

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

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In re: : Chapter 11
: :
HI-CRUSH PERMIAN SAND LLC, *et al.*,¹ : Case No. 20-33505 (DRJ)
: (Jointly Administered)
Reorganized Debtors. : (Formerly Jointly Administered under Lead
: Case: Hi-Crush Inc., Case No. 20-33495)²
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**CERTIFICATE OF NO OBJECTION REGARDING
REORGANIZED DEBTORS’ THIRTEENTH OMNIBUS OBJECTION
TO CERTAIN CLAIMS (LATE-FILED CLAIMS AND SATISFIED CLAIMS)
[Relates to Docket No. 82]**

Pursuant to the *Procedures for Complex Cases in the Southern District of Texas*, the undersigned counsel for the above-captioned reorganized debtors (collectively, the “**Reorganized Debtors**”) hereby certifies as follows:

1. On April 8, 2021, the Reorganized Debtors filed the *Reorganized Debtors’ Thirteenth Omnibus Objection to Certain Claim (Late-Filed Claims and Satisfied Claims)* [Docket No. 82] (the “**Objection**”).
2. Responses to the Objection were due on or before May 10, 2021 (the “**Response Deadline**”). More than twenty-four (24) hours have passed since the Response Deadline, and,

¹ The Reorganized Debtors in these cases, along with the last four digits of each Reorganized Debtor’s federal tax identification number, are: Hi-Crush Inc. (0530), OnCore Processing LLC (9403), Hi-Crush Augusta LLC (0668), Hi-Crush Whitehall LLC (5562), PDQ Properties LLC (9169), Hi-Crush Wyeville Operating LLC (5797), D & I Silica, LLC (9957), Hi-Crush Blair LLC (7094), Hi-Crush LMS LLC, Hi-Crush Investments Inc. (6547), Hi-Crush Permian Sand LLC, Hi-Crush Proppants LLC (0770), Hi-Crush PODS LLC, Hi-Crush Canada Inc. (9195), Hi-Crush Holdings LLC, Hi-Crush Services LLC (6206), BulkTracer Holdings LLC (4085), Pronghorn Logistics Holdings, LLC (5223), FB Industries USA Inc. (8208), PropDispatch LLC, Pronghorn Logistics, LLC (4547), and FB Logistics, LLC (8641). The Reorganized Debtors’ address is 1330 Post Oak Blvd, Suite 600, Houston, Texas 77056.

² On December 11, 2020, the Court entered the *Final Decree Closing Certain of the Chapter 11 Cases* [Case No. 20-33495, Docket No. 505], which closed each Reorganized Debtor’s case except for Hi-Crush Permian Sand LLC, Case No. 20-33505, and directed that all further filings be made in this case.



other than the responses listed below, no other responses to the Objection have been filed on the Court's docket or received by the Reorganized Debtors' counsel.

3. Counsel for the Reorganized Debtors received formal responses from certain claimants (collectively, the "**Responding Claimants**") as follows:

Claimant	Claim Nos.	Response Filed or Provided to Counsel
Trempealeau County	738	Response to Objection filed in case No. 20-33495 at Docket No. 542.
Midland Central Appraisal District	34	Response to Objection filed at Docket No. 93.

4. The basis for the Objection to the Responding Claimants' claims was that they had been satisfied by the Reorganized Debtors. In their responses, the Responding Claimants asserted that additional amounts were due on their claims. Upon receiving the responses, the Reorganized Debtors promptly paid the outstanding amounts owed on the Responding Claimants' claims, and the Responding Claimants' advised the Reorganized Debtors that they did not oppose entry of an order granting the relief sought in the Objection.

5. Accordingly, the Debtors respectfully request entry of the proposed order attached hereto.

[Remainder of page intentionally left blank]

Signed: May 12, 2021
Houston, Texas

Respectfully Submitted,

/s/ Philip M. Guffy

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Counsel for the Reorganized Debtors

CERTIFICATE OF SERVICE

I certify that on May 12, 2021, a true and correct copy of the foregoing document was served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas on those parties registered to receive electronic notices.

/s/ Philip M Guffy

Philip M. Guffy

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

	X	
In re:	:	Chapter 11
	:	
HI-CRUSH PERMIAN SAND LLC, <i>et al.</i> , ¹	:	Case No. 20-33505 (DRJ)
	:	(Jointly Administered)
Reorganized Debtors.	:	(Formerly Jointly Administered under Lead
	:	Case: Hi-Crush Inc., Case No. 20-33495) ²
	X	

**ORDER SUSTAINING REORGANIZED
DEBTORS’ THIRTEENTH OMNIBUS OBJECTION TO
CERTAIN CLAIMS (LATE-FILED CLAIMS AND SATISFIED CLAIMS)
[Relates to Objection at Docket No. 82]**

Upon the objection (the “**Objection**”)³ of the above-captioned reorganized debtors (collectively, the “**Reorganized Debtors**”) seeking entry of an order (this “**Order**”) disallowing the Disputed Claims in their entirety, all as more fully set forth in the Objection; and the Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334; and it appearing that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that the Court may enter a final order consistent with Article III of the United States Constitution; and it appearing that venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and

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² On December 11, 2020, the Court entered the *Final Decree Closing Certain of the Chapter 11 Cases* [Case No. 20-33495, Docket No. 505], which closed each Reorganized Debtor’s case except for Hi-Crush Permian Sand LLC, Case No. 20-33505, and directed that all further filings be made in that case.

³ Capitalized terms used herein but not defined shall have the meanings ascribed to such terms in the Objection.

1409; and it appearing that the Reorganized Debtors' notice of the Objection and opportunity for a hearing on the Objection were appropriate under the circumstances and no other notice need be provided; and the Court having reviewed the Objection; and all responses, if any, to the Objection having been withdrawn, resolved, or overruled; and the Court having determined that the legal and factual bases set forth in the Objection establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is **HEREBY ORDERED THAT:**

1. Each Disputed Claim (i.e., those claims listed on Schedule 1 and Schedule 2 hereto) is disallowed in its entirety.

2. Kurtzman Carson Consultants LLC, as claims agent, is authorized and directed to update the claims register maintained in these chapter 11 cases to reflect the relief granted in this Order.

3. The Reorganized Debtors and Kurtzman Carson Consultants LLC are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order in accordance with the Objection.

4. Each Disputed Claim and the objections by the Reorganized Debtors to each Disputed Claim constitute a separate contested matter as contemplated by Bankruptcy Rule 9014. This Order shall be deemed a separate order with respect to each Disputed Claim.

5. This Court shall retain exclusive jurisdiction to resolve any dispute arising from or related to this Order.

Signed: _____, 2021

DAVID R. JONES
UNITED STATES BANKRUPTCY JUDGE

Schedule 1

Late-Filed Claims

Hi-Crush Permian Sand LLC, et al. 20-33505 (DRJ)
 Thirteenth Omnibus Objection
 Schedule 1 - Late-Filed Claims

	NAME	DATE FILED	DEBTOR	CLAIM #	CLAIM AMOUNT	REASON FOR DISALLOWANCE
1	DAVID HALVORSON N16601 SHORELINE DR PEMBINE, WI 54156	3/4/2021	Hi-Crush Inc.	847	\$ 5,000.00	Proof of claim has been filed after the General Bar Date of August 16, 2020 which was established via the Order Establishing Bar Dates and Related Procedures for Filing Proofs of Claim (DKT 88).
2	DEPARTMENT OF TREASURY - INTERNAL REVENUE SERVICE INTERNAL REVENUE SERVICE PO BOX 7346 PHILADELPHIA, PA 19101-7346	3/19/2021	Hi-Crush Services LLC	848	\$ 31,673.28	Proof of claim has been filed after the Governmental Bar Date of January 8, 2021 which was established via the Order Establishing Bar Dates and Related Procedures for Filing Proofs of Claim (DKT 88).
3	FREDERICK SNYDER 3028 CORTE PORTAL NEWPORT BEACH, CA 92660	12/31/2020	Hi-Crush Inc.	837	\$ 5,965.04	Proof of claim has been filed after the General Bar Date of August 16, 2020 which was established via the Order Establishing Bar Dates and Related Procedures for Filing Proofs of Claim (DKT 88).
4	JORDAN MCGOVERN 18090 NW CORNELL RD, APT. B BEAVERTON, OR 97006	2/25/2021	Hi-Crush Inc.	846	\$ 9,035.51	Proof of claim has been filed after the General Bar Date of August 16, 2020 which was established via the Order Establishing Bar Dates and Related Procedures for Filing Proofs of Claim (DKT 88).
5	KANE, JOHN A 1211 WILSON DR EAU CLAIRE, WI 54703	11/30/2020	Hi-Crush Inc.	826	Undetermined*	Proof of claim has been filed after the General Bar Date of August 16, 2020 which was established via the Order Establishing Bar Dates and Related Procedures for Filing Proofs of Claim (DKT 88).
6	SAY COMMUNICATIONS, LLC 155 WOOSTER STREET, SUITE #4F NEW YORK, NY 10012	2/10/2021	Hi-Crush Inc.	845	\$ 91.78	Proof of claim has been filed after the General Bar Date of August 16, 2020 which was established via the Order Establishing Bar Dates and Related Procedures for Filing Proofs of Claim (DKT 88).
TOTAL					\$ 51,765.61*	

* - Indicates claim contains unliquidated and/or undetermined amounts

Schedule 2

Satisfied Claims

Hi-Crush Permian Sand LLC, et al. 20-33505 (DRJ)
Thirteenth Omnibus Objection
Schedule 2 - Satisfied Claims

	NAME	DATE FILED	CASE NUMBER	DEBTOR	CLAIM #	ASSERTED CLAIM AMOUNT	REASON FOR SATISFACTION
1	CYPRESS-FAIRBANKS ISD LINEBARGER GOGGAN BLAIR & SAMPSON, LLP PO BOX 3064 HOUSTON, TX 77253-3064	7/29/2020	20-33495 (DRJ)	Hi-Crush Inc.	120	Undetermined*	Proof of Claim asserts an undetermined amount for unpaid taxes. Claim has been satisfied in full pursuant payment made under First Day Relief via check number 7940 dated 12/29/2020.
2	ECTOR CAD LINEBARGER GOGGAN BLAIR & SAMPSON, LLP 112 E. PECAN STREET, SUITE 2200 SAN ANTONIO, TX 78205	7/27/2020	20-33501 (DRJ)	D & I Silica, LLC	53	\$ 22,109.16	Proof of Claim asserts an amount of \$22,109.16 for unpaid taxes. Claim has been satisfied in full pursuant payment made under First Day Relief via check number 14917 dated 01/27/2021.
3	ECTOR CAD LINEBARGER GOGGAN BLAIR & SAMPSON, LLP 112 E. PECAN STREET, SUITE 2200 SAN ANTONIO, TX 78205	7/27/2020	20-33503 (DRJ)	Hi-Crush LMS LLC	51	\$ 2,210.91	Proof of Claim asserts an amount of \$2,210.91 for unpaid taxes. Claim has been satisfied in full pursuant payment made under First Day Relief via check number 13877 dated 01/27/2021.
4	ECTOR CAD LINEBARGER GOGGAN BLAIR & SAMPSON, LLP 112 E. PECAN STREET, SUITE 2200 SAN ANTONIO, TX 78205	7/27/2020	20-33513 (DRJ)	FB Industries USA Inc.	52	\$ 8,000.65	Proof of Claim asserts an amount of \$8,000.65 for unpaid taxes. Claim has been satisfied in full pursuant payment made under First Day Relief via check number 13877 dated 01/27/2021.
5	HARRIS COUNTY, ET AL TARA L. GRUNDEMEIER LINEBARGER GOGGAN BLAIR & SAMPSON, LLP PO BOX 3064 HOUSTON, TX 77253-3064	7/29/2020	20-33495 (DRJ)	Hi-Crush Inc.	249	\$ 961.89	Proof of Claim asserts an amount of \$961.89 for unpaid taxes. Claim has been satisfied in full pursuant payment made prior to the petition date via check number 7524 dated 01/22/2020.
6	MIDLAND CENTRAL APPRAISAL DISTRICT, ET AL. TARA LEDAY MCCREARY, VESELKA, BRAGG & ALLEN, P.C. P.O. BOX 1269 ROUND ROCK, TX 78680-1269	7/16/2020	20-33495 (DRJ)	Hi-Crush Inc.	34	\$ 6,040.88	Proof of Claim asserts an amount of \$6,040.88 for unpaid taxes. Claim has been satisfied in full pursuant payment made under First Day Relief via check number 13883 dated 01/27/2021.
7	TREMPEALEAU COUNTY TREASURER LAURIE HALAMA, TREASURER 36245 MAIN STREET P.O. BOX 67 WHITEHALL, WI 54773	9/30/2020	20-33502 (DRJ)	Hi-Crush Blair LLC	738	\$ 1,967.51	Proof of Claim asserts an amount of \$1,967.51 for unpaid taxes. Claim has been satisfied in full pursuant payment made under First Day Relief via check number 6892 dated 10/28/2020.
TOTAL						\$ 41,291.00*	

* - Indicates claim contains unliquidated and/or undetermined amounts