

To the suppliers and transporters  
of Mopac modern packaging AG

Bern, 9 April 2015

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## **Mopac modern packaging AG - provisional debt-restructuring moratorium - consequences for suppliers and transporters**

Dear Sir or Madam

Since 30 March 2015, Mopac modern packaging AG has been under provisional debt-restructuring moratorium. The competent debt-restructuring judge approved the continuation of the company's activities under the supervision of Dr. Fritz Rothenbühler, attorneys-at-law of Wenger Plattner, Bern, as provisional administrator.

In my capacity as provisional administrator, I hereby inform you about your legal position as a supplier respectively transporter of Mopac modern packaging AG:

1. The primary concern of the administrator must be to ensure that the company's assets are not unnecessarily diminished during the provisional debt-restructuring moratorium.
2. Claims resulting from supplies effected before Monday 30 March 2015 will be considered as non-privileged claims and will not be paid at the present time; these claims will have to be filed later under the so-called call to creditors.

3. Under my supervision, Mopac modern packaging AG will continue its business activities and, within this scope, will continue to accept and process orders. All liabilities entered as such by Mopac modern packaging AG with my consent will be paid by the company in a preferential manner, even before the already existing creditors receive any payments. Existing creditors are those whose claims originate from before the granting of the debt-restructuring moratorium, i.e. before 30 March 2015.
  
4. Aim of the current debt-restructuring moratorium is to prevent the bankruptcy of Mopac modern packaging AG. However, in the case of bankruptcy, the following rules apply for you as a future creditor: under the condition that I, as provisional administrator, have explicitly approved your order, all your claims acquired under that order given to Mopac modern packaging AG during the debt-restructuring moratorium shall be qualified as privileged claims. Such claims oblige the debtor's assets and will be satisfied preferentially compared to claims of bankrupt's creditors, in fact also of privileged bankrupt's creditors. In this respect, these claims are considered as "super-privileged".

Yours sincerely

The provisional Administrator



Dr. Fritz Rothenbühler