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- and -

Andrew M. Leblanc, Esq. (*pro hac vice* pending)
Erin E. Dexter, Esq. (*pro hac vice* pending)
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*Counsel to the Ad Hoc Committee of
Holders of Enviva RWE Claims*

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

)	
In re:)	Chapter 11
)	
ENVIVA INC., <i>et al.</i> , ¹)	Case No. 24-10453 (BFK)
)	
Debtors.)	(Jointly Administered)
)	

**MOTION FOR ADMISSION TO PRACTICE,
PRO HAC VICE, UNDER LOCAL BANKRUPTCY RULE 2090-1(E)(3)**

¹ Due to the large number of Debtors in these chapter 11 cases, for which joint administration has been requested, a complete list of the Debtor entities and the last four digits of their federal tax identification numbers is not provided herein. A complete list may be obtained on the website of the Debtors' proposed claims and noticing agent at www.kcellc.net/enviva. The location of the Debtors' corporate headquarters is: 7272 Wisconsin Avenue, Suite 1800, Bethesda, MD 20814.



Michael D. Mueller (the “Movant”), hereby moves (the “Motion”) the Court, pursuant to Rule 2090-1(E)(3) of the Local Rules of the United States Bankruptcy Court for the Eastern District of Virginia (the “Local Rules”), to enter an order, substantially in the form annexed hereto as **Exhibit A** (the “Order”), authorizing Dennis F. Dunne, Evan R. Fleck, Andrew C. Harmeyer, Andrew M. Leblanc, Erin E. Dexter, and Stephen Robert Marsters, Jr. (the “Admittees”) to appear *pro hac vice* in the above-captioned chapter 11 cases (collectively, the “Chapter 11 Cases”) and any related proceeding for the purpose of representing an ad hoc committee of holders of Enviva RWE claims (the “Ad Hoc Committee”). In support of this Motion, Movant states as follows:

1. The Movant is a member in good standing of the Bar of the Commonwealth of Virginia, an attorney admitted to practice before the United States Bankruptcy Court for the Eastern District of Virginia, and a partner in the law firm of Williams Mullen.

2. Mr. Dunne is a member in good standing of the Bar of the State of New York and is admitted to practice before the Supreme Court of the United States, the Court of Appeals for the First, Second, Third, Fifth, and Ninth Circuits, and the United States District Court for the Southern District of New York. There are no disciplinary proceedings pending against Mr. Dunne in any jurisdiction in which he is admitted to practice.

3. Mr. Fleck is a member in good standing of the Bar of the State of New York and is admitted to practice before the Court of Appeals for the Fifth Circuit and the United States District Court for the Southern District of New York. There are no disciplinary proceedings pending against Mr. Fleck in any jurisdiction in which he is admitted to practice.

4. Mr. Harmeyer is a member in good standing of the Bar of the State of New York and is admitted to practice before the Court of Appeals for the First Circuit and the United States

District Courts for the Southern and Eastern Districts of New York. There are no disciplinary proceedings pending against Mr. Harmeyer in any jurisdiction in which he is admitted to practice.

5. Mr. Leblanc is a member in good standing of the Bar of the District of Columbia, the states of New York and Maine, and is admitted to practice before the Supreme Court of the United States, the Court of Appeals for the Second, Fifth, Sixth, Eleventh, and Federal Circuits, the United States District Courts for the District of Columbia and the Southern District of New York, and the Court of Federal Claims. There are no disciplinary proceedings pending against Mr. Leblanc in any jurisdiction in which he is admitted to practice.

6. Ms. Dexter is a member in good standing of the Bar of the District of Columbia and the state of Maryland, and is admitted to practice before the Court of Appeals for the Sixth Circuit, the Court of Appeals for the Ninth Circuit, and the United States District Court for the District of Columbia. There are no disciplinary proceedings pending against Ms. Dexter in any jurisdiction in which she is admitted to practice.

7. Mr. Marsters is a member in good standing of the Bar of the District of Columbia and the state of New York, and is admitted to practice before the Supreme Court of the United States and the United States District Court for the District of Columbia. There are no disciplinary proceedings pending against Mr. Marsters in any jurisdiction in which he is admitted to practice.

8. The Movant requests that this Court authorize the Admittees to file pleadings, to appear and be heard at hearings, and to otherwise participate in the Chapter 11 Cases and all related proceedings.

9. The Admittees understand that if they are admitted *pro hac vice* to practice before this Court, they will be subject to the disciplinary jurisdiction of this Court.

10. The Movant and his law firm will serve as counsel to the Ad Hoc Committee with the Admittees and other members of Milbank LLP in the Chapter 11 Cases and all related proceedings.

11. A copy of the Admittees' written applications to qualify, as required by Local Bankruptcy Rule 2090-1(E)(3), are appended to this Motion as **Exhibit B** and are incorporated by reference into this Motion.

12. Notice of this Motion will be served on the Office of the United States Trustee for the Eastern District of Virginia and counsel for the Debtors through the CM/ECF system. Because of the administrative nature of the relief requested herein, the Movant submits that no other or further notice is required.

[Remainder of page intentionally left blank]

WHEREFORE, the Movant respectfully requests that the Court enter an Order (i) authorizing the Admittees to appear *pro hac vice* in the Chapter 11 Cases and in any related proceeding, and (ii) granting such other and further relief as is just.

Dated: June 14, 2024

By: /s/ Michael D. Mueller
Michael D. Mueller, Esq. (VSB No. 38216)
Jennifer M. McLemore, Esq. (VSB No. 47164)
Gabrielle E. Brill, Esq. (VSB No. 98115)
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jmclemore@williamsmullen.com
gbrill@williamsmullen.com

Movant

CERTIFICATE OF SERVICE

I, Michael D. Mueller, hereby certify that, on this 14th day of June 2024, I caused a true and correct copy of the foregoing to be served via CM/ECF notice on all parties who have registered for electronic service in these cases.

/s/ Michael D. Mueller
Michael D. Mueller

EXHIBIT A

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

)	
In re:)	Chapter 11
)	
ENVIVA INC., <i>et al.</i> , ¹)	Case No. 24-10453 (BFK)
)	
Debtors.)	(Jointly Administered)
)	

**ORDER GRANTING MOTION FOR ADMISSION TO PRACTICE,
PRO HAC VICE, UNDER LOCAL BANKRUPTCY RULE 2090-1(E)(3)**

Upon consideration of the *Motion for Admission to Practice, Pro Hac Vice, Under Local Bankruptcy Rule 2090-1(E)(3)* (the “Motion”) of Michael D. Mueller, a partner with the law firm of Williams Mullen, for the admission *pro hac vice* of Evan R. Fleck, Andrew C. Harmeyer, and Andrew M. Leblanc (the “Motion”), and it appearing that notice of the Motion was given to the Office of the United States Trustee for the Eastern District of Virginia and counsel for the Debtors, and it appearing that no other or further notice need be given, and upon all of the proceedings had before the Court, and after due deliberation and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED.
2. The Admittees are authorized to appear and practice *pro hac vice* as counsel for the Ad Hoc Committee of Holders of Enviva RWE Claims in the above-captioned chapter 11 cases and any related proceeding in accordance with Rule 2090-1(E)(3) of the Local Rules of the United States Bankruptcy Court for the Eastern District of Virginia.

¹ Due to the large number of Debtors in these chapter 11 cases, for which joint administration has been requested, a complete list of the Debtor entities and the last four digits of their federal tax identification numbers is not provided herein. A complete list may be obtained on the website of the Debtors’ proposed claims and noticing agent at www.kcellc.net/enviva. The location of the Debtors’ corporate headquarters is: 7272 Wisconsin Avenue, Suite 1800, Bethesda, MD 20814.

3. The Applications attached to the Motion as **Exhibit B** are approved.
4. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.
5. The Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: _____, 2024
Alexandria, Virginia

UNITED STATES BANKRUPTCY JUDGE

I ask for this:

/s/ Michael D. Mueller

Michael D. Mueller, Esq. (VSB No. 38216)

Jennifer M. McLemore, Esq. (VSB No. 47164)

Gabrielle E. Brill, Esq. (VSB No. 98115)

WILLIAMS MULLEN

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Telephone: (804) 420-6000

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Email: mmueller@williamsmullen.com

jmclmore@williamsmullen.com

gbrill@williamsmullen.com

Movant

CERTIFICATION PURSUANT TO LOCAL BANKRUPTCY RULE 9022-1(C)(1)

Pursuant to rule 9022-1(C)(1) of the Local Rules of Bankruptcy Procedures for the Eastern District of Virginia, the undersigned counsel hereby certifies that this Order has been endorsed by all necessary parties.

/s/ Michael D. Mueller

Michael D. Mueller

EXHIBIT B

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

APPLICATION TO QUALIFY AS A FOREIGN ATTORNEY UNDER
LOCAL BANKRUPTCY RULE 2090-1(E)(3)

In Case No.: 24-10453 (BFK), * Case Name In re Enviva Inc., et al.

PERSONAL STATEMENT

FULL NAME (no initials, please) Dennis F. Dunne
Bar Identification Number 2414373 State New York
Firm Name Milbank LLP
Firm Phone # (212) 530-5000 Direct Dial # (212) 530-5770 FAX # (212) 530-5219
E-Mail Address ddunne@milbank.com
Office **Mailing** Address 55 Hudson Yards, New York, New York 10001
Name(s) of federal court(s) in which I have been admitted 1st Cir., 2d Cir., 3rd Cir., 5th Cir., 9th Cir., U.S. Sup. Ct.

I am a member in good standing of the Bar of the following United States District Court(s): S.D.N.Y.

I certify that the rules of the federal court in the district in which I maintain my office extend a similar *pro hac vice* admission privilege to members of the bar of the Eastern District of Virginia.

I have not been reprimanded in any court nor has there been any action in any court pertaining to my conduct or fitness as a member of the bar.

I hereby certify that, within 90 days before the submission of this application, I have read the Local Rules of this Court and that my knowledge of the Federal Rules of Civil Procedure, the Federal Rules of Bankruptcy Procedure, and the Federal Rules of Evidence is current.

/s/ Dennis F. Dunne
(Applicant's Signature)

I, the undersigned, do certify that I am a member of the bar of this Court, not related to the applicant; that I know the applicant personally, that the said applicant possesses all of the qualifications required for admission to the bar of this Court; that I have examined the applicant's personal statement. I affirm that his/her personal and professional character and standing are good, and petition the court to admit the applicant *pro hac vice*.

/s/ Michael D. Mueller
(Signature)

6/14/2024
(Date)

Michael D. Mueller
(Typed or Printed Name)

**Pro hac vice* admission in a case shall include an adversary proceeding(s) in the case.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

APPLICATION TO QUALIFY AS A FOREIGN ATTORNEY UNDER
LOCAL BANKRUPTCY RULE 2090-1(E)(3)

In Case No.: 24-10453 (BFK), * Case Name In re Enviva Inc., et al.

PERSONAL STATEMENT

FULL NAME (no initials, please) Evan R. Fleck
Bar Identification Number 4012662 State New York
Firm Name Milbank LLP
Firm Phone # (212) 530-5000 Direct Dial # (212) 530-5567 FAX # (212) 530-5219
E-Mail Address efleck@milbank.com
Office **Mailing** Address 55 Hudson Yards, New York, New York 10001
Name(s) of federal court(s) in which I have been admitted 5th Cir., S.D.N.Y.

I am a member in good standing of the Bar of the following United States District Court(s): S.D.N.Y.

I certify that the rules of the federal court in the district in which I maintain my office extend a similar *pro hac vice* admission privilege to members of the bar of the Eastern District of Virginia.

I have not been reprimanded in any court nor has there been any action in any court pertaining to my conduct or fitness as a member of the bar.

I hereby certify that, within 90 days before the submission of this application, I have read the Local Rules of this Court and that my knowledge of the Federal Rules of Civil Procedure, the Federal Rules of Bankruptcy Procedure, and the Federal Rules of Evidence is current.

/s/ Evan R. Fleck
(Applicant's Signature)

I, the undersigned, do certify that I am a member of the bar of this Court, not related to the applicant; that I know the applicant personally, that the said applicant possesses all of the qualifications required for admission to the bar of this Court; that I have examined the applicant's personal statement. I affirm that his/her personal and professional character and standing are good, and petition the court to admit the applicant *pro hac vice*.

/s/ Michael D. Mueller
(Signature)

6/14/2024
(Date)

Michael D. Mueller
(Typed or Printed Name)

**Pro hac vice* admission in a case shall include an adversary proceeding(s) in the case.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

APPLICATION TO QUALIFY AS A FOREIGN ATTORNEY UNDER
LOCAL BANKRUPTCY RULE 2090-1(E)(3)

In Case No.: 24-10453 (BFK), * Case Name In re Enviva Inc., et al.

PERSONAL STATEMENT

FULL NAME (no initials, please) Andrew Charlton Harmeyer
Bar Identification Number 5252812 State New York
Firm Name Milbank LLP
Firm Phone # (212) 530-5000 Direct Dial # (212) 530-5865 FAX # (212) 530-5219
E-Mail Address aharmeyer@milbank.com
Office **Mailing** Address 55 Hudson Yards, New York, New York 10001
Name(s) of federal court(s) in which I have been admitted 1st Cir., S.D.N.Y., E.D.N.Y.

I am a member in good standing of the Bar of the following United States District Court(s): S.D.N.Y., E.D.N.Y.

I certify that the rules of the federal court in the district in which I maintain my office extend a similar *pro hac vice* admission privilege to members of the bar of the Eastern District of Virginia.

I have not been reprimanded in any court nor has there been any action in any court pertaining to my conduct or fitness as a member of the bar.

I hereby certify that, within 90 days before the submission of this application, I have read the Local Rules of this Court and that my knowledge of the Federal Rules of Civil Procedure, the Federal Rules of Bankruptcy Procedure, and the Federal Rules of Evidence is current.

/s/ Andrew C. Harmeyer
(Applicant's Signature)

I, the undersigned, do certify that I am a member of the bar of this Court, not related to the applicant; that I know the applicant personally, that the said applicant possesses all of the qualifications required for admission to the bar of this Court; that I have examined the applicant's personal statement. I affirm that his/her personal and professional character and standing are good, and petition the court to admit the applicant *pro hac vice*.

/s/ Michael D. Mueller
(Signature)

6/14/2024
(Date)

Michael D. Mueller
(Typed or Printed Name)

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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

APPLICATION TO QUALIFY AS A FOREIGN ATTORNEY UNDER
LOCAL BANKRUPTCY RULE 2090-1(E)(3)

In Case No.: 24-10453 (BFK), * Case Name In re Enviva Inc., et al.

PERSONAL STATEMENT

FULL NAME (no initials, please) Andrew M. Leblanc
Bar Identification Number 479445 State Dist. of Columbia
Firm Name Milbank LLP
Firm Phone # (202) 835-7500 Direct Dial # (202) 835-7574 FAX # (202) 263-7586
E-Mail Address aleblanc@milbank.com
Office **Mailing** Address 1850 K Street, NW, Suite 1100, Washington, DC 20006
Name(s) of federal court(s) in which I have been admitted 2d, 5th, 8th, and 11th Cir.; Fed Cir.; Fed Cl.; U.S. Sup. Ct.

I am a member in good standing of the Bar of the following United States District Court(s): D.D.C., S.D.N.Y.

I certify that the rules of the federal court in the district in which I maintain my office extend a similar *pro hac vice* admission privilege to members of the bar of the Eastern District of Virginia.

I have not been reprimanded in any court nor has there been any action in any court pertaining to my conduct or fitness as a member of the bar.

I hereby certify that, within 90 days before the submission of this application, I have read the Local Rules of this Court and that my knowledge of the Federal Rules of Civil Procedure, the Federal Rules of Bankruptcy Procedure, and the Federal Rules of Evidence is current.

/s/ Andrew M. Leblanc
(Applicant's Signature)

I, the undersigned, do certify that I am a member of the bar of this Court, not related to the applicant; that I know the applicant personally, that the said applicant possesses all of the qualifications required for admission to the bar of this Court; that I have examined the applicant's personal statement. I affirm that his/her personal and professional character and standing are good, and petition the court to admit the applicant *pro hac vice*.

/s/ Michael D. Mueller
(Signature)

6/14/2024
(Date)

Michael D. Mueller
(Typed or Printed Name)

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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
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LOCAL BANKRUPTCY RULE 2090-1(E)(3)

In Case No.: 24-10453 (BFK), * Case Name In re Enviva Inc., et al.

PERSONAL STATEMENT

FULL NAME (no initials, please) Erin E. Dexter
Bar Identification Number 1027839 State Dist. of Columbia
Firm Name Milbank LLP
Firm Phone # (202) 835-7500 Direct Dial # (202) 835-7547 FAX # (202) 263-7586
E-Mail Address edexter@milbank.com
Office **Mailing** Address 1850 K Street, NW, Suite 1100, Washington, DC 20006
Name(s) of federal court(s) in which I have been admitted 6th Cir., 9th Cir.

I am a member in good standing of the Bar of the following United States District Court(s): D.D.C.

I certify that the rules of the federal court in the district in which I maintain my office extend a similar *pro hac vice* admission privilege to members of the bar of the Eastern District of Virginia.

I have not been reprimanded in any court nor has there been any action in any court pertaining to my conduct or fitness as a member of the bar.

I hereby certify that, within 90 days before the submission of this application, I have read the Local Rules of this Court and that my knowledge of the Federal Rules of Civil Procedure, the Federal Rules of Bankruptcy Procedure, and the Federal Rules of Evidence is current.

/s/ Erin E. Dexter
(Applicant's Signature)

I, the undersigned, do certify that I am a member of the bar of this Court, not related to the applicant; that I know the applicant personally, that the said applicant possesses all of the qualifications required for admission to the bar of this Court; that I have examined the applicant's personal statement. I affirm that his/her personal and professional character and standing are good, and petition the court to admit the applicant *pro hac vice*.

/s/ Michael D. Mueller
(Signature)

6/14/2024
(Date)

Michael D. Mueller
(Typed or Printed Name)

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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

APPLICATION TO QUALIFY AS A FOREIGN ATTORNEY UNDER
LOCAL BANKRUPTCY RULE 2090-1(E)(3)

In Case No.: 24-10453 (BFK), * Case Name In re Enviva Inc., et al.

PERSONAL STATEMENT

FULL NAME (no initials, please) Stephen Robert Marsters, Jr.
Bar Identification Number 1601253 State Dist. of Columbia
Firm Name Milbank LLP
Firm Phone # (202) 835-7500 Direct Dial # (202) 835-7563 FAX # (202) 263-7586
E-Mail Address rmarsters@milbank.com
Office **Mailing** Address 1850 K Street, NW, Suite 1100, Washington, DC 20006
Name(s) of federal court(s) in which I have been admitted U.S. Sup. Ct.

I am a member in good standing of the Bar of the following United States District Court(s): D.D.C.

I certify that the rules of the federal court in the district in which I maintain my office extend a similar *pro hac vice* admission privilege to members of the bar of the Eastern District of Virginia.

I have not been reprimanded in any court nor has there been any action in any court pertaining to my conduct or fitness as a member of the bar.

I hereby certify that, within 90 days before the submission of this application, I have read the Local Rules of this Court and that my knowledge of the Federal Rules of Civil Procedure, the Federal Rules of Bankruptcy Procedure, and the Federal Rules of Evidence is current.

/s/ Stephen Robert Marsters, Jr.
(Applicant's Signature)

I, the undersigned, do certify that I am a member of the bar of this Court, not related to the applicant; that I know the applicant personally, that the said applicant possesses all of the qualifications required for admission to the bar of this Court; that I have examined the applicant's personal statement. I affirm that his/her personal and professional character and standing are good, and petition the court to admit the applicant *pro hac vice*.

/s/ Michael D. Mueller
(Signature)

6/14/2024
(Date)

Michael D. Mueller
(Typed or Printed Name)

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