

To file a claim electronically on KCC's website, go to <https://epoc.kccllc.net/hicrush> and request a PIN.

United States Bankruptcy Court for the Southern District of Texas

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

<input checked="" type="checkbox"/> Hi-Crush Inc. (Case No. 20-33495)	<input checked="" type="checkbox"/> Hi-Crush Holdings LLC (Case No. 20-33509)	<input checked="" type="checkbox"/> Hi-Crush Whitehall LLC (Case No. 20-33498)
<input type="checkbox"/> BulkTracer Holdings LLC (Case No. 20-33511)	<input checked="" type="checkbox"/> Hi-Crush Investments Inc. (Case No. 20-33504)	<input checked="" type="checkbox"/> Hi-Crush Wyeville Operating LLC (Case No. 20-33500)
<input type="checkbox"/> D & I Silica, LLC (Case No. 20-33501)	<input checked="" type="checkbox"/> Hi-Crush LMS LLC (Case No. 20-33503)	<input type="checkbox"/> OnCore Processing LLC (Case No. 20-33496)
<input type="checkbox"/> FB Industries USA Inc. (Case No. 20-33513)	<input checked="" type="checkbox"/> Hi-Crush Permian Sand LLC (Case No. 20-33505)	<input type="checkbox"/> PDQ Properties LLC (Case No. 20-33499)
<input type="checkbox"/> FB Logistics, LLC (Case No. 20-33516)	<input checked="" type="checkbox"/> Hi-Crush PODS LLC (Case No. 20-33507)	<input type="checkbox"/> Pronghorn Logistics Holdings, LLC (Case No. 20-33512)
<input checked="" type="checkbox"/> Hi-Crush Augusta LLC (Case No. 20-33497)	<input checked="" type="checkbox"/> Hi-Crush Proppants LLC (Case No. 20-33506)	<input type="checkbox"/> Pronghorn Logistics, LLC (Case No. 20-33515)
<input checked="" type="checkbox"/> Hi-Crush Blair LLC (Case No. 20-33502)	<input checked="" type="checkbox"/> Hi-Crush Services LLC (Case No. 20-33510)	<input type="checkbox"/> PropDispatch LLC (Case No. 20-33514)
<input checked="" type="checkbox"/> Hi-Crush Canada Inc. (Case No. 20-33508)		

## 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**

1. Who is the current creditor?  
 Name of the current creditor (the person or entity to be paid for this claim) Aubrey Ducker  
 Other names the creditor used with the debtor \_\_\_\_\_

2. Has this claim been acquired from someone else?  
 No  
 Yes. From whom? \_\_\_\_\_

3. Where should notices and payments to the creditor be sent?  
 Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Where should notices to the creditor be sent? Name <u>Aubrey Ducker</u> Number Street <u>201 E. Pine St. Suite 445</u> City State ZIP Code <u>Orlando FL 32801</u> Country <u>USA</u> Contact phone <u>407-647-7887</u> Contact email <u>aducker@cplspa.com</u>	Where should payments to the creditor be sent? (if different) Name <u>Aubrey Ducker</u> Number Street <u>2342 Banchoy Rd</u> City State ZIP Code <u>Winter Park FL 32792</u> Country <u>USA</u> Contact phone <u>407-718-5678</u> Contact email <u>aducker@cplspa.com</u>
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4. Does this claim amend one already filed?  
 No  
 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?  
 No  
 Yes. Who made the earlier filing? \_\_\_\_\_



**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? \$ 20000 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.  
Stocks Held

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: Assets of Corp.  
**Basis for perfection:** Stock Certificates  
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)?

No

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

Yes. Check all that apply:

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.

Amount entitled to priority

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\* 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).

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.

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

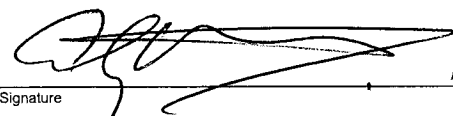
A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

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 08/06/2020  
MM / DD / YYYY

Signature 

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

Name Aubrey Ducker  
First name Middle name Last name

Title \_\_\_\_\_

Company \_\_\_\_\_  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 201 E. Pine St Suite 445  
Number Street

Orlando FL 32801  
City State ZIP Code Country

Contact phone 407-647-7887 Email aducker@cplspa.com

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