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Special Counsel to the Reorganized Debtors

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

In re:

ENVIVA INC., *et al.*,

Reorganized Debtors.¹

)
) Chapter 11
)

) Case No. 24–10453 (BFK)
)

) (Jointly Administered)
)

**CERTIFICATE OF NO OBJECTION AND
NOTICE OF FILING OF REVISED PROPOSED ORDER**

PLEASE TAKE NOTICE that Vinson & Elkins LLP (“**V&E**”), as special counsel to the above-captioned reorganized debtors (collectively, the “**Reorganized Debtors**” and, before the Effective Date, the “**Debtors**”), filed the *First Interim Fee Application of Vinson & Elkins LLP, as Special Counsel to the Debtors, for the Period from March 12, 2024 Through August 31, 2024* [Docket No. 1491] (the “**Application**”) with the United States Bankruptcy Court for the Eastern District of Virginia (the “**Court**”) on December 18, 2024.

PLEASE TAKE FURTHER NOTICE that the undersigned certifies that the Application was served on all necessary parties on December 18, 2024, in accordance with the *Order (I) Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Retained*

¹ Due to the large number of Debtors in these jointly administered chapter 11 cases, 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’ claims and noticing agent at <https://www.veritaglobal.net/enviva>. The location of the Debtors’ corporate headquarters is: 7500 Old Georgetown Road, Suite 1400, Bethesda, MD 20814.



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Professionals and (II) Granting Related Relief [Docket No. 317] and the “Procedures for Complex Chapter 11 Cases in the Eastern District of Virginia”, as adopted by Rule 1075-1 of the Local Bankruptcy Rules for the United States Bankruptcy Court for the Eastern District of Virginia (collectively, the “***Procedures***”). Pursuant to the Procedures, all objections to the approval of the relief requested in the Application were due on or before January 8, 2025.

PLEASE TAKE FURTHER NOTICE that, in connection with the Application, V&E has made certain revisions to the proposed form of order that was attached to the Application and hereby files a revised proposed *Order Granting the First Interim Fee Application of Vinson & Elkins LLP, as Special Counsel to the Debtors, for the Period from March 12, 2024 Through August 31, 2024* (the “***Revised Proposed Order***”), which is attached hereto as **Exhibit A**.

PLEASE TAKE FURTHER NOTICE that attached hereto as **Exhibit B** is a redline of the Revised Proposed Order as compared to the proposed order originally filed in connection with the Application.

PLEASE TAKE FURTHER NOTICE that the undersigned further certifies that the notice filed with the Application includes a statement that the Application may be granted and an order entered without a hearing unless a timely objection is made. The undersigned further certifies that he has caused a review of the Court’s docket in this case and no answer, objection, or other responsive pleading to the Application appears thereon. Consequently, V&E is authorized to submit a final order granting the relief requested in the Application to the Court for entry without further hearing or notice.

PLEASE TAKE FURTHER NOTICE that copies of the Application, the Revised Proposed Order and all other documents filed in these chapter 11 cases are available free of charge by: (a) visiting the Debtors’ restructuring website at <https://veritaglobal.net/enviva> and/or (b) by

calling (888) 249-2695 or (310) 751-2601 if calling from outside the U.S. or Canada. You may also obtain copies of any pleadings filed in these chapter 11 cases for a fee via PACER at: <http://www.vaeb.uscourts.gov> in accordance with the procedures and fees set forth therein.

Dated: January 9, 2025
New York, New York

VINSON & ELKINS LLP

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Special Counsel to the Reorganized Debtors

Electronically filed by:

/s/ Jeremy S. Williams

KUTAK ROCK LLP

Michael A. Condyles (VA 27807)
Peter J. Barrett (VA 46179)
Jeremy S. Williams (VA 77469)
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Counsel to the Reorganized Debtors

Exhibit A

Revised Proposed Order

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

In re:)
) Chapter 11
)
 ENVIVA INC., *et al.*,) Case No. 24–10453 (BFK)
)
 Reorganized Debtors.¹) (Jointly Administered)
)

**ORDER GRANTING THE FIRST INTERIM FEE APPLICATION OF
VINSON & ELKINS LLP, AS SPECIAL COUNSEL TO THE DEBTORS,
FOR THE PERIOD FROM MARCH 12, 2024 THROUGH AUGUST 31, 2024**

Upon the *First Interim Fee Application of Vinson & Elkins LLP, as Special Counsel to the Debtors, for the Period From March 12, 2024 through August 31, 2024* (the “***First Interim Fee Application***”)²; and the Court having jurisdiction over the matters raised in the First Interim Fee Application pursuant to 28 U.S.C. § 1334; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2) and that the Court may enter a final order consistent with Article III of the United States Constitution; and the Court having found that venue of this proceeding and the First Interim Fee Application in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having found that proper and adequate notice of the First Interim Fee Application has been given and that no other or further notice is necessary; and the Court having found that good and sufficient cause exists for the granting of the relief requested in the First Interim Fee Application after having given due deliberation upon the First Interim Fee Application and all of the proceedings had before the Court in connection with the First Interim

¹ Due to the large number of Debtors in these jointly administered chapter 11 cases, 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' claims and noticing agent at <https://www.veritaglobal.net/enviva>. The location of the Debtors' corporate headquarters is: 7500 Old Georgetown Road, Suite 1400, Bethesda, MD 20814.

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the First Interim Fee Application.

Fee Application; it is HERBY ORDERED THAT:

1. Compensation of fees to V&E for professional services rendered during the Fee Period is allowed on an interim basis in the amount of \$4,809,579.28.
2. Reimbursement to V&E for expenses incurred during the Fee Period is allowed on an interim basis in the amount of \$206,776.97.
3. The Debtors are authorized and directed to pay V&E all unpaid fees and expenses allowed pursuant to this Order.

Dated: _____
Alexandria, Virginia

UNITED STATES BANKRUPTCY JUDGE

ORDER SUBMITTED BY:

/s/ Jeremy S. Williams

KUTAK ROCK LLP

Michael A. Condyles (VA 27807)

Peter J. Barrett (VA 46179)

Jeremy S. Williams (VA 77469)

Adolyn C. Wyatt (VA 97746)

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Adolyn.Wyatt@KutakRock.com

Counsel to the Reorganized Debtors

SEEN AND NO OBJECTION:

/s/ Nicholas S. Herron

Nicholas S. Herron

Office of the U.S. Trustee

200 Granby Street, Room 625

Norfolk, VA 23510

(757) 441-6012

(757) 441-3266 (fax)

nicholas.s.herron@usdoj.gov

Office of the United States Trustee

CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Jeremy S. Williams

Exhibit B

Redline

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

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

**ORDER GRANTING THE FIRST INTERIM FEE APPLICATION OF
VINSON & ELKINS LLP, AS SPECIAL COUNSEL TO THE DEBTORS,
FOR THE PERIOD FROM MARCH 12, 2024 THROUGH AUGUST 31, 2024**

Upon the *First Interim Fee Application of Vinson & Elkins LLP, as Special Counsel to the Debtors, for the Period From March 12, 2024 through August 31, 2024* (the “**First Interim Fee Application**”)²; and the Court having jurisdiction over the matters raised in the First Interim Fee Application pursuant to 28 U.S.C. § 1334; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2) and that the Court may enter a final order consistent with Article III of the United States Constitution; and the Court having found that venue of this proceeding and the First Interim Fee Application in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having found that proper and adequate notice of the First Interim Fee Application has been given and that no other or further notice is necessary; and the Court having found that good and sufficient cause exists for the granting of the relief requested in the First Interim Fee Application after having given due deliberation upon the First Interim Fee Application and all of the proceedings had before the Court in connection with the First Interim

¹ Due to the large number of Debtors in these jointly administered chapter 11 cases, 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’ claims and noticing agent at <https://www.veritaglobal.net/enviva>. The location of the Debtors’ corporate headquarters is: 7500 Old Georgetown Road, Suite 1400, Bethesda, MD 20814.

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the First Interim Fee Application.

Fee Application; it is HERBY ORDERED THAT:

4. Compensation of fees to V&E for professional services rendered during the Fee Period is allowed on an interim basis in the amount of \$~~5,242,809.33~~4,809,579.28.

5. Reimbursement to V&E for expenses incurred during the Fee Period is allowed on an interim basis in the amount of \$~~298,546.92~~206,776.97.

6. The Debtors are authorized and directed to pay V&E all unpaid fees and expenses allowed pursuant to this Order.

Dated: _____, ~~2024~~2025
Alexandria, Virginia

UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

/s/ [Draft]

VINSON & ELKINS LLP

<u>David S. Meyer (admitted pro hac vice)</u>	<u>Matthew J. Pyeatt (admitted pro hac vice)</u>
<u>Jessica C. Peet (admitted pro hac vice)</u>	<u>Trevor G. Spears (admitted pro hac vice)</u>
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<u>jpeet@velaw.com</u>	<u>tspears@velaw.com</u>

Special Counsel to the Reorganized Debtors

SEEN AND NO OBJECTION:

/s/ [Draft]

Nicholas S. Herron
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CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ [Draft]