.S. Bankruptcy Court.

1 COOLEY LLP
ALI M. M. MOJDEHI (123846)
2 (AMOJDEHI@COOLEY.COM)
JANET D. GERTZ (231172)
3 (JGERTZ@COOLEY.COM)
4401 Eastgate Mall
4 San Diego, CA 92121
Telephone: (858) 550-6000
5 Facsimile: (858) 550-6420

6 Counsel for Debtors and Debtors in Possession

7

8 UNITED STATES BANKRUPTCY COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10

11 In re:

12 SILIKEN MANUFACTURING USA, INC., a
California corporation, and SILIKEN USA,
13 INC., a California corporation,

14 Debtors.

15

16

Case No. 13-00119-CL-11

CHAPTER 11

Jointly Administered with
Case No. 13-00120-CL-11

CERTIFICATE OF SERVICE

17

18 I, Andrea K. Behrend, hereby declare as follows:

19 I am employed in the City and County of San Diego, CA. I am over the age of 18 years
20 and not a party the within action. My business address is: 4401 Eastgate Mall, San Diego, CA
92121-1909.

21

22 On May 22, 2013, via CM/ECF and/or US Mail, as indicated on the attached service list,
the following was served:

23

24 **SEE ATTACHED DOCUMENT LIST**

25

26

27

28

1 (BY U.S. MAIL) I placed each such sealed, prepaid envelope, for collection and mailing at
2 Cooley LLP, San Diego, California, following ordinary business practices. I am familiar with the
3 practice of collection for U.S. mail, said practice being that in the ordinary course of business,
4 correspondence is picked up at our office the same day as it is placed for collection. I am aware
that on motion of the party served, service is presumed invalid if postal cancellation date or
postage meter date is more than one day after date of deposit for mailing in affidavit.

5 [BY CM/ECF NOTICE OF ELECTRONIC FILING] I caused said document(s) to be served
6 by means of this Court's electronic transmission of the Notice of Electronic Filing through the
7 Courts transmission facilities, to the parties and/or counsel who are registered CM/ECF users set
forth in the service list obtained from this Court.

8 (BY FEDERAL EXPRESS or USPS EXPRESS MAIL) I placed each such sealed envelope, to
9 be collected at Cooley LLP, San Diego, California, following ordinary business practices. I am
10 familiar with the practice of Cooley LLP for collection and processing of overnight packages,
said practice being that in the ordinary course of business, overnight packages are picked up by a
representative of that company to be sent that same day.

11 (BY FACSIMILE) Pursuant to agreement of counsel and California Rules of Court, Rule
12 2006, I transmitted the above documents by facsimile to the referenced facsimile number(s). The
13 facsimile machine I used complied with Rule 2003 and no error was reported by the machine.
14 Pursuant to Rule 2006, I caused the machine to print a transmission record of the transmission, a
copy of which is attached to this declaration.

15 [BY ELECTRONIC MAIL ("E-MAIL") VIA PDF/ADOBE] I caused such documents to be
16 sent via e-mail to the below-listed names (as noted) and e-mail addresses and received
17 confirmation electronic receipts indicating that this document was successfully transmitted to the
parties named on the service list. *As indicated on service list with an e-mail address.*

18 (BY PERSONAL SERVICE) I caused such documents to be delivered by hand to the
19 addressee as indicated on the service list, by First Legal Support Services, 1111 6th Avenue, Suite
204, San Diego, CA 92101.

21 I declare under penalty of perjury under the laws of the United States of America that the above is
22 true and correct.

23 Executed on May 22, 2013, at San Diego, California.



24
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26 Andrea K. Behrend

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DOCUMENT LIST:

1. **DEBTORS' AND DEBTORS IN POSSESSIONS' APPLICATION FOR ORDER AUTHORIZING THE EMPLOYMENT OF CONTINENTAL COMMERCIAL GROUP, AS COLLECTION AGENT, UNDER 11 U.S.C. § 327(a), 328(a) AND FED. R. BANKR. P. 2014 AND ENTRY INTO THE TRANSACTION IN THE ORDINARY COURSE; EXHIBIT A**
2. **DECLARATION OF RHETT TALLAS IN SUPPORT OF DEBTORS' AND DEBTORS IN POSSESSIONS' APPLICATION FOR ORDER AUTHORIZING THE EMPLOYMENT OF CONTINENTAL COMMERCIAL GROUP, AS COLLECTION AGENT, UNDER 11 U.S.C. § 327(a), 328(a) AND FED. R. BANKR. P. 2014 AND ENTRY INTO THE TRANSACTION IN THE ORDINARY COURSE; EXHIBIT 1-2**
3. **NOTICE OF INTENDED ACTION AND OPPORTUNITY FOR HEARING**
4. **STATEMENT OF POSITION OF UNITED STATES TRUSTEE**

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SERVICE LIST:

Via CM/ECF:

Kevin Coleman on behalf of Creditor Gintech Energy Corporation
KColeman@Schnader.com, calas@schnader.com; sobrien@schnader.com

Ori Katz on behalf of Creditor Committee Official Joint Committee of Unsecured Creditors
okatz@sheppardmullin.com

J. Barrett Marum on behalf of Creditor Committee Official Joint Committee of Unsecured Creditors
bmarum@sheppardmullin.com, danderson@sheppardmullin.com

David A. Ortiz on behalf of United States Trustee United States Trustee
david.a.ortiz@usdoj.gov, USTP.REGION15@USDOJ.GOV; tiffany.l.carroll@usdoj.gov

United States Trustee
ustp.region15@usdoj.gov

Alan Vanderhoff on behalf of Creditor Siliken SA
alan.vanderhoff@vanderhofflaw.com, alanvanderhoff@cox.net

Via US Mail:

[IRS-Insolvency Division](#)
PO Box 7346
Philadelphia, PA 19101-7346

GE Information Technology Solutions, Inc. (RSN)
IKON Financial Services
1738 Bass Road
PO Box 13708
Macon, GA 31208

Dun & Bradstreet (RSN)
c/o RMS
ATTN: R. Rowland
307 International Circle, Ste 270
Hunt Valley, MD 21030

United States Bankruptcy Court
Southern District of California

In re:
Siliken Manufacturing USA, Inc.
Siliken Manufacturing, USA, Inc. and Sil
Debtors

Case No. 13-00119-CL
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0974-3

User: kduran
Form ID: pdf01

Page 1 of 2
Total Noticed: 1

Date Rcvd: Jul 01, 2013

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 03, 2013.
db #Siliken Manufacturing USA, Inc., PO Box 130729, Carlsbad, CA 92013-0729

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

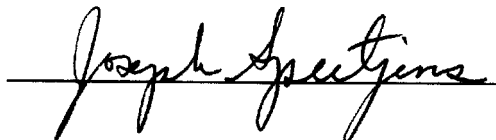
Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update.
While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 03, 2013

Signature:



District/off: 0974-3

User: kduran
Form ID: pdf01

Page 2 of 2
Total Noticed: 1

Date Rcvd: Jul 01, 2013

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 1, 2013 at the address(es) listed below:

Alan Vanderhoff on behalf of Creditor Siliken SA alan.vanderhoff@vanderhofflaw.com,
alanvanderhoff@cox.net
Ali M.M. Mojdehi on behalf of Debtor-In-Possession Siliken Manufacturing, USA, Inc. and
Siliken USA, Inc. amojdehi@cooley.com, jgertz@cooley.com;bbyun@cooley.com;arego@cooley.com
Ali M.M. Mojdehi on behalf of Debtor Siliken USA, Inc. amojdehi@cooley.com,
jgertz@cooley.com;bbyun@cooley.com;arego@cooley.com
Ali M.M. Mojdehi on behalf of Debtor Siliken Manufacturing USA, Inc. amojdehi@cooley.com,
jgertz@cooley.com;bbyun@cooley.com;arego@cooley.com
David A. Ortiz on behalf of United States Trustee United States Trustee
david.a.ortiz@usdoj.gov, USTP.REGION15@USDOJ.GOV;tiffany.l.carroll@usdoj.gov
J. Barrett Marum on behalf of Creditor Committee Official Joint Committee of Unsecured
Creditors bmarum@sheppardmullin.com, danderson@sheppardmullin.com
Janet D. Gertz on behalf of Debtor Siliken Manufacturing USA, Inc. jgertz@cooley.com
Jeffrey D. Cawdrey on behalf of Creditor National Union Fire Insurance Company of Pittsburgh,
PA jcawdrey@gordonrees.com, ebojorquez@gordonrees.com;slemos@gordonrees.com
Kevin Coleman on behalf of Creditor Gintech Energy Corporation KColeman@Schnader.com,
calas@schnader.com;sobrien@schnader.com
Ori Katz on behalf of Creditor Committee Official Joint Committee of Unsecured Creditors
okatz@sheppardmullin.com
United States Trustee ustp.region15@usdoj.gov

TOTAL: 11