

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

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In re:	: Chapter 11
	:
Spancion Inc., <i>et al.</i> , ¹	: Case No. 09-10690 (KJC)
	:
Debtors.	: Related Docket No. 1031
	:
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In re:	:
	: Chapter 15
	:
Spancion Japan Limited,	: Case No. 09-11480 (KJC)
	:
Debtor in a Foreign Proceeding.	: Related Docket No. 41
	:
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ORDER ENFORCING AUTOMATIC STAY

This matter coming before the Court on (a) the *Motion of the Ad Hoc Consortium of Floating Rate Noteholders for Standing to Enforce the Automatic Stay Against Samsung Electronics Co., Ltd* (the "FRN Stay Motion"), filed in the above-captioned jointly administered chapter 11 bankruptcy cases, and (b) the *Motion of the Foreign Debtor for the Entry of an Order (i) Determining the Automatic Stay Applies; and (ii) Enforcing the Automatic Stay* (the "SJ Stay Motion," together with the FRN Stay Motion, the "Motions"),² filed by Masao Taguchi, the duly authorized foreign representative of the above-captioned foreign debtor (the "Foreign Debtor"); the Court having reviewed the Motions and the objections and responses (collectively, the "Objections") to the Motions filed by Samsung Electronics Co., Ltd. ("Samsung") and the

¹ The following debtors are being jointly administered in the above-captioned chapter 11 case, pursuant to an Order dated March 4, 2009: Spancion, Inc., a Delaware corporation; Spancion Technology, LLC, a Delaware limited liability company; Spancion LLC, a Delaware limited liability company; Cerium Laboratories, LLC, a Delaware limited liability company; and Spancion International, Inc., a Delaware corporation (collectively, the "Chapter 11 Debtors").

² Capitalized terms not otherwise defined herein shall have the meanings given to them in the Motions.

United States International Trade Commission (the “ITC”), as well as the other responses to the Motions and the replies to the Objections, and having considered the statements of counsel with respect to the Motions at a hearing before the Court on September 10, 2009 (the “Hearing”); the Court having found that (i) the Court has jurisdiction over these matters pursuant to 28 U.S.C. §§ 157 and 1334, (ii) venue for this matter is proper in this district pursuant to 28 U.S.C. §§ 1409 and 1410, (iii) this is a core proceeding pursuant to 28 U.S.C. § 157(b), (iv) notice of the Motions and the Hearing was sufficient under the circumstances, and (v) the proceeding under Section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337) before the ITC styled *In the matter of Certain Flash Memory and Products Containing Same*, Inv. No. 337-685 (the “Samsung Action”)³ under Section 337 of the Tariff Act of 1930 (19 U.S.C. § 1337) does not meet the requirements of 11 U.S.C. § 362(b)(4); and based on the reasons stated in the Court’s October 1, 2009 Memorandum (the “Memorandum”); the Court having determined that the bases set forth in the Motions and at the Hearing establish just cause for the relief granted herein; and after due deliberation the Court having determined that the relief requested in the Motions is necessary and is in the best interests of the Chapter 11 Debtors and the Foreign Debtor, their estates and their creditors; and good and sufficient cause having been shown;

IT IS HEREBY ORDERED THAT:

1. The Motions are GRANTED as set forth below.
2. The Objections are OVERRULED on the merits, and Samsung’s request for relief from the automatic stay is DENIED without prejudice.

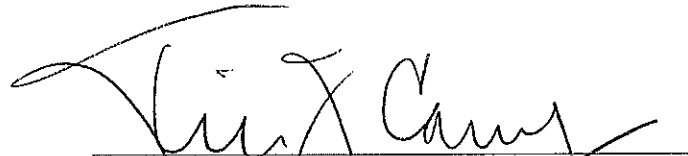
³ The Samsung Action was previously styled, *In the matter of Certain Flash Memory and Products Containing Same*, Inv. No. 337-2676.

3. The Samsung Action is hereby stayed in its entirety with respect to each of the respondents named therein, including, for the sake of clarity, the Chapter 11 Debtors, the Foreign Debtor and the Customers (as such term is defined in the FRN Stay Motion).

4. The Chapter 11 Debtors and the Foreign Debtor are authorized, but not directed, to file a copy of this Order and/or the Memorandum with the ITC.

5. This Court shall retain jurisdiction to resolve all matters relating to the implementation of this Order, including, without limitation, the scope of the acts stayed pursuant to this Order.

Dated: Oct 15, 2009
Wilmington, Delaware



THE HONORABLE KEVIN J. CAREY
UNITED STATES BANKRUPTCY JUDGE