

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

ID: 24656281

PIN: PxXnEIBS

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)

The Debtor has listed your claim on Schedule F (E/F Part 2) as a General Unsecured claim in the amount of \$10,217.20. If you agree with this characterization and amount, you do not need to complete and return this form. If you disagree, please complete and return this form accordingly.

**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: 13891554

1. Who is the current creditor?	Albright Steel & Wire 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?	Where should notices to the creditor be sent? Albright Steel & Wire PO Box 2056 Oklahoma City, OK 73101-2056	Where should payments to the creditor be sent? (if different) Name _____ Number _____ Street _____ City _____ State _____ ZIP Code _____ Address _____ Country _____ Contact phone _____ Contact email _____
	Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) Address _____ Contact phone _____ Contact email _____ Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	
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 MM / DD / YYYY	
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? _____	

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**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: 1293

7. How much is the claim? \$ \$ 10,217.20 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.  
CONSTRUCTION MATERIALS SOLD TO DOWER OIL PLANT

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.)

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**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

Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B). \$ \_\_\_\_\_

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). \$ \_\_\_\_\_

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). \$ \_\_\_\_\_

Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8). \$ \_\_\_\_\_

Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5). \$ \_\_\_\_\_

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 9 6 2019  
MM / DD / YYYY

[Signature]  
Signature

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

Name TREN LEWIS  
First name Middle name Last name

Title PRESIDENT

Company ARABRIGHT STEEL & WIRE  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address PO Box 2056  
Number Street

OKLAHOMA CITY, OK 73101-2056 USA  
City State ZIP Code Country

Contact phone 405 232 7526 Email TLEWIS@ARABRIGHTSTEEL.COM

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SEP 12 2019

KURTZMAN CARSON CONSULTANTS



# Albright Steel & Wire

CLYDE ALBRIGHT  
 Founder  
 Serving You  
 Over 65 Years

P.O. Box 2056 • Oklahoma City, Oklahoma 73101-2056 • 1-40 & Virginia

51293

CUST PO# : Oklahoma

SOLD TO

SHIP TO

Superior Silica Sands  
 5600 Clearfork Main St Ste 400  
 Fort Worth, TX 76109  
 817-841-8085

Superior Silica Sands  
 13479E 0690 Road  
 Jim 715-296-5910  
 Shannon 405-642-7311  
 Dover, OK 73747

## LOADING TICKET

Lawton OKC Enid  
 580-357-3595 405-232-7526 580-237-4200  
 800-627-1311 800-888-1311 800-727-1311  
 Fax 580-357-3599 Fax 405-232-7529 Fax 580-237-4201

TICKET DATE 12/18/16  
 SHIPPED VIA CUSTOMER PICK UP  
 TICKET NUMBER 476146-000  
 TERMS Net 30 Days

STOCK NO.	QTY ORDERED	UNIT CODE	QTY SHIPPED	DESCRIPTION	THEO WEIGHT	UNIT PRICE	EXTENSION	
015779	50	/EA		ROUND TUBE 1 1/2" .095 20' 13GA	1426#	24.75	1237.50	
016180	10	/EA		BAR GRATING 1" X 3/16" 3'W X 24'L SERRA	5110#	621.47	6214.70	
015039	12	/EA		H R FLAT 1/4 X 4 20'	816#	40.27	483.24	
015371	14	/EA		H R ANGLE - 5 X 3 1/4 20'	1848#	77.24	1081.36	
015383	2	/EA		H R CHANNEL 6" (8.2) 20'	328#	97.95	195.90	
016169	2	/EA		EXP METAL-STD 1/2" 4 X 8 13GA	94#	48.41	96.82	
TICKET TOTALS								
SUBTOTAL							9309.52	
TAX							907.68	
TOTAL DUE							10217.20	

THIS ORDER SUBJECT TO PRICE IN EFFECT AT TIME OF SHIPMENT UNLESS OTHERWISE AGREED  
 ALL SUPPLIES AND CHARGES MUST BE AUTHORIZED BY MANAGER AND ARE SUBJECT TO 15%  
 RESIDUOUS FEE EXCEPTS ACCEPTANCE SPECIAL ORDERED OR FABRICATED MATERIALS MAY  
 NOT BE RETURNED IF THIS MATERIAL IS PILED AS COLLATERAL OR SECURITY FOR ANOTHER  
 ORDER (UNLESS PURCHASER AGREES TO PAY SUPPLIER PRIOR TO PLEDGE). FINANCE CHARGE  
 OF 1.5% PER ANNUM WILL BE CHARGED ON PAST DUE ACCOUNTS WITH BALANCE OVER 60 DAYS OLD WILL BE PLACED ON C.O.D. PURCHASER AGREES TO PAY FOR ALL  
 FEES AND COURT COSTS INCURRED IN COLLECTING ACCOUNTS. THIS SALE IS MADE WITHOUT  
 WARRANTY AND WITHOUT RECOURSE TO THE MANUFACTURER LABEL IT FOR DEFECTIVE MATERIALS IS  
 LIMITED TO THE AMOUNT OF PURCHASE PRICE

I understand Albright Steel & Wire is willing to help load the purchased items. I will supervise and direct loading. I assume all responsibility, and indemnify Albright Steel & Wire from any damage, injury, or other negative results of loading. I realize care will be taken in loading, but given the size and weight of the items purchased, scratches, dents, and nicks may occur. I am responsible for determining capacity of the vehicle, and securing load.

Examined shipment before signing loading ticket. If damaged, note damage on loading ticket. All claims for damages must be made within 5 days of delivery date.

Date: 9:15

Received in GOOD CONDITION, in the above quantity

Date: \_\_\_\_\_

IT IS OUR  
 A WINNING EDGE

# Albright Steel & Wire

CLYDE ALBRIGHT  
 Founder  
 Serving You  
 Over 65 Years

P.O. Box 2056 • Oklahoma City, Oklahoma 73101-2056 • 1-40 & Virginia

51253

**SOLD TO:**  
 Superior Silica Sands  
 5600 Clearfork Main St Ste 400  
 Fort Worth, TX 76109  
 817-841-8085

**SHIP TO:**

CUST PO#: Oklahoma

Superior Silica Sands  
 13479E 0690 Road  
 Jim 715-296-5910  
 Shannon 405-642-7311

Dover, OK 73747

DESCRIPTION: 317 841 8085

www.AlbrightSteel.com

## LOADING TICKET

Lawton OK  
 580-357-3596 405-232-7526 580-237-4200  
 800-527-1311 800-888-1311 900-721-1311  
 Fax 580-357-3599 Fax 405-232-7529 Fax 580-237-4201

TICKET DATE: 12/18/18  
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STOCK NO	QUANTITY ORDERED	UNIT CODE	DESCRIPTION	UNIT PRICE	EXTENSION
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<b>TICKET TOTALS</b>					9622#

SUBTOTAL	9309.52
TAX	907.66
<b>TOTAL DUE</b>	<b>10217.20</b>

THIS ORDER SUBJECT TO PRICE IN EFFECT AT TIME OF SHIPMENT UNLESS OTHERWISE AGREED  
 ALL RETURNS OR EXCHANGES MUST BE APPROVED BY MANAGER AND ARE SUBJECT TO THE  
 RESPECTIVE FEE SCHEDULES WHICH MUST BE ADVISED WITHIN 5 DAYS OF DELIVERY DATE OF THE  
 MATERIALS CONCERNED. SPECIAL CHARGES ON DAMAGED MATERIALS MAY  
 BE APPLIED. IF THIS MATERIAL IS PLACED AS COLLATERAL OR SECURITY FOR ANOTHER  
 ORDER, THE PURCHASER AGREES TO HOLD THE ORDER TO PLACE A FURTHER ORDER  
 WITHIN 90 DAYS OF DELIVERY DATE OF THIS ORDER. THE PURCHASER'S LIABILITY FOR  
 DAMAGES TO THIS MATERIALS SHALL BE LIMITED TO THE AMOUNT OF THE ORIGINAL  
 PURCHASE PRICE. THE MANUFACTURER'S WARRANTY SHALL BE LIMITED TO THE  
 ORIGINAL PURCHASE PRICE. THE MANUFACTURER'S LIABILITY FOR DEFECTIVE MATERIALS IS  
 LIMITED TO THE AMOUNT OF PURCHASE PRICE.

I understand Albright Steel & Wire is willing to help load the purchased items. I will supervise and direct loading. I assume all responsibility, and  
 indemnify Albright Steel & Wire from any damage, injury, or other negative results or costs. I make sure all items are loaded, but given the size  
 and weight of the items purchased, I understand that I am responsible for determining capacity of the vehicle, and securing load.

Signature: \_\_\_\_\_  
 Date: 12/18/18