

Your claim can be filed electronically on KCC's website at <https://epoc.kecllc.net/EmergeEnergy>.

ID: 24656967

PIN: slr5ul40

United States Bankruptcy Court for the District of Delaware

Indicate Debtor against which you assert a claim by checking the appropriate box below. **(Check only one Debtor per claim form.)**

Emerge Energy Services LP (Case No. 19-11563)
 Emerge Energy Services GP LLC (Case No. 19-11564)
 Emerge Energy Services Operating LLC (Case No. 19-11565)
 Superior Silica Sands LLC (Case No. 19-11566)
 Emerge Energy Services Finance Corporation (Case No. 19-11567)

Official Form 410 Proof of Claim

04/19

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Other than a claim under 11 U.S.C. § 503(b)(9), this form should not be used to make a claim for an administrative expense arising after the commencement of the case.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed.

Part 1:	Identify the Claim	NameID: 13845869		
1. Who is the current creditor?	Bayne Mineral Systems, Inc. Name of the current creditor (the person or entity to be paid for this claim) Other names the creditor used with the debtor _____			
2. Has this claim been acquired from someone else?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____			
3. Where should notices and payments to the creditor be sent?	<table style="width: 100%; border: none;"> <tr> <td style="width: 50%; vertical-align: top;"> Where should notices to the creditor be sent? Bayne Mineral Systems, Inc. 6829 K Ave Ste 102 Plano, TX 75074-2542 Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) </td> <td style="width: 50%; vertical-align: top;"> Where should payments to the creditor be sent? (if different) Name _____ Number _____ Street _____ City _____ State _____ ZIP Code _____ Address _____ Country _____ Contact phone _____ Contact email _____ Contact phone _____ Contact email _____ </td> </tr> </table> Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	Where should notices to the creditor be sent? Bayne Mineral Systems, Inc. 6829 K Ave Ste 102 Plano, TX 75074-2542 Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should payments to the creditor be sent? (if different) Name _____ Number _____ Street _____ City _____ State _____ ZIP Code _____ Address _____ Country _____ Contact phone _____ Contact email _____ Contact phone _____ Contact email _____	
Where should notices to the creditor be sent? Bayne Mineral Systems, Inc. 6829 K Ave Ste 102 Plano, TX 75074-2542 Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should payments to the creditor be sent? (if different) Name _____ Number _____ Street _____ City _____ State _____ ZIP Code _____ Address _____ Country _____ Contact phone _____ Contact email _____ Contact phone _____ Contact email _____			
4. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ <div style="text-align: right;">MM / DD / YYYY</div>			
5. Do you know if anyone else has filed a proof of claim for this claim?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____			

RECEIVED
AUG 27 2019

KURTZMAN CARSON CONSULTANTS

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? No
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____

7. How much is the claim? \$ 9185.55 Does this amount include interest or other charges?
 No
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
 Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).
 Limit disclosing information that is entitled to privacy, such as health care information.
Goods & Services Sold

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature of property:
 Real estate: If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.
 Motor vehicle
 Other. Describe: _____
Basis for perfection: _____
 Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)
Value of property: \$ _____
Amount of the claim that is secured: \$ _____
Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amount should match the amount in line 7.)
Amount necessary to cure any default as of the date of the petition: \$ _____
Annual Interest Rate (when case was filed) _____ %
 Fixed
 Variable

RECEIVED

AUG 27 2019

KURTZMAN CARSON CONSULTANTS

10. Is this claim based on a lease? No
 Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? No
 Yes. Identify the property: _____



12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

- No
- Yes. Check all that apply:
- | | Amount entitled to priority |
|--|-----------------------------|
| <input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B). | \$ _____ |
| <input type="checkbox"/> Up to \$3,025* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7). | \$ _____ |
| <input type="checkbox"/> Wages, salaries, or commissions (up to \$13,650* earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4). | \$ _____ |
| <input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8). | \$ _____ |
| <input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5). | \$ _____ |
| <input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)() that applies. | \$ _____ |

* Amounts are subject to adjustment on 4/01/22 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim pursuant to 11 U.S.C. § 503(b)(9)? Please see the instructions attached hereto regarding additional required information.

- No
- Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.
- \$ _____

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

- I am the creditor.
- I am the creditor's attorney or authorized agent.
- I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.
- I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 8/21/19
MM / DD / YYYY



Signature

Print the name of the person who is completing and signing this claim:

Name Abayn Fisher
First name Middle name Last name

Title

Company

Bayne Mineral Systemes
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address

6829 K Ave #102
Number Street

Contact phone

Plano TX 75074 USA
City State ZIP Code Country

972-578-8591 Email fisher@bayne mineral.com

RECEIVED

AUG 27 2019

KURTZMAN CARSON CONSULTANTS





6829 K Avenue, Suite 102
 Plano, TX 75074
 972-578-8591

Invoice

Date	Invoice #
7/23/2019	193357

Bill To
Superior Silica Sand 5600 Clearfork Main St. Ste 400 Ft. Worth, TX 76109

Ship To
Superior Silica Sand 3014 LCR 704 Kosse, Tx. 76653

Sales Rep	KO
------------------	----

P.O. No.	Terms	Ship Date	Ship Via	FOB
656209/200	Net 30	7/16/2019	XPO	KY

Item	Description	Qty	Rate	Amount
B1.5X25.2I3001219B3.0	SPM, CENTER, AP 1.5 X 25.2	10	308.00	3,080.00
Shipping	Freight	1	159.68	159.68

Past Due Invoices are subject to a Monthly Finance Charge of 1.5%.

Subtotal	\$3,239.68
Sales Tax (8.25%)	\$0.00
Total	\$3,239.68
Payments/credits	\$0.00
Balance Due	\$3,239.68



6829 K Avenue, Suite 102
 Plano, TX 75074
 972-578-8591

Invoice

Date	Invoice #
6/25/2019	193186

Bill To
Superior Silica Sand 5600 Clearfork Main St. Ste 400 Ft. Worth, TX 76109

Ship To
Superior Silica Sand Attn: Kenneth Kunsman 3014 LCR 704 Kosse, TX 76653 (715) 797-3687

Sales Rep	KO
------------------	----

P.O. No.	Terms	Ship Date	Ship Via	FOB
656209/200	Net 30	5/5/2019	UPS	IN

Item	Description	Qty	Rate	Amount
000770-P002	Spring Premium- Maroon	6	389.00	2,334.00
148524-AS03	Lower Springpad Assy, Complete w/ Hardware ((1) LH and (1)RH)	2	325.00	650.00
123358	Upper Springpad Assy, Complete w/ Hardware	2	1,002.00	2,004.00
2003	Fiberglass Counterweight Guard	1	615.00	615.00
Shipping	Freight	1	342.87	342.87

Past Due Invoices are subject to a Monthly Finance Charge of 1.5%.

Subtotal	\$5,945.87
Sales Tax (8.25%)	\$0.00
Total	\$5,945.87
Payments/credits	\$0.00
Balance Due	\$5,945.87