

Fill in this information to identify the case:

Debtor Superior Silica Sands LLC

United States Bankruptcy Court for the: _____ District of Delaware
(State)

Case number 19-11566

**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. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

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. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

<p>1. Who is the current creditor?</p>	<p><u>Action Filtration, Inc.</u></p> <p><small>Name of the current creditor (the person or entity to be paid for this claim)</small></p> <p>Other names the creditor used with the debtor <u>SUPERIOR SILICA SANDS</u></p>	
<p>2. Has this claim been acquired from someone else?</p>	<p><input checked="" type="checkbox"/> No</p> <p><input type="checkbox"/> Yes. From whom? _____</p>	
<p>3. Where should notices and payments to the creditor be sent?</p> <p><small>Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)</small></p>	<p>Where should notices to the creditor be sent?</p> <p><u>Action Filtration, Inc.</u> <u>221 RAYMOND STREET</u> <u>Hope, IN 47246, 100</u></p>	<p>Where should payments to the creditor be sent? (if different)</p>
	<p>Contact phone <u>8125466262</u></p> <p>Contact email <u>bbenesh@actionfiltration.com</u></p>	<p>Contact phone _____</p> <p>Contact email _____</p>
	<p><small>Uniform claim identifier for electronic payments in chapter 13 (if you use one):</small></p> <p>_____</p>	
<p>4. Does this claim amend one already filed?</p>	<p><input checked="" type="checkbox"/> No</p> <p><input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ <small>MM / DD / YYYY</small></p>	
<p>5. Do you know if anyone else has filed a proof of claim for this claim?</p>	<p><input checked="" type="checkbox"/> No</p> <p><input type="checkbox"/> Yes. Who made the earlier filing? _____</p>	



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: 1636 ____

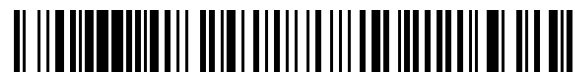
7. How much is the claim? \$ 58,410.10. Does this amount include interest or other charges?
 No
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

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 SOLD

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature or property:
 Real estate: If the claim is secured by the debtor's principle 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

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)?

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 08/19/2019
MM / DD / YYYY

/s/Becky Benesh
Signature

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

Name Becky Benesh
First name Middle name Last name

Title CFO

Company Action Filtration, Inc.
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____

Contact phone _____ Email _____



KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (877) 634-7165 | International 001-310-823-9000

Debtor: 19-11566 - Superior Silica Sands LLC		
District: District of Delaware		
Creditor: Action Filtration, Inc. 221 RAYMOND STREET Hope, IN, 47246 100 Phone: 8125466262 Phone 2: 8125466262 Fax: Email: bbenesh@actionfiltration.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Creditor	
Other Names Used with Debtor: SUPERIOR SILICA SANDS	Amends Claim: No Acquired Claim: No	
Basis of Claim: GOODS SOLD	Last 4 Digits: Yes - 1636	Uniform Claim Identifier:
Total Amount of Claim: 58,410.10	Includes Interest or Charges: No	
Has Priority Claim: No	Priority Under:	
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:	
Submitted By: Becky Benesh on 19-Aug-2019 12:53:06 p.m. Eastern Time Title: CFO Company: Action Filtration, Inc.		

ACTION FILTRATION INC
 221 RAYMOND ST., HOPE, IN 47246
 TEL: 812-546-6262, FAX: 812-546-0055
 PAYMENT DUE AT TIME OF RECEIPT OF GOODS
 NO LATER THAN TERMS ALLOTTED, OR PURCHASER
 AGREES TO PAY ATTORNEY/COLLECTION FEES.

INVOICE

Invoice : Reprint

Invoice No: 67623

Invoice Date: 6/11/2019
 Order No: 64,387-0
 Order Date: 5/24/2019
 Cust PO No: VERBAL DAVID TAFT

Date Shipped: 6/11/2019
 Carrier: BEST WAY PREPAY AND ADD TO INVOICE
 Freight:
 FOB: ORIGIN

Sold To: CUS01636
 SUPERIOR SILICA SANDS
 5600 CLEARFORK MAIN, STE 400
 FORT WORTH, TX 76109

Ship To:
 SUPERIOR SILICA SANDS
 24068 PLEASANTON ROAD
 ATTN: DAVID TAFT
 SAN ANTONIO, TX 78264

SUBMIT CONFIRMATIONS TO BUYER ON
 EMAIL INVOICES TO AP@SSSAND.COM

Contact: PAUL SHEARER / DIRECTOR OF SALES
 Tax: NO TAX
 Terms: NET 30



Item No / Description	Ordered	Shipped	UOM	Unit Price	Ext Amount
1 DF004947 183.00 X 7.5" FL, NOMEX W/ PTFE MEMBRANE, 5.375 SB, DB LABEL: AF-4745-PTFE SHIP BEST WAY PPA 5 PLT @ 3023 LBS 6/11/19 R&L PRO # 848154807	1,100.0	1,100.0	ea	51.0000	US56,100.00

Remit To: ACTION FILTRATION INC
 221 RAYMOND ST., HOPE, IN 47246
 TEL: 812-546-6262, FAX: 812-546-0055
 PAYMENT DUE AT TIME OF RECEIPT OF GOODS
 NO LATER THAN TERMS ALLOTTED, OR PURCHASER
 AGREES TO PAY ATTORNEY/COLLECTION FEES.

SubTotal: US56,100.00

Tax: US0.00

Freight: US2,310.10

Invoice Total: US58,410.10

Total Payments: US0.00

Amount Due: US58,410.10