

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	:	Chapter 11
	:	
AMERICAN BANKNOTE	:	Case No.: 05-10174 (PJW)
CORPORATION,	:	
	:	[Re: Docket No. ____]
Debtor.	:	

**ORDER GRANTING DEBTOR’S THIRD OMNIBUS OBJECTION TO
CLAIMS FOR WHICH THE DEBTOR HAS NO LIABILITY (SUBSTANTIVE)**

This matter having come before the Court on American Banknote Corporation’s (the “Debtor”) Third Omnibus Objection (the “Third Omnibus Objection”)¹ to Claims For Which the Debtor Has No Liability; and it appearing that good and sufficient notice of the Third Omnibus Objection having been given and no further notice of the Third Omnibus Objection or the entry of this Order need be provided; and upon the entire record herein; and the Court having considered the Third Omnibus Objection, the Claims set forth on Exhibits A and B annexed hereto and the responses, if any, to the Third Omnibus Objection, and after due deliberation thereon; and good and sufficient cause appearing therefor;

THE COURT FINDS THAT:

A. The Debtor has filed a Third Omnibus Objection and that the Debtor has moved to disallow and expunge in their entirety certain Claims.

B. The Court has jurisdiction to consider the Third Omnibus Objection pursuant to 28 U.S.C. § 1334. This is a core proceeding under 28 U.S.C. § 157(b).

¹ Unless otherwise defined herein, capitalized terms shall have the meaning as set forth in the Third Omnibus Objection.

C. Each holder of a Claim set forth on Exhibits A and B was properly and timely served with a copy of the Third Omnibus Objection, the Proposed Order and accompanying Exhibits and the Notice of the response deadline thereto, and no further notice of the Third Omnibus Objection or of the entry of this Order need be provided.

D. Any entity known to have an interest in the Claims subject to the Third Omnibus Objection has been afforded reasonable opportunity to respond to, or be heard regarding, the relief requested in the Third Omnibus Objection.

E. The relief requested in the Third Omnibus Objection is in the best interests of the Debtor, its estate, its creditors and other parties in int.:

It is HEREBY ORDERED that:

1. The Third Omnibus Objection is **GRANTED**.
2. Each Tax Claim identified on Exhibit A is disallowed and expunged in its entirety.
3. The Jonas Claim identified on Exhibit B is disallowed and expunged in its entirety.
4. This Order is without prejudice to the Debtor's rights (a) to object to the claim on grounds other than as stated in the Third Omnibus Objection; (b) to assert a counterclaim; and (c) to object on any available grounds to all other claims filed in this matter.
5. This Court shall retain jurisdiction with respect to any matter relating to or arising from the implementation or interpretation of this Order.
6. Each of the Claims and the objections by the Debtor asserted in this Third Omnibus Objection as set forth in Exhibits A and B hereto constitute a separate contested matter as contemplated by FED. R. BANKR. P. 9014. This Order shall be deemed a separate Order with respect to each Claim. Any stay of this Order pending appeal by any of the Claimants whose claims are subject to this Order shall apply only to the contested matter

which involves such Claimant and shall not act to stay the applicability and/or finality of this Order with respect to other contested matters covered hereby.

ORDERED this ____ day of _____, 2005.

THE HONORABLE PETER J. WALSH
UNITED STATES BANKRUPTCY JUDGE

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Exhibit A - Tax Claims

(1) Name of Claimant	(2) Claim Number	(3) Claim Amount	(4) Reason for Disallowance
The City of New York Department of Finance Bankruptcy & Assignment Unit 345 Adams Street, 10th Floor Brooklyn, NY 11201	00125	\$110,000.00	Claim is for Commercial Rent Tax and General Corporation Tax for the City of New York, where the Debtor does not do business or pay rent, and appears to be a claim against nondebtor subsidiary ABNCo
Ohio Department of Taxation 30 E. Broad St., 23rd Floor Columbus, OH 43215	00127	\$126,798.13	Claim is for Use and Franchise Tax in the State of Ohio. The Debtor did not file tax returns in Ohio.
Georgia Department of Revenue P.O. Box 161108 Atlanta, GA 30321	00128	\$500.00	Claim is for estimated corporate tax in Georgia. Debtor did not file tax returns in Georgia.
Dallas County c/o Elizabeth Weller Linebarger Goggan Blair & Sampson LLP 2323 Bryan Street, Suite 1600 Dallas, TX 75201	00129	\$1,157.86	Claim is for ad valorem property tax in Dallas, Texas. Debtor did not hold property in Dallas and therefore did not file tax returns in Dallas.

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Exhibit B - Jonas Claim

(1) Name of Claimant	(2) Claim Number	(3) Claim Amount	(4) Reason for Disallowance
Susanne Jonas (Levy) 7732 Dorchester Rd. Boynton Beach, FL 33437-5005	00109	\$100,000.00	The Plan specifically deals with the matters raised in the Claim.