

Presentment Date and Time: August 20, 2013 at 11:00 a.m. (Eastern Time)

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**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

|   |   |                         |
|---|---|-------------------------|
| In re:  | ) | Chapter 11              |
| EASTMAN KODAK COMPANY, <i>et al.</i> , <sup>1</sup> | ) | Case No. 12-10202 (ALG) |
| Debtors.  | ) | (Jointly Administered)  |

**NOTICE OF PRESENTMENT OF STIPULATION AND AGREED ORDER  
BETWEEN THE DEBTORS AND THE CENTURY/INA PARTIES**

**PLEASE TAKE NOTICE** that Eastman Kodak Company, *et al.* (collectively, the “**Debtors**”), will present the attached proposed Stipulation and Agreed Order, dated August 16, 2013 (the “**Stipulation and Agreed Order**”), which fully and finally resolves the informal

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Eastman Kodak Company (7150); Creo Manufacturing America LLC (4412); Eastman Kodak International Capital Company, Inc. (2341); Far East Development Ltd. (2300); FPC Inc. (9183); Kodak (Near East), Inc. (7936); Kodak Americas, Ltd. (6256); Kodak Aviation Leasing LLC (5224); Kodak Imaging Network, Inc. (4107); Kodak Philippines, Ltd. (7862); Kodak Portuguesa Limited (9171); Kodak Realty, Inc. (2045); Laser-Pacific Media Corporation (4617); NPEC Inc. (5677); Pakon, Inc. (3462); and Qualex Inc. (6019). The location of the Debtors’ corporate headquarters is: 343 State Street, Rochester, NY 14650.



objection of the Century/INA Parties<sup>2</sup> to the First Amended Joint Chapter 11 Plan of Reorganization of Eastman Kodak Company and Its Debtor Affiliates, dated June 27, 2013 [Docket No. 4175], as further amended, to the Honorable Allan L. Gropper, Bankruptcy Judge of the United States Bankruptcy Court for the Southern District of New York (the “**Court**”), at One Bowling Green, New York, New York 10004, for signature on **August 20, 2013, at 11:00 am (ET)**.

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<sup>2</sup> The “Century/INA Parties” are: INA; Century Indemnity Company, both in its own capacity for certain policies including those listed on Appendix A of the Stipulation and Agreed Order and in its capacity as successor-in-interest to CCI Insurance Company, as successor-in-interest to the Insurance Company of North America; ACE American Insurance Company, formerly CIGNA Insurance Company; ACE Property and Casualty Insurance Company, f/k/a/ CIGNA Property & Casualty Insurance Company, as successor-in-interest to Motor Vehicle Casualty Company but only as respects policies issued through Cravens, Dragan & Company, Pacific Coast.

**PLEASE TAKE FURTHER NOTICE** that copies of the proposed Stipulation and Order may be obtained from the Court's website, <https://ecf.nysb.uscourts.gov/> or, free of charge, the website of the claims and noticing agent, <http://www.kccllc.net/kodak>.

Dated: August 19, 2013  
New York, New York

/s/ Andrew G. Dietderich

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Possession

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

|                                      |   |                      |
|--------------------------------------|---|----------------------|
| -----                                | x |                      |
| In re:                               | : | Chapter 11           |
|                                      | : |                      |
| Eastman Kodak Company, <i>et al.</i> | : | Case No. 12-10202    |
|                                      | : |                      |
| Debtors.                             | : | Jointly Administered |
| -----                                | x |                      |

**STIPULATION AND AGREED ORDER**

This Stipulation and Agreed Order is entered into as of August 16, 2013, among the Debtors,<sup>1</sup> and Century and INA (as defined on the signature block below).

WHEREAS, the Bankruptcy Court may approve and enter this Stipulation and Agreed Order as a core matter pursuant to 11 U.S.C. §§ 105 and 1129, Bankruptcy Rule 9019, and 28 U.S.C. § 157 and in accordance with the jurisdiction granted to the Bankruptcy Court pursuant to 28 U.S.C. § 1334.

NOW THEREFORE, IT IS HEREBY STIPULATED, AGREED AND ORDERED BY THE BANKRUPTCY COURT, AS FOLLOWS:

1. Section 8.1 of the First Amended Joint Chapter 11 Plan of Reorganization of Eastman Kodak Company and its Debtor Affiliates (the "Plan") provides that all Executory Contracts will be rejected by the Plan on its Effective Date pursuant to section 365 of the Bankruptcy Code. The Debtors will not assume any general or excess liability insurance policies issued by Century or INA, as defined in the signature block below (collectively, the "Century/INA Policies"). The Debtors stipulate that any and all such insurance policies are Executory Contracts as that term is defined in the Plan. As a result, all of the Century/INA Policies are rejected and Century and INA shall have no further obligations under the Century/INA policies as of the Effective Date of the Plan (as defined in the Plan).

2. This stipulation does not impact any other ACE policies, including workers compensation policies, which are being handled separately.

3. Century and INA withdraw the Interrogatories and Requests for Admission served on July 18, 2013, and any potential Plan objection by Century and INA is similarly resolved.

4. This Stipulation and Agreed Order shall be binding on all Parties hereto and all holders of claims, interests and demands against the Debtors and their estates, as well as any and all successors and assigns (including without limitation any trustee or reorganized entity). Toward that end, the Parties hereby agree (a) to file this Stipulation in the Bankruptcy Case within five (5) days after it has been executed by all Parties, and (b) to use best efforts to obtain

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<sup>1</sup> Capitalized terms not defined herein shall have the meaning ascribed to them in the Plan.

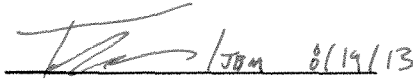
approval of this Stipulation and Agreed Order by the Bankruptcy Court in the Bankruptcy Case as soon thereafter as is reasonably practicable prior to or at the Confirmation Hearing.

Dated: August 16, 2013  
New York, New York



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SO ORDERED:

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Honorable Allan L. Gropper  
United States Bankruptcy Judge

Dated: New York, New York  
\_\_\_\_\_, 2013

**Appendix A**

**Century/INA Policies**

| <b><u>POLICY NUMBER</u></b> | <b><u>POLICY PERIOD</u></b> |
|-----------------------------|-----------------------------|
| XCP 143400                  | 1/1/1979 to 1/1/1980        |
| XCP 156510                  | 1/1/1985 to 1/1/1986        |
| XLP G0 313604-8             | 1/1/1986 to 1/1/1987        |
| XLP G0 968945-A             | 1/1/1987 to 1/1/1988        |
| XBC 151503                  | 1/1/1978 to 1/1/1979        |
| XCP 143411                  | 1/1/1979 to 1/1/1980        |
| GLP GO 312981-0             | 10/17/1983 to 10/17/1984    |
| XCP 157239                  | 1/1/1985 to 1/1/1986        |
| CIZ 42 69 24                | 1/1/1984 to 1/1/1985        |
| MZ 046426                   | 1/1/1979 to 1/1/1980        |
| MZ 046444                   | 1/1/1980 to 1/1/1981        |
| MZ 046467                   | 1/1/1981 to 1/1/1982        |
| MZ 046771                   | 1/1/1982 to 1/1/1983        |
| MZ 046829                   | 1/1/1983 to 1/1/1984        |