

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

----- X
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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REORGANIZED DEBTORS' WITNESS AND
EXHIBIT LIST FOR HEARING ON MAY 14, 2021

The above-captioned reorganized debtors (collectively, the "Reorganized Debtors") file this Witness and Exhibit List for the hearing to be held on May 14, 2021, at 9:30 a.m. (prevailing Central Time) (the "Hearing").

WITNESSES

The Debtors may call any of the following witnesses at the Hearing:

- 1. Jeffrey Sielinski, Alvarez & Marsal North America, LLC;
2. Any witness listed by any other party; and
3. Rebuttal witnesses as necessary.

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.



EXHIBITS

The Reorganized Debtors may offer into evidence any one or more of the following exhibits at the Hearing:

Ex. #	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
1.	Declaration of Jeffrey Sielinski in Support of Reorganized Debtors' Twelfth Omnibus Objection to Certain Claims (Equipment Finance Claims) [Docket No. 81-1]				
2.	Declaration of Jeffrey Sielinski in Support of Reorganized Debtors' Thirteenth Omnibus Objection to Certain Claims (Late-Filed and Satisfied Claims) [Docket No. 82-1]				
3.	Declaration of Jeffrey Sielinski in Support of Reorganized Debtors' Fourteenth Omnibus Objection to Certain Claims (Wisconsin Tort Claims) [Docket No. 83-1]				
4.	Proof of Claim No.80 filed by Brush's Lawn Care and Snow Removal				
5.	Declaration of Jeffrey Sielinski in Support of Reorganized Debtors' Objection to Proof of Claim No. 80 (Brush's Lawn Care and Snow Removal, LLC) [Docket No. 84-2]				
6.	Proof of Claim No. 214 filed by Delma Ramirez				
7.	Declaration of Jeffrey Sielinski in Support of Reorganized Debtors' Objection to Proof of Claim No. 214 (Delma Ramirez) [Docket No. 85-2]				
8.	Proof of Claim No. 547 filed by Sigmund Knox				
9.	Declaration of Jeffrey Sielinski in Support of Reorganized Debtors' Objection to Proof of Claim No. 547 (Sigmund Knox) [Docket No. 87-2]				
10.	Proof of Claim No. 448 filed by Cisco Logistics, LLC				

Ex. #	Description	Offered	Objection	Admitted/ Not Admitted	Disposition
11.	Declaration of Jeffrey Sielinski in Support of Reorganized Debtors' Objection to Proof of Claim No. 448 (Cisco Logistics, LLC) [Docket No. 89-2]				
12.	Certificate of Service re: Twelfth-Fourteenth Omni and Standalone Objections [Docket No. 91]				
	Any document or pleading filed in the above-captioned cases				
	Any exhibit introduced by any other party				
	Rebuttal exhibits as necessary				

[Remainder of this page intentionally left blank]

The Reorganized Debtors reserve their right to amend or supplement this Witness and Exhibit List as necessary in advance of the Hearing.

Signed: May 12, 2021
Houston, Texas

Respectfully Submitted,

/s/ Philip M. Guffy

Philip M. Guffy (TX Bar No. 24113705)
Timothy A. ("Tad") Davidson II (TX Bar No. 24012503)
Joseph P. Rovira (TX Bar No. 24066008)
Ashley Harper (TX Bar No. 24065272)
HUNTON ANDREWS KURTH LLP
600 Travis Street, Suite 4200
Houston, Texas 77002
Tel: 713-220-4200
Fax: 713-220-4285
Email: pguffy@HuntonAK.com
taddavidson@HuntonAK.com
josephrovira@HuntonAK.com
ashleyharper@HuntonAK.com

-and-

George A. Davis (admitted *pro hac vice*)
Keith A. Simon (admitted *pro hac vice*)
David A. Hammerman (admitted *pro hac vice*)
Annemarie V. Reilly (admitted *pro hac vice*)
Hugh K. Murtagh (admitted *pro hac vice*)
LATHAM & WATKINS LLP
885 Third Avenue
New York, New York 10022
Tel: 212-906-1200
Fax: 212-751-4864
Email: george.davis@lw.com
keith.simon@lw.com
david.hammerman@lw.com
annemarie.reilly@lw.com
hugh.murtagh@lw.com

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**

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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	

**DECLARATION OF JEFFREY SIELINSKI
IN SUPPORT OF REORGANIZED DEBTORS’ TWELFTH
OMNIBUS OBJECTION TO CERTAIN CLAIMS (EQUIPMENT FINANCE CLAIMS)**

I, Jeffrey Sielinski, hereby declare under penalty of perjury:

1. I am a Senior Director with Alvarez & Marsal North America, LLC, (“**A&M**”), a restructuring advisory services firm with numerous offices throughout the country.³ I, along with my colleagues at A&M, have been engaged by the Reorganized Debtors to provide various restructuring and financial services. In my current position with the Reorganized Debtors, I am responsible for all claims management related matters. I am generally familiar with the Reorganized Debtors’ day-to-day operations, financing arrangements, business affairs, and books and records that reflect, among other things, the Reorganized Debtors’ liabilities and the amount

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 that case.

³ Capitalized terms used but not otherwise defined in this Declaration have the meanings given to them in the Objection.

thereof owed to their creditors as of the Petition Date and afterwards. I am above 18 years of age, and I am competent to testify.

2. I submit this declaration (this “**Declaration**”) in support of the *Reorganized Debtors’ Twelfth Omnibus Objection to Certain Claims (Equipment Finance Claims)* (the “**Objection**”) and am directly, or by and through the Reorganized Debtors’ advisors and personnel, familiar with the information contained therein and the Equipment Finance Claims. I am authorized to submit this declaration on the Reorganized Debtors’ behalf. Except as otherwise indicated, all facts set forth in this Declaration are based upon my personal knowledge of the Reorganized Debtors’ operations and finances, information learned from my review of relevant documents, and information I have received from other members of the Reorganized Debtors’ management, the Reorganized Debtors’ employees or the Reorganized Debtors’ advisors. As to matters regarding state and federal law, including bankruptcy law, I have relied on the advice of counsel. If I were called upon to testify, I could and would testify competently to the facts set forth in this Declaration on that basis.

3. To the best of my knowledge, information, and belief, insofar as I have been able to ascertain after reasonable inquiry, considerable time and resources have been expended to ensure a high level of diligence in reviewing and reconciling the proofs of claim filed against the Reorganized Debtors in the chapter 11 cases. In evaluating the Equipment Finance Claims, the Reorganized Debtors and/or their advisors thoroughly reviewed the Reorganized Debtors’ books and records and the Equipment Finance Claims (as well as any supporting documentation) and have determined that the Equipment Finance Claims should be disallowed in their entirety for the reasons set forth in the Objection.

4. Failure to do so could result in such claimants receiving an unwarranted or duplicate recovery—to the detriment of similarly situated creditors with legitimate claims. Thus, I believe that disallowance of the Equipment Finance Claims in their entirety is appropriate.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information, and belief.

Dated: April 8, 2021

Respectfully submitted,

/s/ Jeffrey Sielinski

Jeffrey Sielinski, Senior Director
Alvarez & Marsal North America, LLC

**IN THE UNITED STATES BANKRUPTCY COURT
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In re:	:	Chapter 11
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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	

**DECLARATION OF JEFFREY SIELINSKI IN SUPPORT OF
REORGANIZED DEBTORS’ THIRTEENTH OMNIBUS OBJECTION
TO CERTAIN CLAIMS (LATE-FILED CLAIMS AND SATISFIED CLAIMS)**

I, Jeffrey Sielinski, hereby declare under penalty of perjury:

1. I am a Senior Director with Alvarez & Marsal North America, LLC, (“**A&M**”), a restructuring advisory services firm with numerous offices throughout the country.³ I, along with my colleagues at A&M, have been engaged by the Reorganized Debtors to provide various restructuring and financial services. In my current position with the Reorganized Debtors, I am responsible for all claims management related matters. I am generally familiar with the Reorganized Debtors’ day-to-day operations, financing arrangements, business affairs, and books and records that reflect, among other things, the Reorganized Debtors’ liabilities and the amount

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³ Capitalized terms used but not otherwise defined in this Declaration have the meanings given to them in the Objection.

thereof owed to their creditors as of the Petition Date and afterwards. I am above 18 years of age, and I am competent to testify.

2. I submit this declaration (this “**Declaration**”) in support of the *Reorganized Debtors’ Thirteenth Omnibus Objection to Certain Claims (Late-Filed Claims and Satisfied Claims)* (the “**Objection**”) and am directly, or by and through the Reorganized Debtors’ advisors and personnel, familiar with the information contained therein and the Disputed Claims. I am authorized to submit this declaration on the Reorganized Debtors’ behalf. Except as otherwise indicated, all facts set forth in this Declaration are based upon my personal knowledge of the Reorganized Debtors’ operations and finances, information learned from my review of relevant documents, and information I have received from other members of the Reorganized Debtors’ management, the Reorganized Debtors’ employees or the Reorganized Debtors’ advisors. As to matters regarding state and federal law, including bankruptcy law, I have relied on the advice of counsel. If I were called upon to testify, I could and would testify competently to the facts set forth in this Declaration on that basis.

3. To the best of my knowledge, information, and belief, insofar as I have been able to ascertain after reasonable inquiry, considerable time and resources have been expended to ensure a high level of diligence in reviewing and reconciling the proofs of claim filed against the Reorganized Debtors in the chapter 11 cases. In evaluating the Disputed Claims, the Reorganized Debtors and/or their advisors thoroughly reviewed the Reorganized Debtors’ books and records and the Disputed Claims (as well as any supporting documentation) and have determined that the Disputed Claims should be disallowed in their entirety for the reasons set forth in the Objection.

4. Failure to do so could result in such claimants receiving an unwarranted or duplicate recovery—to the detriment of similarly situated creditors with legitimate claims. Thus, I believe that disallowance of the Disputed Claims in their entirety is appropriate.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information, and belief.

Dated: April 8, 2021

Respectfully submitted,

/s/ Jeffrey Sielinski

Jeffrey Sielinski, Senior Director
Alvarez & Marsal North America, LLC

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

	X	
In re:	:	Chapter 11
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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	

**DECLARATION OF JEFFREY SIELINSKI
IN SUPPORT OF REORGANIZED DEBTORS’ FOURTEENTH
OMNIBUS OBJECTION TO CERTAIN CLAIMS (WISCONSIN TORT CLAIMS)**

I, Jeffrey Sielinski, hereby declare under penalty of perjury:

1. I am a Senior Director with Alvarez & Marsal North America, LLC, (“**A&M**”), a restructuring advisory services firm with numerous offices throughout the country.³ I, along with my colleagues at A&M, have been engaged by the Reorganized Debtors to provide various restructuring and financial services. In my current position with the Reorganized Debtors, I am responsible for all claims management related matters. I am generally familiar with the Reorganized Debtors’ day-to-day operations, financing arrangements, business affairs, and books and records that reflect, among other things, the Reorganized Debtors’ liabilities and the amount

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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 but not otherwise defined in this Declaration have the meanings given to them in the Objection.

thereof owed to their creditors as of the Petition Date and afterwards. I am above 18 years of age, and I am competent to testify.

2. I submit this declaration (this “**Declaration**”) in support of the *Reorganized Debtors’ Fourteenth Omnibus Objection to Certain Claims (Wisconsin Tort Claims)* (the “**Objection**”) and am directly, or by and through the Reorganized Debtors’ advisors and personnel, familiar with the information contained therein and the Wisconsin Tort Claims. I am authorized to submit this declaration on the Reorganized Debtors’ behalf. Except as otherwise indicated, all facts set forth in this Declaration are based upon my personal knowledge of the Reorganized Debtors’ operations and finances, information learned from my review of relevant documents, and information I have received from other members of the Reorganized Debtors’ management, the Reorganized Debtors’ employees or the Reorganized Debtors’ advisors. As to matters regarding state and federal law, including bankruptcy law, I have relied on the advice of counsel. If I were called upon to testify, I could and would testify competently to the facts set forth in this Declaration on that basis.

3. To the best of my knowledge, information, and belief, insofar as I have been able to ascertain after reasonable inquiry, considerable time and resources have been expended to ensure a high level of diligence in reviewing and reconciling the proofs of claim filed against the Reorganized Debtors in the chapter 11 cases. In evaluating the Wisconsin Tort Claims, the Reorganized Debtors and/or their advisors thoroughly reviewed the Reorganized Debtors’ books and records and the Wisconsin Tort Claims (as well as any supporting documentation) and have determined that the Wisconsin Tort Claims should be disallowed in their entirety for the reasons set forth in the Objection.

4. Failure to do so could result in such claimants receiving an unwarranted or duplicate recovery—to the detriment of similarly situated creditors with legitimate claims. Thus, I believe that disallowance of the Wisconsin Tort Claims in their entirety is appropriate.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information, and belief.

Dated: April 8, 2021

Respectfully submitted,

/s/ Jeffrey Sielinski

Jeffrey Sielinski, Senior Director
Alvarez & Marsal North America, LLC

Fill in this information to identify the case:

Debtor Hi-Crush Whitehall LLC

United States Bankruptcy Court for the: Southern District of Texas
 (State)

Case number 20-33498

**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. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

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. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. **Who is the current creditor?** BRUSHS LAWN CARE AND SNOW REMOVAL
 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?** No
 Yes. From whom? _____

3. **Where should notices and payments to the creditor be sent?**

Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
BRUSHS LAWN CARE AND SNOW REMOVAL 22856 N MAIN ST ETTRICK, WI 54627	Josh Brush Po Box 97 Ettrick, Wisconsin 54627

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Contact phone 6085250222 Contact phone 6085250222
 Contact email jadamb@msn.com Contact email jadamb@msn.com

Uniform claim identifier for electronic payments in chapter 13 (if you use one):

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? \$ 6530.45. 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.
Services Performed

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature or property:
 Real estate: If the claim is secured by the debtor's principle 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.)
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

Yes. Check all that apply:

	Amount entitled to priority
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> 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).	\$ _____
<input checked="" type="checkbox"/> 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).	\$ <u>6530.45</u>
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> 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)?

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 07/31/2020
MM / DD / YYYY

/s/ Joshua Brush
Signature

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

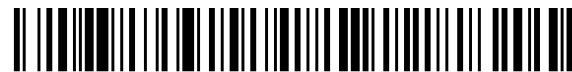
Name Joshua Brush
First name Middle name Last name

Title Owner

Company Brushs Lawn Care and Snow Removal
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____

Contact phone _____ Email _____



Case 20-33505 Document 105-4 Filed in TXSB on 05/12/21 Page 4 of 9
 KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 554-5810 | International (781) 575-2032

Debtor: 20-33498 - Hi-Crush Whitehall LLC District: Southern District of Texas, Houston Division		
Creditor: BRUSHES LAWN CARE AND SNOW REMOVAL 22856 N MAIN ST ETTRICK, WI, 54627 Phone: 6085250222 Phone 2: Fax: Email: jadamb@msn.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Creditor	
Disbursement/Notice Parties: Josh Brush Po Box 97 Ettrick, Wisconsin, 54627 Phone: 6085250222 Phone 2: Fax: E-mail: jadamb@msn.com DISBURSEMENT ADDRESS		
Other Names Used with Debtor:	Amends Claim: No Acquired Claim: No	
Basis of Claim: Services Performed	Last 4 Digits: No	Uniform Claim Identifier:
Total Amount of Claim: 6530.45	Includes Interest or Charges: No	
Has Priority Claim: Yes	Priority Under: 11 U.S.C. §507(a)(4): 6530.45	
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:	
Submitted By: Joshua Brush on 31-Jul-2020 1:12:08 a.m. Eastern Time Title: Owner Company: Brushes Lawn Care and Snow Removal		

To whom it may concern,

Along with the proof of claim form i have submitted, i am writing this letter to let whomever know that Hi-crush was my biggest client. They were approximately 75% of my income over the last 12 months. Hi-Crush did not pay me for 2 months (or 2 invoices) worth of work. Mowing the Hi-Crush properties took approximately 160 hours over the 2 months or about 2.5 days a week. I have lost not only the amount of my invoices which equals \$6530.45 but also all the gas money, wear and tear on my lawn equipment and my vehicles. Losing this amount of money is a huge financial hard ship for me and my family. For the first time in many years I will not be able to pay off my credit card in full this month due to the extra expenses incurred by the work performed for Hi-Crush. I do not make a lot of money every year and the lawn mowing season is where I could succeed. The business I own (Brush's lawn care and Snow Removal) is a small LLC and I am the only employee. Please understand that I make under \$30k a year and live paycheck to paycheck to support my family. I do not make enough money to put any money into a savings account. I hope that this letter helps whomever is reading that this money is very important to me and my family. and a huge part of my income

Thank you

Joshua Brush

Brush's Lawn Care and Snow Removal

Invoice

22856 N Main St
 PO BOX 97
 Ettrick, WI 54627

Date	Invoice #
6/22/2020	2100

Bill To
Hi Crush W20757 County Rd Q Whitehall, WI 54773

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
1	5-28-20 Mowing/trimming/blowing Main Office \$170 Dry Plant \$120 21441 Hughes rd \$75	365.00	365.00T
1	5-29-20 W22167 Jennifer Lane \$130 w20544 irvins coulee \$130 N34455 Poker Coulee Rd \$160 Took a long time to mow. wasn't mowed this year yet	420.00	420.00T
1	6-04-20 Main Office \$170 Dry Plant \$120 21441 Hughes rd \$75 + \$80 Had to remove a big fallen tree from Along road in front yard took 2 hours	445.00	445.00T
1	06-05-20 W22167 Jennifer Lane \$130 w20544 irvins coulee \$130 N34455 Poker Coulee Rd \$110	370.00	370.00T
1	06-08-20 Mowing/trimming/blowing Blair hi-crush office and dry plant No trimming w12128 South river rd N31286 Trump coulee rd Grass was very tall had to be mowed twice 6 hours total for all properties	340.00	340.00T
1	06-11-20 Main Office \$170 Dry Plant \$120 21441 Hughes rd \$75	365.00	365.00T

Please let us know if you have any questions. We appreciate your business	Total
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Brush's Lawn Care and Snow Removal

Invoice

22856 N Main St
 PO BOX 97
 Ettrick, WI 54627

Date	Invoice #
6/22/2020	2100

Bill To
Hi Crush W20757 County Rd Q Whitehall, WI 54773

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
1	06-12-20 W22167 Jennifer Lane \$130 w20544 irvins coulee was flooded /skipped N34455 Poker Coulee Rd \$110	240.00	240.00T
1	06-15-20 w20544 irvins coulee \$130	130.00	130.00T
1	06-18-20 Main Office \$170 Dry Plant \$120 21441 Hughes rd \$75	365.00	365.00T
1	06-19-20 W22167 Jennifer Lane \$130 N34455 Poker Coulee Rd \$110	240.00	240.00T
	Sales Tax	5.50%	180.40

Please let us know if you have any questions. We appreciate your business	Total	\$3,460.40
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Brush's Lawn Care and Snow Removal

Invoice

22856 N Main St
 PO BOX 97
 Ettrick, WI 54627

Date	Invoice #
7/17/2020	2109

Bill To
Hi Crush W20757 County Rd Q Whitehall, WI 54773

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
1	6-24-20 w20544 irvins coulee \$130	130.00	130.00T
1	6-25-20 Mowing/trimming/blowing Main Office \$170 Dry Plant \$120 21441 Hughes rd \$75	365.00	365.00T
1	6-27-20 W22167 Jennifer Lane \$130 N34455 Poker Coulee Rd \$110	240.00	240.00T
1	6-30-20 and 7-1-20 Mowing only Blair hi-crush office and dry plant w12128 South river rd N31286 Trump coulee rd 6 hours total for all properties	340.00	340.00T
1	07-2-20 Main Office \$170 Dry Plant \$120 21441 Hughes rd \$75	365.00	365.00T
1	7-5-20 w20544 irvins coulee \$130	130.00	130.00T
1	7-6-20 W22167 Jennifer Lane \$130 N34455 Poker Coulee Rd \$110	240.00	240.00T

Thank you for your business.	Total
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Brush's Lawn Care and Snow Removal

Invoice

22856 N Main St
 PO BOX 97
 Ettrick, WI 54627

Date	Invoice #
7/17/2020	2109

Bill To
Hi Crush W20757 County Rd Q Whitehall, WI 54773

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
1	7-10-20 Main Office \$170 Dry Plant \$120 21441 Hughes rd \$75	365.00	365.00T
1	7-14-20 W22167 Jennifer Lane \$130 N34455 Poker Coulee Rd \$110 w20544 irvins coulee \$130	370.00	370.00T
1	7-17-20 Main Office \$170 Dry Plant \$120 21441 Hughes rd \$75	365.00	365.00T
	Sales Tax	5.50%	160.05

Thank you for your business.	Total	\$3,070.05
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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

----- X
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
----- X

**DECLARATION OF JEFFREY SIELINSKI IN
SUPPORT OF REORGANIZED DEBTORS’ OBJECTION TO
PROOF OF CLAIM NO. 80 (BRUSH’S LAWN CARE AND SNOW REMOVAL, LLC)**

I, Jeffrey Sielinski, hereby declare under penalty of perjury:

1. I am a Senior Director with Alvarez & Marsal North America, LLC, (“**A&M**”), a restructuring advisory services firm with numerous offices throughout the country.³ I, along with my colleagues at A&M, have been engaged by the Reorganized Debtors to provide various restructuring and financial services. In my current position with the Reorganized Debtors, I am responsible for all claims management related matters. I am generally familiar with the Reorganized Debtors’ day-to-day operations, financing arrangements, business affairs, and books and records that reflect, among other things, the Reorganized Debtors’ liabilities and the amount

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 that case.

³ Capitalized terms used but not otherwise defined in this Declaration have the meanings given to them in the Objection.

thereof owed to their creditors as of the Petition Date. I am above 18 years of age, and I am competent to testify.

2. I submit this declaration (this “**Declaration**”) in support of the *Reorganized Debtors’ Objection to Proof of Claim No. 80 (Brush’s Lawn Care and Snow Removal, LLC)* (the “**Objection**”) and am directly, or by and through the Reorganized Debtors’ advisors and personnel, familiar with the information contained therein and the Disputed Claim. I am authorized to submit this declaration on the Reorganized Debtors’ behalf. Except as otherwise indicated, all facts set forth in this Declaration are based upon my personal knowledge of the Reorganized Debtors’ operations and finances, information learned from my review of relevant documents, and information I have received from other members of the Reorganized Debtors’ management, the Reorganized Debtors’ employees or the Reorganized Debtors’ advisors. As to matters regarding state and federal law, including bankruptcy law, I have relied on the advice of counsel. If I were called upon to testify, I could and would testify competently to the facts set forth in this Declaration on that basis.

3. To the best of my knowledge, information, and belief, insofar as I have been able to ascertain after reasonable inquiry, considerable time and resources have been expended to ensure a high level of diligence in reviewing and reconciling the proofs of claim filed against the Reorganized Debtors in the chapter 11 cases. In evaluating the Disputed Claim, the Reorganized Debtors and/or their advisors thoroughly reviewed the Reorganized Debtors’ books and records and the Disputed Claim (as well as any supporting documentation) and have determined that the Disputed Claim should be reclassified as a general unsecured claim for the reasons set forth in the Objection.

4. Failure to reclassify the Disputed Claim could result in the Claimant receiving an unwarranted recovery—to the detriment of similarly situated creditors with legitimate claims. Thus, I believe that reclassification of the Disputed Claim as a general unsecured claim is appropriate.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information, and belief.

Dated: April 8, 2021

Respectfully submitted,

/s/ Jeffrey Sielinski

Jeffrey Sielinski, Senior Director
Alvarez & Marsal North America, LLC

Fill in this information to identify the case:

Debtor Hi-Crush Inc.

United States Bankruptcy Court for the: Southern District of Texas
(State)

Case number 20-33495

**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. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

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. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?	<u>RAMIREZ, DELMA</u> 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? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
	<u>RAMIREZ, DELMA</u> <u>703 NORTH MIDKIFF ROAD</u> <u>MIDLAND, TX 79701</u>	
	Contact phone <u>432-202-5102</u>	Contact phone _____
	Contact email <u>shortdelma@gmail.com</u>	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? _____	



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? \$ 25000. 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.

Personal injury, services performed

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature or property:
 Real estate: If the claim is secured by the debtor's principle 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.)

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.

<input type="checkbox"/> No		
<input checked="" type="checkbox"/> Yes. Check all that apply:		Amount entitled to priority
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).		\$ _____
<input checked="" type="checkbox"/> 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).		\$ <u>1500</u>
<input checked="" type="checkbox"/> 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).		\$ <u>3000</u>
<input checked="" type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).		\$ <u>3000</u>
<input checked="" type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).		\$ <u>5000</u>
<input checked="" type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.		\$ <u>7000</u>

* 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).

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 08/10/2020
MM / DD / YYYY

/s/Delma Ramirez
Signature

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

Name Delma Ramirez
First name Middle name Last name

Title Lab Technician

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

Address _____

Contact phone _____ Email _____

Case 20-33505 Document 105-6 Filed in TXSB on 05/12/21 Page 4 of 4
 KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 554-5810 | International (781) 575-2032

Debtor: 20-33495 - Hi-Crush Inc. District: Southern District of Texas, Houston Division		
Creditor: RAMIREZ, DELMA 703 NORTH MIDKIFF ROAD MIDLAND, TX, 79701 Phone: 432-202-5102 Phone 2: Fax: Email: shortdelma@gmail.com	Has Supporting Documentation: Yes, please mail physical supporting documentation Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Creditor	
Other Names Used with Debtor:	Amends Claim: No Acquired Claim: No	
Basis of Claim: Personal injury, services performed	Last 4 Digits: No	Uniform Claim Identifier:
Total Amount of Claim: 25000	Includes Interest or Charges: No	
Has Priority Claim: Yes	Priority Under: 11 U.S.C. §507(a)(4): 3000 11 U.S.C. §507(a)(5): 5000 11 U.S.C. §507(a)(7): 1500 11 U.S.C. §507(a)(8): 3000 11 U.S.C. §507(a)(): 7000	
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:	
Submitted By: Delma Ramirez on 10-Aug-2020 12:35:03 a.m. Eastern Time Title: Lab Technician Company: Hicrush		

**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	

DECLARATION OF JEFFREY SIELINSKI IN SUPPORT OF REORGANIZED DEBTORS’ OBJECTION TO PROOF OF CLAIM NO. 214 (DELMA RAMIREZ)

I, Jeffrey Sielinski, hereby declare under penalty of perjury:

1. I am a Senior Director with Alvarez & Marsal North America, LLC, (“**A&M**”), a restructuring advisory services firm with numerous offices throughout the country.³ I, along with my colleagues at A&M, have been engaged by the Reorganized Debtors to provide various restructuring and financial services. In my current position with the Reorganized Debtors, I am responsible for all claims management related matters. I am generally familiar with the Reorganized Debtors’ day-to-day operations, financing arrangements, business affairs, and books and records that reflect, among other things, the Reorganized Debtors’ liabilities and the amount

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 that case.

³ Capitalized terms used but not otherwise defined in this Declaration have the meanings given to them in the Objection.

thereof owed to their creditors as of the Petition Date. I am above 18 years of age, and I am competent to testify.

2. I submit this declaration (this “**Declaration**”) in support of the *Reorganized Debtors’ Objection to Proof of Claim No. 214 (Delma Ramirez)* (the “**Objection**”) and am directly, or by and through the Reorganized Debtors’ advisors and personnel, familiar with the information contained therein and the Disputed Claim. I am authorized to submit this declaration on the Reorganized Debtors’ behalf. Except as otherwise indicated, all facts set forth in this Declaration are based upon my personal knowledge of the Reorganized Debtors’ operations and finances, information learned from my review of relevant documents, and information I have received from other members of the Reorganized Debtors’ management, the Reorganized Debtors’ employees or the Reorganized Debtors’ advisors. As to matters regarding state and federal law, including bankruptcy law, I have relied on the advice of counsel. If I were called upon to testify, I could and would testify competently to the facts set forth in this Declaration on that basis.

3. To the best of my knowledge, information, and belief, insofar as I have been able to ascertain after reasonable inquiry, considerable time and resources have been expended to ensure a high level of diligence in reviewing and reconciling the proofs of claim filed against the Reorganized Debtors in the chapter 11 cases. In evaluating the Disputed Claim, the Reorganized Debtors and/or their advisors thoroughly reviewed the Reorganized Debtors’ books and records and the Disputed Claim (as well as any supporting documentation) and have determined that the Disputed Claim should be disallowed in its entirety for the reasons set forth in the Objection. Specifically, the Reorganized Debtors’ books and records do not reflect any liability to Claimant, and the Disputed Claim fails to provide any supporting documentation that would allow the Reorganized Debtors to determine its validity.

4. Failure to disallow the Disputed Claim could result in the Claimant receiving an unwarranted recovery—to the detriment of similarly situated creditors with legitimate claims. Thus, I believe that disallowance of the Disputed Claim in its entirety is appropriate.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information, and belief.

Dated: April 8, 2021

Respectfully submitted,

/s/ Jeffrey Sielinski

Jeffrey Sielinski, Senior Director

Alvarez & Marsal North America, LLC

Fill in this information to identify the case:

Debtor Pronghorn Logistics, LLC

United States Bankruptcy Court for the: Southern District of Texas
 (State)

Case number 20-33515

**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. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

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. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. **Who is the current creditor?** KNOX, SIGMUND
 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?** No
 Yes. From whom? _____

3. **Where should notices and payments to the creditor be sent?**

Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
KNOX, SIGMUND ELLWANGER LAW FIRM 8310 N Capital of Texas Hwy Suite 190 Austin, Texas 78731, United States Contact phone <u>7378082260</u> Contact email <u>jellwanger@equalrights.law</u>	 Contact phone _____ Contact email _____

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)
 Uniform claim identifier for electronic payments in chapter 13 (if you use one):

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? \$ 350,000. 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.

Employment Discrimination Claim

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature or property:
 Real estate: If the claim is secured by the debtor's principle 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.)

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
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> 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).	\$ _____
<input type="checkbox"/> 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).	\$ _____
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> 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)?

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 08/16/2020
MM / DD / YYYY

/s/Jay Ellwanger
Signature

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

Name Jay Ellwanger
First name Middle name Last name

Title Partner

Company Ellwanger Law LLP
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____

Contact phone _____ Email _____



Case 20-33505 Document 105-8 Filed in TXSB on 05/12/21 Page 4 of 8
 KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 554-5810 | International (781) 575-2032

Debtor: 20-33515 - Pronghorn Logistics, LLC District: Southern District of Texas, Houston Division		
Creditor: KNOX, SIGMUND ELLWANGER LAW FIRM 8310 N Capital of Texas Hwy Suite 190 Austin, Texas, 78731 United States Phone: 7378082260 Phone 2: Fax: Email: jellwanger@equalrights.law	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Authorized agent	
Other Names Used with Debtor:	Amends Claim: No Acquired Claim: No	
Basis of Claim: Employment Discrimination Claim	Last 4 Digits: No	Uniform Claim Identifier:
Total Amount of Claim: 350,000	Includes Interest or Charges: Yes	
Has Priority Claim: No	Priority Under:	
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:	
Submitted By: Jay Ellwanger on 16-Aug-2020 12:55:29 p.m. Eastern Time Title: Partner Company: Ellwanger Law LLLP		



ELLWANGER LAW
EQUAL RIGHTS ATTORNEYS

September 13, 2019

VIA EMAIL: sanantonio.intake@eoc.gov

Intake Supervisor
U.S. Equal Employment Opportunity Commission
San Antonio Field Office
5410 Fredericksburg Road, Suite 200
San Antonio, Texas 78229

Re: Sigmund Knox v. Pronghorn Logistics LLC

To Whom It May Concern:

We represent Sigmund Knox in his discrimination, harassment, and retaliation claims against Pronghorn Logistics, LLC. Enclosed please find Mr. Knox's charge for filing, to be deemed filed as of today.

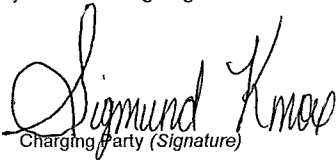
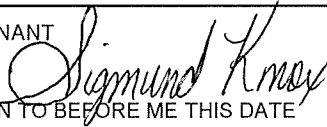
Should you have any questions, please do not hesitate to contact us. We are available by phone at (737) 808-2260, by fax at (737) 808-2263, and by email at jellwanger@equalrights.law. Thank you.

Sincerely,

ELLWANGER LAW,
a limited liability limited partnership

/s/ Jay D. Ellwanger
Jay D. Ellwanger

Enclosures

CHARGE OF DISCRIMINATION		AGENCY <input type="checkbox"/> FEPA <input checked="" type="checkbox"/> EEOC	CHARGE NUMBER
This form is affected by the Privacy Act of 1974; See Privacy Act Statement before completing this form.			
Texas Commission on Human Rights _____ and EEOC			
NAME Sigmund Knox		HOME TELEPHONE (318) 243-5916	
STREET ADDRESS 407 E. Colorado Ave.		CITY, STATE AND ZIP CODE Ruston, LA 71270	DATE OF BIRTH 11/18/80
NAMED IS THE EMPLOYER, LABOR ORGANIZATION, EMPLOYMENT AGENCY, APPRENTICESHIP COMMITTEE, STATE OR LOCAL GOVERNMENT AGENCY WHO DISCRIMINATED AGAINST ME (If more than one list below.)			
NAME Pronghorn Logistics LLC		NUMBER OF EMPLOYEES, MEMBERS 25+	TELEPHONE (720) 465-1188
STREET ADDRESS 1630 Welton Street, Suite 202		CITY, STATE AND ZIP CODE Denver, CO 80202	COUNTY Denver
CAUSE OF DISCRIMINATION BASED ON (Check appropriate box(es))			DATE DISCRIMINATION TOOK PLACE
<input checked="" type="checkbox"/> RACE <input checked="" type="checkbox"/> COLOR <input type="checkbox"/> SEX <input type="checkbox"/> RELIGION <input type="checkbox"/> AGE			EARLIEST (ADEA/EPA) LATEST (ALL)
<input checked="" type="checkbox"/> RETALIATION <input type="checkbox"/> NATIONAL ORIGIN <input type="checkbox"/> DISABILITY <input type="checkbox"/> OTHER (Specify)			January 2019 – March 2019
			<input type="checkbox"/> CONTINUING ACTION
THE PARTICULARS ARE (If additional paper is needed, attach extra sheet(s)): See Attachment A.			
I want this charge filed with both the EEOC and the State or local Agency, if any. I will advise the agencies if I change my address or telephone number and I will cooperate fully with them in the processing of my charge in accordance with their procedures.		NOTARY - (When necessary for State and Local Requirements)	
		I swear or affirm that I have read the above charge and that it is true to the best of my knowledge, information and belief.	
I declare under penalty of perjury that the foregoing is true and correct.		SIGNATURE OF COMPLAINANT	
Date <u>4-14-19</u>  Charging Party (Signature)		 SUBSCRIBED AND SWORN TO BEFORE ME THIS DATE (Day, month, and year) <u>4-14-19</u>	

**SIGMUND KNOX
ATTACHMENT A**

1. Sigmund Knox (“Mr. Knox”) worked for Pronghorn Logistics (“Pronghorn”) as a Sand Operator beginning on or around January 3, 2019, until his termination on or around March 18, 2019. At the time of his termination, Mr. Knox worked at the Pronghorn worksite in Caldwell, Texas.
2. Mr. Knox experienced disparate treatment on the basis of his race quickly after beginning work for Pronghorn. In or around March 15, 2019, while talking with Mr. Knox and other workers, a White co-worker and friend of the supervisor pointed to Mr. Knox and several Black co-workers and said, “that’s the nigger group over there and this is the white group,” explaining how he did not want the workplace to integrate.
3. Mr. Knox complained to the co-worker and the White supervisor that this language was racist and disrespectful. The supervisor told Mr. Knox not to complain about these comments. Upon information and belief, no investigation or action was taken by management and the co-worker was not disciplined.
4. Three days later, on or around March 18, 2019, Mr. Knox was subjected to a retaliatory termination. Upon information and belief, Mr. Knox was terminated at the same time as another Black employee who complained about the same racist comments.
5. Mr. Knox was told that he was terminated for being asleep in his truck when he was not on duty. However, Mr. Knox personally witnessed the supervisor who terminated him sleep in his truck on the site. Further, upon information and belief, no White employees were ever disciplined for sleeping on the worksite.

Based on the aforementioned, Sigmund Knox is a victim of discrimination and retaliation in direct violation of Title VII of the Civil Rights Act of 1964, as well as all other applicable statutes.

Sigmund Knox Damages Model

Economic

- Worked at Pronghorn 2 months
 - \$22 per hour, 112 hours per week
 - **\$6512 gross per bi-weekly paycheck**
 - \$4,834 take home
- Fired March 18, 2019. Unemployed until July 17, 2019
 - 121 days, 17 weeks, 8.5 paychecks
 - **\$55,352 owed for this period**
- Employed at TSS as a Sand Operator from July 17, 2019 until April 5, 2020
 - Paid \$18.00 an hour, 112 hours a week
 - **\$5,328 gross pay per week**
 - \$1,184 difference in pay
 - 263, 37.5 weeks, 18.78 pay periods
 - **\$22,242.28 owed for this period**
- Unemployed from April 5, 2020 until present
 - 131 days, 18.7 weeks, 9.3 pay periods
 - **\$60,933.71 owed for this period**
- **Total backpay: \$140,000.00**

Front pay: \$50,000

Compensatory: \$20,000

Attorneys' fees: \$140,000

Total: \$350,000

**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	

DECLARATION OF JEFFREY SIELINSKI IN SUPPORT OF REORGANIZED DEBTORS’ OBJECTION TO PROOF OF CLAIM NO. 547 (SIGMUND KNOX)

I, Jeffrey Sielinski, hereby declare under penalty of perjury:

1. I am a Senior Director with Alvarez & Marsal North America, LLC, (“**A&M**”), a restructuring advisory services firm with numerous offices throughout the country.³ I, along with my colleagues at A&M, have been engaged by the Reorganized Debtors to provide various restructuring and financial services. In my current position with the Reorganized Debtors, I am responsible for all claims management related matters. I am generally familiar with the Reorganized Debtors’ day-to-day operations, financing arrangements, business affairs, and books and records that reflect, among other things, the Reorganized Debtors’ liabilities and the amount

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 that case.

³ Capitalized terms used but not otherwise defined in this Declaration have the meanings given to them in the Objection.

thereof owed to their creditors as of the Petition Date. I am above 18 years of age, and I am competent to testify.

2. I submit this declaration (this “**Declaration**”) in support of the *Reorganized Debtors’ Objection to Proof of Claim No. 547 (Sigmund Knox)* (the “**Objection**”) and am directly, or by and through the Reorganized Debtors’ advisors and personnel, familiar with the information contained therein and the Disputed Claim. I am authorized to submit this declaration on the Reorganized Debtors’ behalf. Except as otherwise indicated, all facts set forth in this Declaration are based upon my personal knowledge of the Reorganized Debtors’ operations and finances, information learned from my review of relevant documents, and information I have received from other members of the Reorganized Debtors’ management, the Reorganized Debtors’ employees or the Reorganized Debtors’ advisors. As to matters regarding state and federal law, including bankruptcy law, I have relied on the advice of counsel. If I were called upon to testify, I could and would testify competently to the facts set forth in this Declaration on that basis.

3. To the best of my knowledge, information, and belief, insofar as I have been able to ascertain after reasonable inquiry, considerable time and resources have been expended to ensure a high level of diligence in reviewing and reconciling the proofs of claim filed against the Reorganized Debtors in the chapter 11 cases. In evaluating the Disputed Claim, the Reorganized Debtors and/or their advisors thoroughly reviewed the Reorganized Debtors’ books and records and the Disputed Claim (as well as any supporting documentation) and have determined that the Disputed Claim should be disallowed in its entirety for the reasons set forth in the Objection.

4. Failure to disallow the Disputed Claim could result in the Claimant receiving an unwarranted recovery—to the detriment of similarly situated creditors with legitimate claims. Thus, I believe that disallowance of the Disputed Claim in its entirety is appropriate.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information, and belief.

Dated: April 8, 2021

Respectfully submitted,

/s/ Jeffrey Sielinski

Jeffrey Sielinski, Senior Director
Alvarez & Marsal North America, LLC

Fill in this information to identify the case:

Debtor FB Industries USA Inc.

United States Bankruptcy Court for the: Southern District of Texas
 (State)

Case number 20-33513

**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. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

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. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. **Who is the current creditor?** Cisco Logistics, LLC
 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?** No
 Yes. From whom? _____

3. **Where should notices and payments to the creditor be sent?**

Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
Cisco Logistics, LLC Tom Scannell, Esq. Foley and Lardner, LLP 2021 McKinney Avenue, Suite 1600 Dallas, TX 75201, Dallas Contact phone <u>214-999-4289</u> Contact email <u>tscannell@foley.com</u>	 Contact phone _____ Contact email _____

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)
 Uniform claim identifier for electronic payments in chapter 13 (if you use one):

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? \$ 1200000. 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.

Breach of warranties

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature or property:
 Real estate: If the claim is secured by the debtor's principle 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.)

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
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> 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).	\$ _____
<input type="checkbox"/> 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).	\$ _____
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> 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)?

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 08/14/2020
MM / DD / YYYY

/s/Javier Rocha
Signature

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

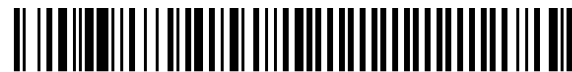
Name Javier Rocha
First name Middle name Last name

Title General Counsel

Company Wilks Brothers
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____

Contact phone _____ Email _____



For phone assistance: Domestic (866) 554-5810 | International (781) 575-2032

Debtor: 20-33513 - FB Industries USA Inc. District: Southern District of Texas, Houston Division		
Creditor: Cisco Logistics, LLC Tom Scannell, Esq. Foley and Lardner, LLP 2021 McKinney Avenue, Suite 1600 Dallas, TX, 75201 Dallas Phone: 214-999-4289 Phone 2: Fax: Email: tscannell@foley.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Authorized agent	
Other Names Used with Debtor:	Amends Claim: No Acquired Claim: No	
Basis of Claim: Breach of warranties	Last 4 Digits: No	Uniform Claim Identifier:
Total Amount of Claim: 1200000	Includes Interest or Charges: Yes	
Has Priority Claim: No	Priority Under:	
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:	
Submitted By: Javier Rocha on 14-Aug-2020 3:22:41 p.m. Eastern Time Title: General Counsel Company: Wilks Brothers		

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 type="checkbox"/> Hi-Crush Inc. (Case No. 20-33495) | <input type="checkbox"/> Hi-Crush Holdings LLC (Case No. 20-33509) | <input type="checkbox"/> Hi-Crush Whitehall LLC (Case No. 20-33498) |
| <input type="checkbox"/> BulkTracer Holdings LLC (Case No. 20-33511) | <input type="checkbox"/> Hi-Crush Investments Inc. (Case No. 20-33504) | <input type="checkbox"/> Hi-Crush Wyeville Operating LLC (Case No. 20-33500) |
| <input type="checkbox"/> D & I Silica, LLC (Case No. 20-33501) | <input type="checkbox"/> Hi-Crush LMS LLC (Case No. 20-33503) | <input type="checkbox"/> OnCore Processing LLC (Case No. 20-33496) |
| <input checked="" type="checkbox"/> FB Industries USA Inc. (Case No. 20-33513) | <input 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 type="checkbox"/> Hi-Crush PODS LLC (Case No. 20-33507) | <input type="checkbox"/> Pronghorn Logistics Holdings, LLC (Case No. 20-33512) |
| <input type="checkbox"/> Hi-Crush Augusta LLC (Case No. 20-33497) | <input type="checkbox"/> Hi-Crush Proppants LLC (Case No. 20-33506) | <input type="checkbox"/> Pronghorn Logistics, LLC (Case No. 20-33515) |
| <input type="checkbox"/> Hi-Crush Blair LLC (Case No. 20-33502) | <input type="checkbox"/> Hi-Crush Services LLC (Case No. 20-33510) | <input type="checkbox"/> PropDispatch LLC (Case No. 20-33514) |
| <input 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?	Cisco Logistics, LLC 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? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should notices to the creditor be sent? Foley & Lardner, LLP; attn: Tom Scannell, Esq. Name _____ 2021 McKinney Avenue, Suite 1600 Number Street Dallas, TX 75201 City State ZIP Code USA Country Contact phone 214-999-4289 Contact email tscannell@foley.com	Where should payments to the creditor be sent? (if different) Name _____ Number Street City State ZIP Code Country Contact phone _____ Contact email _____
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? _____	

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? \$ _____ \$1,200,000.00 . 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.
 Breach of warranties - see attached

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.)
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

Yes. Check all that apply:

Amount entitled to priority

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the 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)?

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 8/14/2020
MM / DD / YYYY

Signature

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

Name JAVIER ROCHA
First name Middle name Last name

Title GENERAL COUNSEL

Company WILKS BROTHERS
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address 301 E. 18th Street
Number Street

CUSD TX 76437
City State ZIP Code Country

Contact phone 817-850-3614 Email javier.rocha@wilksbrothers.com

In re FB Industries USA Inc.
United States Bankruptcy Court
Southern District of Texas
Case No. 20-33513

ATTACHMENT TO PROOF OF CLAIM

1. Claimant: Cisco Logistics, LLC (the “**Creditor**”).
2. Debtor: FB Industries USA Inc. (the “**Debtor**”) is the debtor in the above-captioned bankruptcy case (the “**Bankruptcy Case**”).
3. Claim: Creditor’s claim against the Debtor arises from the pending litigation described in the original petition attached hereto as **Exhibit A**. The litigation is currently stayed against the Debtor pursuant to 11 USC 362(a). The basis for the litigation (as described in **Exhibit A**) supporting this Proof of Claim is expressly incorporated herein as if set forth verbatim.
4. Reservation of Rights: This Proof of Claim is filed out of compulsion of the claims bar date established in this Bankruptcy Case. This Proof of Claim is filed to preserve all of the Creditor’s rights to collect the indebtedness owed by the Debtor to the Creditor. The Creditor hereby expressly reserves all rights to file the appropriate papers and comply with the appropriate procedures for allowance, amendment, supplementation, modification, and collection of the Creditor’s claim against the Debtor based on the subject matter described in and incorporated into this Proof of Claim in due course and timing of the Debtor’s Bankruptcy Case, including, without limitation, amendment of this Proof of Claim, if required.
5. Credits: All due and lawful offsets and credits have been applied and deducted for the purpose of preparing this Proof of Claim.
6. Other Rights: The Claim described in this Attachment is legal, binding, enforceable, allowed, and not subject to any defense, claim, counterclaim or any other diminution of any type, kind or nature, whatsoever. No portion of the Claim or any funds

In re FB Industries USA Inc.
United States Bankruptcy Court
Southern District of Texas
Case No. 20-33513

previously paid to the Creditor (if any) are subject to impairment, avoidance, subordination, or disallowance pursuant to the Bankruptcy Code (including, without limitation, Bankruptcy Code § 502) or applicable non-bankruptcy law. Creditor expressly reserves the right in the future to assert any and all claims that it may have arising from and/or related to the subject matter of this timely and properly filed Proof of Claim, including, without limitation, the imposition of a constructive trust, equitable lien, security interest, setoff, recoupment, subrogation, marshaling, or other legal or equitable remedies to which the Creditor may be entitled. The Creditor additionally claims the benefit of (a) all adequate-protection security interests, liens, mortgages, and other rights and protections granted to it or received by it from and after the Petition Date by operation of law, orders of this Court, or otherwise; (b) all renewals, extensions, ratifications, supplements, amendments, corrections, and other prior or subsequent documentation evidencing or relating to the claims of Creditor; and (c) any other filed or recorded documents. The filing of this proof of claim is not to be construed as an election of remedies. Creditor further reserves the rights (a) to amend, modify or supplement this proof of claim, including any exhibit, schedule or annex, or to file an amended proof of claim for the purpose of modifying or liquidating the amount of any interest, fees, costs and expenses accrued or incurred subsequent to the Petition Date or any contingent, disputed or unliquidated claims or rights of Creditor set forth herein; (b) file additional proofs of claim; and (c) against third parties.

In re FB Industries USA Inc.
United States Bankruptcy Court
Southern District of Texas
Case No. 20-33513

7. Miscellaneous: This proof of claim is filed under compulsion of the bar date established in this bankruptcy case solely out of an abundance of caution to protect Creditor from forfeiture of its claim within this bankruptcy proceeding. The amounts set forth in this proof of claim shall not be construed as an admission by the Creditor as to the amounts due and owing outside of this bankruptcy proceeding. The filing of this proof of claim is **not**: (a) a waiver or release of Creditor's rights or remedies against any person, entity or property; (b) a consent by Creditor to the jurisdiction of this Court with respect to the subject matter of the claim or any objection or other proceeding commenced in this bankruptcy case against or otherwise involving Creditor; (c) a consent by Creditor to entry of final judgment by this Court in any core proceeding commenced in this bankruptcy case, consistent with the United States Supreme Court's holding in *Stern v. Marshall*, 131 S. Ct. 2594 (2011); (d) a waiver of the right to move to withdraw the reference or otherwise challenge the jurisdiction of this Court; (e) a waiver of the right to a jury trial; (f) an election of a remedy which waives or otherwise affects any other remedy; or (g) a wavier of the right to assert a different or enhanced classification of priority for its Claim in respect of the other claims asserted in this bankruptcy case.

CAUSE NO. CV2045726

**Exhibit A to
Proof of Claim**

CISCO LOGISTICS, LLC

Plaintiff,

vs.

FB INDUSTRIES INC. AND FB
INDUSTRIES USA INC.

Defendant.

§
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§
§

IN THE DISTRICT COURT

____ JUDICIAL DISTRICT

EASTLAND COUNTY, TEXAS

PLAINTIFF'S ORIGINAL PETITION AND REQUEST FOR DISCLOSURE

Plaintiff Cisco Logistics, LLC (“Cisco” or “Plaintiff”) files this Original Petition and Request for Disclosure against Defendants FB Industries, Inc. (“FB”) and FB Industries USA Inc. (“FB USA”) and respectfully shows the Court the following:

I. SUMMARY OF CASE

1. Cisco purchased ten new Titan SS-280 sand silo sets (“Silo Sets”), fourteen new SST50P sand silo trailers (“Trailers”), and ten new Cobra conveyor systems (“Conveyor Systems”) from FB (collectively, the “Equipment”) for approximately \$15.7 million. However, the Equipment was not new, did not function reliably, and was not in the condition warranted by FB. For example, the Trailers were routinely broke down during ordinary use. Similarly, the Silo Sets and Conveyor Systems routinely ceased functioning or, alternatively, dispensed and transferred sand irregularly—to the point that they cannot be used by Cisco on job sites. Despite notice and numerous demands to FB USA (FB’s service company) that FB cure the aforementioned issues, the Silo Sets and Conveyor Systems continue to fail to perform their intended purposes. In additional to the \$15.7 million paid for this faulty equipment, Cisco has lost tens of millions of dollars in revenue.

II. DISCOVERY LEVEL

2. Pursuant to Texas Rule of Civil Procedure 190.3, Cisco intends to conduct discovery under a Level 2 discovery control plan and affirmatively pleads that this suit is not governed by the expedited actions process in Texas Rule of Civil Procedure 169 because this is an action that seeks monetary relief in excess of \$100,000.

III. CLAIM FOR RELIEF

3. Subject to discovery, Cisco seeks monetary relief over \$1,000,000 and reasonable attorneys' fees, expenses, court costs, and pre- and post-judgment interest.

IV. PARTIES

4. Plaintiff Cisco Logistics, LLC is a Texas limited liability company with its principal place of business in Cisco, Texas.

5. Defendant FB Industries, Inc. is a Canadian corporation with its principal offices located in Winkler, Manitoba, Canada and may be served with process through the Hague Convention.

6. Defendant FB Industries USA Inc. is a Texas incorporation with its principal place of business at 1330 Post Oak Boulevard, Suite 600, Houston, Texas 77056 and may be served with process by serving its registered agent, C T Corporation System, 1999 Bryan Street, Suite 900, Dallas, Texas 75201.

IV. JURISDICTION AND VENUE

6. This Court has jurisdiction over this case as the amount in controversy is within the jurisdictional limits of this Court.

7. This Court has personal jurisdiction over FB because it conducts business in Texas and purposely availed itself of the benefits and protections of Texas law by offering the Equipment for sale to a Texas corporation, selling the Equipment to a Texas corporation, and

delivering the Equipment to the State of Texas. As a result, this Court has specific jurisdiction over the allegations and claims in this lawsuit.

8. Venue in this action is proper pursuant to Texas Civil Practice and Remedies Code Section 15.002(a)(1) because Eastland County, Texas is the county in which all or a substantial part of the events or omissions giving rise to the claim occurred. Because there are multiple defendants in this suit and venue is proper as to one Defendant, venue is proper for all Defendants pursuant to Texas Civil Practice and Remedies Code Section 15.005.

V. FACTS

8. Cisco is a company dedicated to providing world class service to the oil and gas industry throughout the United States. Cisco's business includes delivering and leasing sand silos for use at oil and gas drilling locations. These sand silos and conveyors store and dispense sand to be used in hydraulic fracturing.

9. In or around October 2016, Mark Holland of FB contacted Aaron Smith of ProFrac Services, LLC ("ProFrac")—a Cisco sister-company that specializes in providing hydraulic fracturing services—to set up an in-person meeting to discuss FB's "new" Titan SS-280 sand silos and Cobra conveyor systems (which incorporate a "new technology and sand delivery system") in an effort to convince ProFrac to purchase the same. Email (Oct. 26, 2016), attached as Exhibit 1. That meeting occurred on or around November 3, 2020. *Id.*

10. During the meeting Holland touted FB's "latest technology concerning on-site delivery of sand and proppants" and represented that the new technology "can add value to [ProFrac's] sand delivery system." Email (Nov. 8, 2016), attached as Exhibit 2. Holland proposed that ProFrac meet at FB's offices in Granbury, Texas for a demonstration of this "new technology." *Id.* Mr. Smith forwarded the email to ProFrac CEO, Ladd Wilks, who attended the demonstration on or around November 10, 2016. *Id.*

11. At the time, Mr. Wilks was not ready to purchase the Titan SS-280 sand silos and Cobra conveyer systems, but remained interested in purchasing the same at a future date.

12. Mr. Wilks is also the CEO of Cisco. In early to mid-2017, Cisco decided to begin delivering and leasing sand silo systems for use at oil and gas sites. Based on the aforementioned demonstration, Mr. Wilks requested that Kolby Melton of Cisco contact FB about obtaining a quote for the new silo system.

13. In response, on June 7, 2017, Mr. Melton contacted Randal Gentry of FB Industries, Inc. (USA)—FB’s sister company—to obtain a quote. Email (June 7, 2017), attached as Exhibit 3. Gentry forwarded the email to Holland and asked him to contact Mr. Kilby “asap.” *Id.* Mr. Kilby responded by asking for a call “right away” and a six silo package quote “quickly.” *Id.*

14. A couple hours later, Holland emailed Mr. Kilby a quote for approximately \$1.78 million for Cisco to purchase a SS-280 sand silo set, a Cobra conveyer system, and two SST50P trailers. Email (June 7, 2017), attached as Exhibit 4. After FB and Cisco conducted numerous discussions about Cisco’s required specifications and use, the quote was revised to reflect a purchase of five SS-280 sand silo sets, ten SST50P trailers, and five Cobra conveyer systems at a price of approximately \$7.58 million. Email (June 13, 2017), attached as Exhibit 5. Ultimately, FB issued a final quote for five SS-280 sand silo sets, three SST50P trailers, and five Cobra conveyer systems at a price of approximately \$6.9 million (“First Purchase”). Email (July 2, 2017), attached as Exhibit 6; Email (July 13, 2017), attached as Exhibit 7. Cisco fully paid the amounts due for the First Purchase.

15. Prior to First Purchase’s delivery, Cisco agreed to purchase an additional five SS-280 sand silo sets, seven SST50P trailers, and five conveyer systems at a price of approximately

\$8.8 million (“Second Purchase”). Email (Sept. 1, 2017), attached as Exhibit 8; Email (Oct. 6, 2017), attached as Exhibit 9. Cisco fully paid the amounts due for the Second Purchase.

16. FB began delivering the Equipment in October 2017. Contrary to FB’s express representations, the Trailers were not in new condition, including several that had faulty components and required the hydraulic pump and blocks to be replaced. *E.g.*, Email (Dec. 20, 2017), attached as Exhibit 10. The Silo Sets and Conveyors also broke down repeatedly, failing to function as represented or otherwise fulfill their functional purposes (i.e., reliably and evenly dispense and transfer sand). Email (Nov. 24, 2017), attached as Exhibit 11. Despite Cisco’s complaints and FB USA’s (FB’s servicing arm) attempts to repair the same, the issues with the Equipment continued. FB USA charged Cisco for some of these repairs and/or modifications to the Equipment. Eventually, FB ceased repairs, leaving Cisco with no other option but to remove the Equipment from the field and preventing Cisco from leasing the Equipment to its customers. The failure of the equipment to properly function caused Cisco to lose millions of dollars in firm revenue.

17. On January 23, 2020, Cisco afforded FB one last opportunity to cure its breaches of express and implied warranties. FB failed to cure. Cisco is left with no other option but to commence this litigation.

VI. CAUSES OF ACTION

A. Count 1: Breach of Express Warranties (FB)

18. Cisco incorporate the preceding paragraphs as if set forth fully herein.

19. FB sold Cisco the Equipment. In so doing, FB represented (orally and by demonstration) that the Equipment would be in new condition and able to dispense and transfer sand. Absent

affirmative representations and assurances of FB, Cisco would not have purchased the Equipment.

20. Despite those representations and demonstrations, the Equipment was not in new condition (as to the Trailers), and the Equipment repeatedly failed to properly function and was routinely in need of repair.

21. Cisco provided FB with numerous notices of FB's breaches of express warranties. Despite numerous notices and opportunities, FB failed to cure. Therefore, Cisco has been damaged and seeks actual damages, incidental and consequential damages, reasonable attorneys' fees, interest, court costs, and pre- and post-judgment interest.

B. Count 2: Breach of Implied Warranties of Fitness for a Particular Purpose (FB)

21. Cisco incorporate the preceding paragraphs as if set forth fully herein.

22. FB sold Cisco the Equipment. FB knew that Cisco was buying the Equipment for use at oil and gas job sites as part of Cisco's business. As evidenced by the numerous discussions and demonstrations of the Equipment, FB knew that Cisco was relying on FB's skill and judgment to provide equipment that would fit this purpose.

23. Despite this knowledge, FB delivered Equipment that was not fit for this particular purpose. The Trailers, Silo Sets, and Conveyors repeatedly failed to properly function and were routinely in need of constant repair.

24. Because of this non-conformance, Cisco was forced to remove the Equipment from the field, therefore depriving Cisco of the Equipment, its use, and attendant lease revenue. Thus, Cisco has been damaged and seeks recovery of damages, lost profits, punitive damages, court costs, and pre- and post-judgment interest.

Count 3: Breach of Implied Warranty of Good & Workmanlike Services (FB USA)

25. Cisco incorporate the preceding paragraphs as if set forth fully herein.

26. FB USA sold services to Cisco to repair and/or modify the Equipment. FB USA did not make these repairs in a good and workmanlike manner.

27. Because of this failure, Cisco was forced to remove the Equipment from the field, therefore depriving Cisco of the Equipment, its use, and attendant lease revenue. Thus, Cisco has been damaged and seeks recovery of damages, lost profits, punitive damages, court costs, and pre- and post-judgment interest.

VII. ATTORNEYS' FEES

28. Cisco seeks recovery of its reasonable attorneys' fees as allowed by Texas Civil Practices and Remedies Chapter 38 and applicable law and in equity.

VIII. CONDITIONS PRECEDENT

29. All conditions precedent to Cisco's claims for relief have been performed.

X. REQUEST FOR DISCLOSURE

30. Under Rule 194 of the Texas Rules of Civil Procedure, Cisco requests that FB disclose within fifty (50) days of service of this request, the information or material described in Rule 194.2(a)-(1).

XI. PRAAYER FOR RELIEF

For the reasons set forth above, Cisco respectfully prays that FB and FB USA be cited to appear and answer, and that this Court enter judgment on each of the claims in favor of Cisco and against FB and FB USA as follows:

- a) An award of actual, incidental, and consequential damages;
- b) An award of exemplary damages;
- c) Reasonable attorneys' fees and costs through entry of final judgment in

this action;

- d) Pre- and post-judgment interest; and
- e) Any other relief to which the Court finds proper or to which Plaintiff may show itself justly entitled.

Respectfully submitted,

/s/ Robert T. Slovak

Robert T. Slovak

Texas Bar No. 24013523

rslovak@foley.com

Brandon C. Marx

Texas State Bar No. 24098046

bmarx@foley.com

Foley & Lardner LLP

2021 McKinney Avenue, Suite 1600

Dallas, Texas 75201

(214) 999-3000 (telephone)

(214) 999-4667 (facsimile)

ATTORNEYS FOR PLAINTIFF

EXHIBIT 1

From: [Aaron Smith](#)
To: [Mark Holland](#)
Subject: RE: (EXTERNAL) Frac Sand dust suppression systems and controls; FB Industries Inc.
Date: Monday, October 31, 2016 3:47:00 PM
Attachments: [~WRD000.jpg](#)
[image002.png](#)
[image003.png](#)

I'm good on Thursday, let me know when you have time.

Thanks,

AARON SMITH

Materials Manager

ProFrac



777 Main Street Suite 3900
Fort Worth TX 76102
Cell: 254-334-8160
Office: 817-693-2804
asmith@profrac.com
www.profrac.com

From: Mark Holland [mailto:markh@fbindustriesinc.com]
Sent: Wednesday, October 26, 2016 3:19 PM
To: Aaron Smith <asmith@profrac.com>
Subject: (EXTERNAL) Frac Sand dust suppression systems and controls; FB Industries Inc.

Hello Aaron,

I am with FB Industries and we supply Pioneer all of their Sand Silos for on location sand storage. We have a new Frac Sand system that incorporates a new delivery system with integral dust control engineering controls.

I will be in FTW next week and would like to stop in and review the new technology and sand delivery system with you, Do you have a few minutes for me Wed/Thurs (3 or 4 – Nov) of next week?

Thanks and Regards...

Mark Holland



FB Industries Inc. | 7710-T Cherry Park Dr.
Suite 602 | Houston, TX 77095
Cell: 817-219-9649 | Ph: 204-325-7337
www.fbindustriesinc.com



This email has been checked for viruses by Avast antivirus software.
www.avast.com

EXHIBIT 2

From: [Ladd Wilks](#)
To: [Aaron Smith](#)
Subject: Re: (EXTERNAL) Re: MHolland; FB Industries demo in Granbury - possible 10-Nov; Thursday.
Date: Tuesday, November 8, 2016 12:39:52 PM
Attachments: [~WRD000.jpg](#)

Yes except I have a meeting at 9:00 in Cisco. I could do the afternoon.

Best Regards,

Ladd Wilks
Cell- 817-819-0833
Office- 817-850-3600

On Nov 8, 2016, at 11:33 AM, Aaron Smith <asmith@profrac.com> wrote:

Good morning Ladd-
You're probably familiar with these guys already....it's the same system Pioneer uses on their frac jobs. Would you be available/interested in seeing a demo on Thursday in Granbury?

Aaron

From: Mark Holland [<mailto:markh@fbindustriesinc.com>]
Sent: Tuesday, November 08, 2016 11:12 AM
To: Aaron Smith <asmith@profrac.com>
Subject: (EXTERNAL) Re: MHolland; FB Industries demo in Granbury - possible 10-Nov; Thursday.

Hello Aaron,
Any way you guys could meet us over in Granbury this Thurs to see a demo of our frac sand silo system?

Our president, Henry Friesen is in town and would like to have him meet your team during his trip this week.

Does this work for you and rest of your team?
Thank you.....Mark Holland
FB Industries - Global Sales
817.219.9649

Sent from my iPhone

On Nov 4, 2016, at 4:26 PM, Mark Holland <markh@fbindustriesinc.com> wrote:

Hello Aaron,
Just a quick note to thank you for spending time with me discussing our

latest technology concerning on-site delivery of sand and proppants. We believe we can add value to your sand delivery system and decrease the dust generated on location.

Could you see if this coming week is a good time for you and your team. Does this coming Thurs (10-Nov) mid-morning work for you? If so, please so advise.

Thanks and Bes Regards.

Mark Holland

<image001.png>

FB Industries Inc. | 7710-T Cherry Park Dr.
Suite 602 | Houston, TX 77095
Cell: 817-219-9649 | Ph: 204-325-7337
www.fbindustriesinc.com

<~WRD000.jpg>

This email has been checked for viruses by
Avast antivirus software.
www.avast.com

EXHIBIT 3

From: [Kolby Melton](#)
To: [Henry Friesen](#); [Randal Gentry](#); [MHolland](#)
Cc: [Jon Doell](#); tyler@fbindustriesinc.com
Subject: RE: (EXTERNAL) Re: RFQ
Date: Wednesday, June 7, 2017 12:41:00 PM

Good Afternoon,

Would it be possible to call me right away. I need to get a quote for a six silo package quickly. For now a verbal quote will do.

Thanks,

-----Original Message-----

From: Henry Friesen [<mailto:henry@fbindustriesinc.com>]
Sent: Wednesday, June 07, 2017 12:05 PM
To: Randal Gentry <randalg@fbindustriesincusa.com>; MHolland <markh@fbindustriesinc.com>
Cc: Kolby Melton <kmelton@ciscologistics.com>; Jon Doell <jon@fbindustriesinc.com>;
tyler@fbindustriesinc.com
Subject: (EXTERNAL) Re: RFQ

Mark

Can you please reach out to Kilby asap?

Henry

Sent from my iPhone

> On Jun 7, 2017, at 9:17 AM, Randal Gentry <randalg@fbindustriesincusa.com> wrote:
>
> Gentlemen,
> I'm introducing in Kolby Melton w/ Cisco logistics whom is looking for a quote for a silo package.
> --
> Randal Gentry Shop Supervisor FB Industries Inc. USA 223 Industrial Granbury ,TX 76048

EXHIBIT 4

From: [Mark Holland](#)
To: [Kolby Melton](#)
Subject: (EXTERNAL) Fwd: Cisco Logistics SS280 Quote
Date: Wednesday, June 7, 2017 2:03:32 PM
Attachments: [image001.png](#)
[170607 Cisco SS280 Quote 611.pdf](#)

Hello Kolby

Here is the quotation for a 6 pak of Sand Silos. Please let me know if you have any questions.

Thank you and Regards

Mark Holland

817.219.9649 - M.

Sent from my iPhone

Begin forwarded message:

From: "Jon Doell" <jon@fbindustriesinc.com>
Date: June 7, 2017 at 1:36:22 PM CDT
To: "'MHolland'" <markh@fbindustriesinc.com>
Cc: "'Tyler Friesen'" <tyler@fbindustriesinc.com>, "'Henry Friesen'" <henry@fbindustriesinc.com>
Subject: Cisco Logistics SS280 Quote

Mark,

Attached is a quote for Cisco.

Best regards,

Jon Doell



FB Industries Inc.
555 George Ave.
Box 449
Winkler, MB
R6W 4A6
PH: 204-325-7337
Fax: 204-331-1528
Cell: 204-332-3320

This e-mail and any attachments may contain confidential and privileged information. If you are not the intended recipient, please notify the sender immediately by return e-mail, delete this

e-mail and destroy any copies. Any dissemination or use of this information by a person other than the intended recipient is unauthorized and may be illegal.

FB Industries Inc.

555 George Avenue
Winkler, Manitoba R6W 4A6
Canada

QUOTE

Quote No.: 611
Date: 06/06/2017
Page: 1
Ship Date:

Sold To:

Clisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Ship To:

Clisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Business No.:

Item No.	Quantity	Unit	Description	Tax	Base Price	Disc %	Unit Price	Amount
SST50P	6	Each	SS-280 Sand Silo - 280 14' Diameter Silo Includes: Electrical Cords & Ends Standard Endura Paint System 2 - 4" Fill Tubes Center Cone Discharge Under-Silo Conveyor Fully-Enclosed Conveyor		162,500.00		162,500.00	US\$975,000.00
	6	Each	Level Measuring System Includes: Guided-Wave System Visual Representation of Silo Sand Level		8,900.00		8,900.00	US\$53,400.00
	6	Each	Dust Collection System Includes: Donaldson CPV-6		15,950.00		15,950.00	US\$95,700.00
	2	Each	Sand Silo Trailer Complete with Power Pack Includes: LED Lights DOT Approved Silo Grapple System Hydraulics on Back of Trailer Hydraulic Power Pack for SST50P 38HP Diesel Engine 60 Gallon Oil Reservoir Electric Start		167,000.00		167,000.00	US\$334,000.00
	1	Each	Cobra Conveyor System Includes: Trailer Mounted Conveyor System Control Panel to Operate Conveyors and Silos 480 Volt 3 Phase Power System 36" Belt		325,000.00		325,000.00	US\$325,000.00

Comments

Continued...

FB Industries Inc.

555 George Avenue
Winkler, Manitoba R6W 4A6
Canada

QUOTE

Quote No.: 611
Date: 06/06/2017
Page: 2
Ship Date:

Sold To:

Cisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Ship To:

Cisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Business No.:

Item No.	Quantity	Unit	Description	Tax	Base Price	Disc %	Unit Price	Amount
			Quote included a technician supplied by FB Industries on the first 6-pack of silos to train operator for system operation, mobilization and de-mobilization All Applicable Taxes Extra F.O.B. Granbury Texas Delivery begins approximately 14 weeks after receipt of down payment Terms: 1/3 down, 1/3 when first silo reaches paint, 1/3 on completion This price is held for 10 days only Subtotal:					US\$1,783,100.00
Shipped by							Total Amount	US\$1,783,100.00
Comments								
Sold By:								

EXHIBIT 5

From: [MHolland](#)
To: [Ladd Wilks](#); [Sean Mosher](#)
Cc: ["Henry Friesen"](#); ["Jon Doell"](#); ["Tyler Friesen"](#)
Subject: (EXTERNAL) RE: (EXTERNAL) RE: (EXTERNAL) RE: (EXTERNAL) FW: 170607_Cisco_5_x_SS280_Quote_612.pdf
Date: Tuesday, June 13, 2017 1:47:49 PM
Attachments: [image001.png](#)
[170613_Cisco_5_x_SS280_Quote_617.pdf](#)

Ladd,

You are correct, thanks for the note. Attached, you will find the revised quotation from the last discussion we had with Henry.

I will be meeting James at our yard in Granbury, TX tomm AM.

Please advise on your timing of the needed silos for your spread roll-out.

Thank you and Best Regards,

Mark Holland



From: Ladd Wilks [mailto:ladd@wilksbrothers.com]
Sent: Monday, June 12, 2017 6:31 PM
To: MHolland <markh@fbindustriesinc.com>
Cc: Sean Mosher <smosher@ciscologistics.com>
Subject: Re: (EXTERNAL) RE: (EXTERNAL) RE: (EXTERNAL) FW: 170607_Cisco_5_x_SS280_Quote_612.pdf

Mark,

The way I understood Henry is he took an additional \$150k off of where we were at \$7,725,000. Putting us at \$7,575,000.

Is that not correct?

Best Regards,

Ladd Wilks
Cell- 817-819-0833
Office- 817-850-3600

On Jun 12, 2017, at 6:23 PM, MHolland <markh@fbindustriesinc.com> wrote:

Hello Sean

Here is a revised pricing quotation for your review and follow-up discussion. This reflects the additional discount that Henry mentioned on last Friday.

Would like to call in AM to finalize the deal and expectations for delivery. Does that

work for you? What's a good time for a call tomm?

Thank you and Regards,

Mark Holland

<image001.png>

From: MHolland [<mailto:markh@fbindustriesinc.com>]
Sent: Friday, June 9, 2017 7:47 PM
To: 'Sean Mosher' <smosher@ciscologistics.com>; ladd@wilksbrothers.com
Cc: 'Henry Friesen' <henry@fbindustriesinc.com>; 'Tyler Friesen' <tyler@fbindustriesinc.com>; jon@fbindustriesinc.com
Subject: RE: (EXTERNAL) RE: (EXTERNAL) FW: 170607_Cisco_5_x_SS280_Quote_612.pdf

Sean

Thank you for arranging the meeting today for further discussions concerning the SS-280 Sand Silo packages. We are looking forward to working with the CISCO Logistics and ProFrac groups. Please see attached a final quotation for 5 sets of 280 Ton silos with conveyors and Scorpion erector trailers. We look forward to hearing back in the near future concerning this competitive pricing proposal.

Thank you and Best Regards,

Mark Holland

<image001.png>

From: Sean Mosher [<mailto:smosher@ciscologistics.com>]
Sent: Thursday, June 8, 2017 12:12 PM
To: 'MHolland' <markh@fbindustriesinc.com>
Subject: RE: (EXTERNAL) RE: (EXTERNAL) FW: 170607_Cisco_5_x_SS280_Quote_612.pdf

Thanks

From: MHolland [<mailto:markh@fbindustriesinc.com>]
Sent: Thursday, June 08, 2017 12:12 PM
To: Sean Mosher <smosher@ciscologistics.com>
Cc: Kolby Melton <kmelton@ciscologistics.com>
Subject: (EXTERNAL) RE: (EXTERNAL) FW: 170607_Cisco_5_x_SS280_Quote_612.pdf

OK, looks like cost differential for the 230 Ton gravity-feed silos would only be ~\$1000 less per silo; so about \$6000 less per 6 pak.

I hope this helps for evaluation purposes.

Thank you.

Mark Holland

<image001.png>

From: MHolland [<mailto:markh@fbindustriesinc.com>]
Sent: Thursday, June 8, 2017 12:02 PM
To: 'Sean Mosher' <smosher@ciscologistics.com>
Cc: kmelton@ciscologistics.com
Subject: RE: (EXTERNAL) FW: 170607_Cisco_5_x_SS280_Quote_612.pdf

Sean,

We can modify the larger silos to accommodate the gravity feed system. The capacity would be approx. 230 Tons for that design. 2.7 Million lbs for 6 pak.

However, it would add 6 weeks to delivery, as we do not have this system currently in final design. But we can put this design together for you guys, if that's what you want.

Additionally, we are happy to train your logistics group at our yard in Granbury until they have mastered the set-up/take-down of the silos in a controlled environment. How does this sound to you?

Thank you and Regards,

Mark Holland

<image001.png>

From: Sean Mosher [<mailto:smosher@ciscologistics.com>]
Sent: Thursday, June 8, 2017 9:56 AM
To: 'MHolland' <markh@fbindustriesinc.com>
Subject: RE: (EXTERNAL) FW: 170607_Cisco_5_x_SS280_Quote_612.pdf

Would removing the additional belt and gravity feeding on the 280 save any \$\$?

From: MHolland [<mailto:markh@fbindustriesinc.com>]
Sent: Thursday, June 08, 2017 9:36 AM
To: Sean Mosher <smosher@ciscologistics.com>
Subject: (EXTERNAL) FW: 170607_Cisco_5_x_SS280_Quote_612.pdf

Hey Sean,

Sorry I did not copy you on this last night. Here is some pictures of the smaller gravity-feed sand silos (190 Ton). Also a brochure of technical specifications on the 280 Ton Sand Silo system.

Thank you and Regards,

Mark Holland

<image001.png>

From: MHolland [<mailto:markh@fbindustriesinc.com>]

Sent: Wednesday, June 7, 2017 11:21 PM

To: kmelton@ciscologistics.com

Subject: 170607_Cisco_5_x_SS280_Quote_612.pdf

Kolby

Here are a few pictures of the 190 Ton system gravity feed system (even though it says 170 T). Also, I have attached some technical info for the 280 Ton system.

Hopefully, this lands atop the pile in the AM.

Thanks and Regards,

Mark Holland

<image001.png>

From: Mark Holland [<mailto:markh@fbindustriesinc.com>]

Sent: Wednesday, June 7, 2017 4:04 PM

To: Kolby Melton <kmelton@ciscologistics.com>

Subject: Re: (EXTERNAL) 170607_Cisco_5_x_SS280_Quote_612.pdf

Kolby

Proposed delivery schedule is 14 weeks for first 6-pack, and then a 6-pack every 2 weeks after.

Please advise if questions.

Thanks.....MHolland

Sent from my iPhone

On Jun 7, 2017, at 2:44 PM, Kolby Melton <kmelton@ciscologistics.com> wrote:

Thanks for the quick response.

Thanks,

<image002.png>

From: Mark Holland [<mailto:markh@fbindustriesinc.com>]

Sent: Wednesday, June 07, 2017 2:24 PM

To: Kolby Melton <kmelton@ciscologistics.com>

Subject: (EXTERNAL) 170607_Cisco_5_x_SS280_Quote_612.pdf


Hey Kolby

Here is the quotation for 5 sets of 6 (ea) paks. Please advise if questions.

Best Regards.....MHolland

817.219.9649

Sent from my iPhone

 Virus-free. www.avast.com

<170612_Cisco_5_x_SS280_Quote_612.pdf>

FB Industries Inc.

555 George Avenue
Winkler, Manitoba R6W 4A6
Canada

QUOTE

Quote No.: 617
Date: 06/13/2017
Page: 1
Ship Date:

Sold To:

Clisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Ship To:

Clisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Business No.:

Item No.	Quantity	Unit	Description	Tax	Base Price	Disc %	Unit Price	Amount
SST50P	30	Each	SS-280 Sand Silo - 280 14' Diameter Silo Includes: Electrical Cords & Ends Standard Endura Paint System 2 - 4" Fill Tubes Center Cone Discharge Under-Silo Conveyor Fully-Enclosed Conveyor		158,000.00		158,000.00	US\$4,740,000.00
	30	Each	Level Measuring System Includes: Guided-Wave System Visual Representation of Silo Sand Level		8,900.00		8,900.00	US\$267,000.00
	30	Each	Dust Collection System Includes: Donaldson CPV-6		15,950.00		15,950.00	US\$478,500.00
	7	Each	Sand Silo Trailer Complete with Power Pack Includes: LED Lights DOT Approved Silo Grapple System Hydraulics on Back of Trailer Hydraulic Power Pack for SST50P 38HP Diesel Engine 60 Gallon Oil Reservoir Electric Start		167,000.00		167,000.00	US\$1,169,000.00
	5	Each	Cobra Conveyor System Includes: Trailer Mounted Conveyor System Control Panel to Operate Conveyors and Silos 480 Volt 3 Phase Power System 36" Belt		300,000.00		300,000.00	US\$1,500,000.00
	5	Each	First Time Buyer Discount		-82,500.00		-82,500.00	-US\$412,500.00
	1	Each	First Time Trailer Discount		-167,000.00		-167,000.00	-US\$167,000.00

Comments

Continued...

FB Industries Inc.

555 George Avenue
Winkler, Manitoba R6W 4A6
Canada

QUOTE

Quote No.: 617
Date: 06/13/2017
Page: 2
Ship Date:

Sold To:

Cisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Ship To:

Cisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Business No.:

Item No.	Quantity	Unit	Description	Tax	Base Price	Disc %	Unit Price	Amount
			Quote included a technician supplied by FB Industries on the first 6-pack of silos to train operator for system operation, mobilization and de-mobilization All Applicable Taxes Extra F.O.B. Granbury Texas Delivery begins approximately 14 weeks after receipt of down payment Terms: 50% down, 25% when first silo of third 6-pack reaches paint, 25% on completion This price is held for 10 days only Subtotal:					US\$7,575,000.00
Shipped by							Total Amount	US\$7,575,000.00
Comments								
Sold By:								

EXHIBIT 6

From: [Henry Friesen](#)
To: [Sean Mosher](#)
Cc: [Ladd Wilks](#); [Derek Loewen](#); [Tyler Friesen](#); [Mark Holland](#); [Jon Doell](#); [Eileen Taylor](#)
Subject: (EXTERNAL) Re: (EXTERNAL) Re: Cisco Logistics logo
Date: Sunday, July 2, 2017 7:21:13 PM
Attachments: [attachment 1.pdf](#)

All

Attached is a quote with 4 less trailers as requested.

Please let us know if you need anything else.

Thanks so much for working with us.

Henry

Sent from my iPhone

On Jun 30, 2017, at 5:40 PM, Sean Mosher <smosher@ciscologistics.com> wrote:

Henry,

We are ready to move for and issue a PO. Do you have a moment to talk this evening?

Sean

From: Ladd Wilks
Sent: Friday, June 23, 2017 5:29 PM
To: Henry Friesen <henry@fbindustriesinc.com>; Derek Loewen <derekl@fbindustriesinc.com>
Cc: Tyler Friesen <tyler@fbindustriesinc.com>; Mark Holland <markh@fbindustriesinc.com>; Jon Doell <jon@fbindustriesinc.com>; Eileen Taylor <etaylor@wilksbrothers.com>; Sean Mosher <smosher@ciscologistics.com>
Subject: RE: (EXTERNAL) Re: Cisco Logistics logo

Henry,

Silo mock up 1 looks great! Thanks guys have a great weekend.

<image001.jpg>

From: Henry Friesen [<mailto:henry@fbindustriesinc.com>]
Sent: Friday, June 23, 2017 2:31 PM
To: Derek Loewen <derekl@fbindustriesinc.com>
Cc: Tyler Friesen <tyler@fbindustriesinc.com>; Ladd Wilks <ladd@wilksbrothers.com>;

Mark Holland <markh@fbindustriesinc.com>; Jon Doell <jon@fbindustriesinc.com>

Subject: (EXTERNAL) Re: Cisco Logistics logo

Thank you.

Your thought Ladd?

Henry

Sent from my iPhone

On Jun 23, 2017, at 2:15 PM, Derek Loewen <derekl@fbindustriesinc.com> wrote:

See attached for a couple logo/paint options:

Derek Loewen
Media Design & Development



FB Industries Inc.
Box 449
Winkler, MB
R6W 4A6
Phone: [204-325-7337](tel:204-325-7337)
Cell: [204-362-7958](tel:204-362-7958)
www.fbindustriesinc.com

On Fri, Jun 23, 2017 at 8:53 AM, Henry Friesen <henry@fbindustriesinc.com> wrote:

Tyler.

Can you and your team do a few mock ups using a white tank then maybe a few options with a blue band at the top.

Maybe one about 3' and a 6'.

Then place their logo below.

SS280

Henry

Sent from my iPhone

Begin forwarded message:

From: Eileen Taylor <etaylor@wilksbrothers.com>

Date: June 23, 2017 at 8:31:44 AM CDT

To: "henry@fbindustriesinc.com"

[<henry@fbindustriesinc.com>](mailto:henry@fbindustriesinc.com)

Subject: Cisco Logistics logo

Good morning,

Ladd has asked me to send you our logo.
Please see attached. Let me know if you need anything
else.

Thank you,

[<image001.jpg>](#)

[<blueLogobmp_Page2.bmp>](#)

[<Cisco SS-280 Silo Mockup 1.jpg>](#)

[<Cisco SS-280 Silo Mockup 2.jpg>](#)

FB Industries Inc.

555 George Avenue
Winkler, Manitoba R6W 4A6
Canada

QUOTE

Quote No.: 640
Date: 06/30/2017
Page: 1
Ship Date:

Sold To:

Cisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Ship To:

Cisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Business No.:

Item No.	Quantity	Unit	Description	Tax	Base Price	Disc %	Unit Price	Amount
	30	Each	SS-280 Sand Silo - 280 14' Diameter Silo Includes: Electrical Cords & Ends Standard Endura Paint System 2 - 4" Fill Tubes Center Cone Discharge Under-Silo Conveyor Fully-Enclosed Conveyor		158,000.00		158,000.00	US\$4,740,000.00
	30	Each	Level Measuring System Includes: Guided-Wave System Visual Representation of Silo Sand Level		8,900.00		8,900.00	US\$267,000.00
	30	Each	Dust Collection System Includes: Donaldson CPV-6		15,950.00		15,950.00	US\$478,500.00
SST50P	3	Each	Sand Silo Trailer Complete with Power Pack Includes: LED Lights DOT Approved Silo Grapple System Hydraulics on Back of Trailer Hydraulic Power Pack for SST50P 38HP Diesel Engine 60 Gallon Oil Reservoir Electric Start		167,000.00		167,000.00	US\$501,000.00
	5	Each	Cobra Conveyor System Includes: Trailer Mounted Conveyor System Control Panel to Operate Conveyors and Silos 480 Volt 3 Phase Power System 36" Belt		300,000.00		300,000.00	US\$1,500,000.00
	5	Each	First Time Buyer Discount		-82,500.00		-82,500.00	-US\$412,500.00
	1	Each	First Time Trailer Discount		-167,000.00		-167,000.00	-US\$167,000.00

Comments

Continued...

FB Industries Inc.

555 George Avenue
Winkler, Manitoba R6W 4A6
Canada

QUOTE

Quote No.: 640
Date: 06/30/2017
Page: 2
Ship Date:

Sold To:

Cisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Ship To:

Cisco Logistics
12219 IH-20
Cisco, Texas 76437
USA

Business No.:

Item No.	Quantity	Unit	Description	Tax	Base Price	Disc %	Unit Price	Amount
			Quote included a technician supplied by FB Industries on the first 6-pack of silos to train operator for system operation, mobilization and de-mobilization					
			All Applicable Taxes Extra F.O.B. Granbury Texas Delivery begins approximately 14 weeks after receipt of down payment					
			Terms: 50% down, 25% when first silo of third 6-pack reaches paint, 25% on completion This price is held for 10 days only					
			Subtotal:					US\$6,907,000.00
Shipped by							Total Amount	US\$6,907,000.00
Comments								
Sold By:								

EXHIBIT 7

From: [Sean Mosher](#)
To: "Henry Friesen"
Cc: [Ladd Wilks](#); [Jon Doell](#)
Subject: RE: (EXTERNAL) FW: Cisco
Date: Thursday, July 13, 2017 11:19:00 AM
Attachments: [img20170713_11153872.pdf](#)
[image001.png](#)

Henry,

Please see attached PO to complete the purchase. The wire for the 40% will go out tomorrow morning 7/14/2017. Please let me know if you need anything further.

Sean

From: Henry Friesen [mailto:henry@fbindustriesinc.com]
Sent: Wednesday, July 12, 2017 9:45 AM
To: Sean Mosher <smosher@ciscologistics.com>
Cc: Ladd Wilks <ladd@wilksbrothers.com>; Jon Doell <jon@fbindustriesinc.com>
Subject: (EXTERNAL) FW: Cisco

From: Jon Doell [<mailto:jon@fbindustriesinc.com>]
Sent: Wednesday, July 12, 2017 8:34 AM
To: 'Henry Friesen'
Cc: 'Tyler Friesen'
Subject: Cisco

Henry, Quote at 40% down payment attached.

Best regards,

Jon Doell



FB Industries Inc.
555 George Ave.
Box 449
Winkler, MB
R6W 4A6
PH: 204-325-7337
Fax: 204-331-1528
Cell: 204-332-3320

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PURCHASE ORDER

Cisco Logistics, LLC.

12219 IH-20
 Cisco, Tx. 76437
 254-334-7700
ap@ciscologistics.com

P.O. NO. 40-1063
 DATE July 13, 2017
 CUSTOMER ID FBIGB001

VENDOR FB Industries Inc.
 555 Georga Avenue
 Winkler, Manitoba R6W 4A6
 Canada

SHIP TO Cisco Logistics, LLC
 12219 IH-20
 Cisco, Tx. 76437

SHIPPING METHOD	SHIPPING TERMS	DELIVERY DATE
Customer P/U	As Completed	See Attached

QTY	ITEM #	DESCRIPTION	JOB	UNIT PRICE	LINE TOTAL
30.00	SS-280	Sand Silo		\$ 158,000.00	\$ 4,740,000.00
30.00		Level Measuring Systems		8,900.00	267,000.00
30.00	CPV-6	Dust Control System		15,950.00	478,500.00
3.00	SSt50P	Sand Silo Trailer W/Power Pack		167,000.00	501,000.00
5.00		Cobra Conveyor Systems		300,000.00	1,500,000.00
5.00		First Time Buyer Discount		(82,500.00)	(412,500.00)
1.00		First Time Trailer Discount		(167,000.00)	(167,000.00)
		40% Deposit		2,762,800.00	
		30% Wne 1st of 3rd 6 Pack Del.		2,072,100.00	
		30% on Completion		2,072,100.00	

SUBTOTAL	\$ 6,907,000.00
SALES TAX	
TOTAL	\$ 6,907,000.00

- Please send two copies of your invoice.
- Enter this order in accordance with the prices, terms, delivery method, and specifications listed above.
- Please notify us immediately if you are unable to ship as specified.
- Send all correspondence to:
 [Name]
 [Street Address]
 [City, ST ZIP Code]
 [Phone]
 [Fax]

[Signature]

 Authorized by

7/13/17

 Date

EXHIBIT 8

From: [Jon Doell](#)
To: [Sean Mosher](#)
Cc: henry@fbindustriesinc.com; tyler@fbindustriesinc.com
Subject: (EXTERNAL) FB Industries Silo & Atlas Quotes
Date: Friday, September 1, 2017 6:11:56 PM
Attachments: [image001.png](#)
[170901_Cisco_30_SS280_Quote_694.pdf](#)
[170901_Cisco_5_Atlas_Quote_695.pdf](#)

Good Afternoon Sean,

As per Henry's request, I have attached a quote for a further 5 six-packs of silos. These silos would be set-up to work with our Atlas conveyor system. We currently should be able to complete 1 six-pack every 2 weeks starting early 2018.

I have also added a quote for 5 Atlas conveyors. This is preliminary pricing, and is subject to change.

We are working on pricing on the hopper-bottom trailers, and should have something ready mid-next week.

Best regards,

Jon Doell



FB Industries Inc.
555 George Ave.
Box 449
Winkler, MB
R6W 4A6
PH: 204-325-7337
Fax: 204-331-1528
Cell: 204-332-3320

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FB Industries Inc.

555 George Avenue
Winkler, Manitoba R6W 4A6
Canada

QUOTE

Quote No.: 694
Date: 09/01/2017
Page: 1
Ship Date:

Sold To:

Cisco Logistics , LLC
12219 IH-20
Cisco, Texas 76437
USA

Ship To:

Cisco Logistics , LLC
12219 IH-20
Cisco, Texas 76437
USA

Business No.:

Item No.	Quantity	Unit	Description	Tax	Base Price	Disc %	Unit Price	Amount
	30	Each	SS-280 Sand Silo - 280 14' Diameter Silo Includes: Electrical Cords & Ends 2 - 4" Fill Tubes Center Cone Discharge Under-Silo Conveyor Fully-Enclosed Conveyor		159,900.00		159,900.00	US\$4,797,000. 00
	30	Each	Level Measuring System Includes: Guided-Wave System Visual Representation of Silo Sand Level		8,900.00		8,900.00	US\$267,000.00
	30	Each	Dust Collection System Includes: Donaldson CPV-6		15,950.00		15,950.00	US\$478,500.00
	30	Each	Top-Fill Conversion Kit Includes: Top Lid Assembly Silo Lid Control Panel Air & Electrical Lines		5,900.00		5,900.00	US\$177,000.00
SST50P	7	Each	Sand Silo Trailer Complete with Power Pack Includes: LED Lights DOT Approved Silo Grapple System Hydraulics on Back of Trailer Hydraulic Power Pack for SST50P 38HP Diesel Engine 60 Gallon Oil Reservoir Electric Start		174,500.00		174,500.00	US\$1,221,500. 00
	5	Each	Cobra Conveyor System Includes: Trailer Mounted Conveyor System Control Panel to Operate Conveyors and Silos 480 Volt 3 Phase Power System		375,000.00		375,000.00	US\$1,875,000. 00

Comments

Continued...

FB Industries Inc.

555 George Avenue
Winkler, Manitoba R6W 4A6
Canada

QUOTE

Quote No.: 694
Date: 09/01/2017
Page: 2
Ship Date:

Sold To:

Cisco Logistics , LLC
12219 IH-20
Cisco, Texas 76437
USA

Ship To:

Cisco Logistics , LLC
12219 IH-20
Cisco, Texas 76437
USA

Business No.:

Item No.	Quantity	Unit	Description	Tax	Base Price	Disc %	Unit Price	Amount
			36" Belt Quote included a technician supplied by FB Industries on the first 6-pack of silos to train operator for system operation, mobilization and de-mobilization All Applicable Taxes Extra F.O.B. Granbury Texas Delivery schedule to be provided Terms: 10% down, 30% activation payment, 30% when first silo of third 6-pack reaches paint, 30% on completion This price is held for 10 days only Subtotal:					US\$8,816,000.00
Shipped by							Total Amount	US\$8,816,000.00
Comments								
Sold By:								

FB Industries Inc.

555 George Avenue
Winkler, Manitoba R6W 4A6
Canada

QUOTE

Quote No.: 695
Date: 09/01/2017
Page: 1
Ship Date:

Sold To:

Cisco Logistics , LLC
12219 IH-20
Cisco, Texas 76437
USA

Ship To:

Cisco Logistics , LLC
12219 IH-20
Cisco, Texas 76437
USA

Business No.:

Item No.	Quantity	Unit	Description	Tax	Base Price	Disc %	Unit Price	Amount
	5	Each	Atlas Drive-Over Silo Loading Conveyor System Includes: Completely Mobile, Self Contained Silo Loading Conveyor System Drive-Over Ramps to allow for Bottom-Dump Trailer Loading Two Drive-Over Lanes Custom Paddle Belt Lifting Conveyor Dust Mitigation Spouting to Load Silos 360 Degree Rotating and Telescoping Spout to allow filling of 6-Pack from 1 Location All Applicable Taxes Extra F.O.B. Winkler, MB Price is subject to change Terms: 40% Down, 30% Progress Payment, 30% Complete Subtotal:		800,000.00		800,000.00	US\$4,000,000.00
								US\$4,000,000.00
Shipped by							Total Amount	US\$4,000,000.00
Comments								
Sold By:								

EXHIBIT 9

From: [Shawn Strome](#)
To: [Sean Mosher](#)
Cc: johnf@fbindustriesinc.com; [Henry Friesen](#); [Jon Doell](#)
Subject: (EXTERNAL) Re: (EXTERNAL) Cisco Logistics Down payment & Activation payment invoice
Date: Friday, October 6, 2017 4:10:24 PM
Attachments: [image001.png](#)
[Cisco Trucking, LLC-PO#SM.pdf](#)

Please see attached revised invoice made to Cisco Trucking, LLC. Thanks

On Fri, Oct 6, 2017 at 4:06 PM, Sean Mosher <sean.mosher@ciscologistics.com> wrote:

John,

As we discussed yesterday, this needs to be made out to Cisco Trucking please.

From: johnf@fbindustriesinc.com [mailto:johnf@fbindustriesinc.com]
Sent: Friday, October 06, 2017 10:20 AM
To: Sean Mosher <sean.mosher@ciscologistics.com>; 'Henry Friesen' <henry@fbindustriesinc.com>; 'Jon Doell' <jon@fbindustriesinc.com>
Cc: 'Shawn Strome' <shawns@fbindustriesinc.com>
Subject: (EXTERNAL) Cisco Logistics Down payment & Activation payment invoice

Good morning Sean,

I have attached an invoice for down payment and activation for your next order. Please review and let us know if you have any questions. I have also attached our company wire transfer information. Finally, please send us an official PO, and let us know when the payment has been processed so we can activate the project on our end. Thank you again for your order, and we look forward to our continued work on these projects with you and your team.

Best Regards,

John Friesen



FB Industries Inc.

[555 George Ave.](#)

Box 449

Winkler, Manitoba, Canada

R6W 4A6

www.fbindustriesinc.com

Ph: [204 325 7337](tel:2043257337)

Fax: [204 331 1528](tel:2043311528)

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--

Shawn Strome



FB Industries Inc.

555 George Ave.

Box 449

Winkler, MB. Canada

R6W 4A6

PH: [204-325-7337](tel:2043257337)

Fax: [204-331-1528](tel:204-331-1528)

www.fbindustriesinc.com

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EXHIBIT 10

From: [Henry Friesen](#)
To: [Sean Mosher](#)
Cc: [Randal Gentry](#); [Steven Gentry](#); markh@fbindustriesinc.com; [Jon Doell](#); [James Loewen](#); [Tyler Friesen](#)
Subject: (EXTERNAL) RE: Scorpion
Date: Wednesday, December 20, 2017 5:32:16 PM

I would not except that.

We will make sure it gets a rework for sure.

Would you prefer to use it, then bring it to us at a later date and we di it then, or we can do it asap.

Whatever works best for you.

FB Team

The issue is the trailer looks bad, and we are asking them to sign off on it.

I am committing to Cisco that we have to make the trailer look good, not like its 5 years old.

Options are we get it back here and we get Cancade or Robbins in Fort Worth to repair cylinders and repaint the rust/worm areas to make it look nice.

Henry

-----Original Message-----

From: Sean Mosher [<mailto:sean.mosher@ciscologistics.com>]

Sent: Wednesday, December 20, 2017 4:34 PM

To: 'Henry Friesen'

Subject: FW: Scorpion

-----Original Message-----

From: Dustin Hamscher

Sent: Wednesday, December 20, 2017 4:30 PM

To: Sean Mosher <sean.mosher@ciscologistics.com>

Subject: Scorpion

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believe that you may have received this e-mail in error, please contact the sender immediately by replying to this email and please permanently delete all copies of this email, including any sent (reply) copy, from your computer. The sender can also be contacted by telephone at (254) 334-7700 or (844) 247-2654.

EXHIBIT 11

From: [Sean Mosher](#)
To: henry@fbindustriesinc.com; [Dustin Hamscher](#)
Subject: Silo down
Date: Friday, November 24, 2017 11:13:18 PM

Silo 3 auma motor has been out since Tuesday and we are having to manually open and close the door. Do you know why Steve went all the way to LA without a replacement in hand and then had to go all back Odessa to remove one from our other silos? Not having spare parts and this kind of slow repair time is not making me feel very confident. We have not sent one set of silos (BM included) to the field without major issues.

Regards,
Sean

**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	

DECLARATION OF JEFFREY SIELINSKI IN SUPPORT OF REORGANIZED DEBTORS’ OBJECTION TO PROOF OF CLAIM NO. 448 (CISCO LOGISTICS, LLC)

I, Jeffrey Sielinski, hereby declare under penalty of perjury:

1. I am a Senior Director with Alvarez & Marsal North America, LLC, (“**A&M**”), a restructuring advisory services firm with numerous offices throughout the country.³ I, along with my colleagues at A&M, have been engaged by the Reorganized Debtors to provide various restructuring and financial services. In my current position with the Reorganized Debtors, I am responsible for all claims management related matters. I am generally familiar with the Reorganized Debtors’ day-to-day operations, financing arrangements, business affairs, and books and records that reflect, among other things, the Reorganized Debtors’ liabilities and the amount

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 that case.

³ Capitalized terms used but not otherwise defined in this Declaration have the meanings given to them in the Objection.

thereof owed to their creditors as of the Petition Date. I am above 18 years of age, and I am competent to testify.

2. I submit this declaration (this “**Declaration**”) in support of the *Reorganized Debtors’ Objection to Proof of Claim No. 448 (Cisco Logistics, LLC)* (the “**Objection**”) and am directly, or by and through the Reorganized Debtors’ advisors and personnel, familiar with the information contained therein and the Disputed Claim. I am authorized to submit this declaration on the Reorganized Debtors’ behalf. Except as otherwise indicated, all facts set forth in this Declaration are based upon my personal knowledge of the Reorganized Debtors’ operations and finances, information learned from my review of relevant documents, and information I have received from other members of the Reorganized Debtors’ management, the Reorganized Debtors’ employees or the Reorganized Debtors’ advisors. As to matters regarding state and federal law, including bankruptcy law, I have relied on the advice of counsel. If I were called upon to testify, I could and would testify competently to the facts set forth in this Declaration on that basis.

3. To the best of my knowledge, information, and belief, insofar as I have been able to ascertain after reasonable inquiry, considerable time and resources have been expended to ensure a high level of diligence in reviewing and reconciling the proofs of claim filed against the Reorganized Debtors in the chapter 11 cases. In evaluating the Disputed Claim, the Reorganized Debtors and/or their advisors thoroughly reviewed the Reorganized Debtors’ books and records and the Disputed Claim (as well as any supporting documentation) and have determined that the Disputed Claim should be disallowed in its entirety for the reasons set forth in the Objection.

4. Failure to disallow the Disputed Claim could result in the Claimant receiving an unwarranted recovery—to the detriment of similarly situated creditors with legitimate claims. Thus, I believe that disallowance of the Disputed Claim in its entirety is appropriate.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing statements are true and correct to the best of my knowledge, information, and belief.

Dated: April 8, 2021

Respectfully submitted,

/s/ Jeffrey Sielinski

Jeffrey Sielinski, Senior Director
Alvarez & Marsal North America, LLC

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

----- X
In re: : **Chapter 11**
:
Hi-Crush Permian Sand LLC : **Case No. 20-33505 (DRJ)**
: **(Jointly Administered)**
Reorganized Debtor : **(Formerly Jointly Administered under Lead**
: **Case: Hi-Crush Inc., Case No. 20-33495)**
----- X

CERTIFICATE OF SERVICE

I, Jonathan J. Thomson, depose and say that I am employed by Kurtzman Carson Consultants LLC (KCC), the claims and noticing agent for the Debtors in the above-captioned case.

On April 8, 2021, at my direction and under my supervision, employees of KCC caused to be served the following documents via Electronic Mail upon the service list attached hereto as **Exhibit A**; and via First Class Mail upon the service list attached hereto as **Exhibit B**:

- **Notice of Reorganized Debtors’ Second Omnibus Claim Objection (Satisfied Claims)** [Substantially in the form attached as Exhibit 2 to Docket No. 477]
- **Procedures for Filing Omnibus Claims Objection** [Substantially in the form attached as Exhibit 1 to Docket No. 477]
- **Reorganized Debtors’ Twelfth Omnibus Objection to Certain Claims (Equipment Finance Claims)** [Docket No. 81]

Furthermore, on April 8, 2021, at my direction and under my supervision, employees of KCC caused to be served the following documents via Electronic Mail upon the service list attached hereto as **Exhibit C**; and via First Class Mail upon the service list attached hereto as **Exhibit D**:

- **Notice of Reorganized Debtors’ Second Omnibus Claim Objection (Satisfied Claims)** [Substantially in the form attached as Exhibit 2 to Docket No. 477]
- **Procedures for Filing Omnibus Claims Objection** [Substantially in the form attached as Exhibit 1 to Docket No. 477]
- **Reorganized Debtors’ Thirteenth Omnibus Objection to Certain Claims (Late-Filed Claims and Satisfied Claims)** [Docket No. 82]

Furthermore, on April 8, 2021, at my direction and under my supervision, employees of KCC caused to be served the following documents via Electronic Mail upon the service list attached hereto as **Exhibit E**; and via First Class Mail upon the service list attached hereto as **Exhibit F**:

- **Notice of Reorganized Debtors' Second Omnibus Claim Objection (Satisfied Claims)** [Substantially in the form attached as Exhibit 2 to Docket No. 477]
- **Procedures for Filing Omnibus Claims Objection** [Substantially in the form attached as Exhibit 1 to Docket No. 477]
- **Reorganized Debtors' Fourteenth Omnibus Objection to Certain Claims (Wisconsin Tort Claims)** [Docket No. 83]

Furthermore, on April 8, 2021, at my direction and under my supervision, employees of KCC caused to be served the following document via Electronic Mail upon the service list attached hereto as **Exhibit G**; and via First Class Mail upon the service list attached hereto as **Exhibit H**:

- **Reorganized Debtors' Objection to Proof of Claim No. 80 (Brush's Lawn Care and Snow Removal, LLC)** [Docket No. 84]

Furthermore, on April 8, 2021, at my direction and under my supervision, employees of KCC caused to be served the following document via Electronic Mail upon the service list attached hereto as **Exhibit I**; and via First Class Mail upon the service list attached hereto as **Exhibit J**:

- **Reorganized Debtors' Objection to Proof of Claim No. 214 (Delma Ramirez)** [Docket No. 85]

Furthermore, on April 8, 2021, at my direction and under my supervision, employees of KCC caused to be served the following document via Electronic Mail upon the service list attached hereto as **Exhibit K**; and via First Class Mail upon the service list attached hereto as **Exhibit L**:

- **Reorganized Debtors' Objection to Proof of Claim No. 547 (Sigmund Knox)** [Docket No. 87]

(Continued on Next Page)

Furthermore, on April 8, 2021, at my direction and under my supervision, employees of KCC caused to be served the following documents via Electronic Mail upon the service list attached hereto as **Exhibit M**; and via First Class Mail upon the service list attached hereto as **Exhibit N**:

- **Reorganized Debtors' Objection to Proof of Claim No. 448 (Cisco Logistics, LLC)** [Docket No. 89]
- **Additional Attachments to the Reorganized Debtors' Objection to Proof of Claim No. 448 (Cisco Logistics, LLC)** [Docket No. 90]

Dated: April 9, 2021

/s/ Jonathan J. Thomson

Jonathan J. Thomson

KCC

222 N Pacific Coast Highway, 3rd Floor

El Segundo, CA 90245

Tel 310.823.9000

EXHIBIT A

Twelfth Omnibus Objection
Served via Electronic Mail

CreditorName	CreditorNoticeName	Email
Crestmark Vendor Finance, a division of MetaBank	Crestmark, A Division of Metabank	PHAGE@JAFFELAW.COM
Crestmark Vendor Finance, a division of MetaBank	Paul R. Hage	phage@jaffelaw.com
Equify Financial, LLC	Attn Michael Davied, Collections Manager	michael.davied@equifyllc.com
Equify Financial, LLC	c/o Aimee Furness	aimee.furness@haynesboone.com
Stearns Bank National Association	Hannah Gilbert	hannahg@stearnsbank.com

EXHIBIT B

Exhibit B

Twelfth Omnibus Objection
Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip
Crestmark Vendor Finance, a division of MetaBank	Crestmark, A Division of Metabank	Charles Meier	5480 Corporate Drive, Suite 350	27777 Franklin, Suite 2500	Troy	MI	48098
Crestmark Vendor Finance, a division of MetaBank	Paul R. Hage	Jaffe Raitt Heuer Weiss, P.C.	27777 Franklin, Suite 2500		Southfield	MI	48034
Equify Financial, LLC	Attn Michael Davied, Collections Manager	777 Main Street, Suite 3900			Fort Worth	TX	76102
Equify Financial, LLC	c/o Aimee Furness	Haynes and Boone, LLP	2323 Victory Avenue, Suite 700		Dallas	TX	75219
Stearns Bank National Association	Hannah Gilbert	4191 2nd Street South			St. Cloud	MN	56301

EXHIBIT C

**Thirteenth Omnibus Objection
 Served via Electronic Mail**

CreditorName	CreditorNoticeName	Email
Cypress-Fairbanks ISD	Linebarger Goggan Blair & Sampson, LLP	houston_bankruptcy@publicans.com
David Halvorson		dhalvorson@tyri.us
Department of Treasury - Internal Revenue Service	Internal Revenue Service	vera.m.caine@irs.gov
Ector CAD	Linebarger Goggan Blair & Sampson, LLP	sanantonio.bankruptcy@publicans.com
Frederick Snyder		ts-27@sbcglobal.net
Harris County, et al	Tara L. Grundemeier	houston_bankruptcy@publicans.com
Jordan McGovern		jordanmcgovern@yahoo.com
KANE, JOHN A		jkaneec@gmail.com
Midland Central Appraisal District, et al.	Tara LeDay	tleday@mvalaw.com
Say Communications, LLC		billing@saytechnologies.com
Trempealeau County Treasurer	Laurie Halama, Treasurer	LAURIE.HALAMA@CO.TREMPEALEAU.WI.US

EXHIBIT D

Exhibit D

Thirteenth Omnibus Objection

Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	Address2	City	State	Zip
Cypress-Fairbanks ISD	Linebarger Goggan Blair & Sampson, LLP	PO Box 3064		Houston	TX	77253-3064
Cypress-Fairbanks ISD		10494 Jones Rd Rm 106		Houston	TX	77065
David Halvorson		N16601 Shoreline Dr		Pembine	WI	54156
Department of Treasury - Internal Revenue Service	Internal Revenue Service	1919 Smith Street	M/S 5022HOU	Houston	TX	77002
Department of Treasury - Internal Revenue Service	Internal Revenue Service	PO Box 7346		Philadelphia	PA	19101-7346
Ector CAD	Linebarger Goggan Blair & Sampson, LLP	112 E. Pecan Street, Suite 2200		San Antonio	TX	78205
Ector CAD		1301 E 8th St		Odessa	TX	79761-4703
Frederick Snyder		3028 Corte Portal		Newport Beach	CA	92660
Harris County, et al	Tara L. Grundemeier	Linebarger Goggan Blair & Sampson, LLP	PO Box 3064	Houston	TX	77253-3064
Harris County, et al		PO Box 3547		Houston	TX	77253-3547
Jordan McGovern		18090 Nw Cornell Rd, Apt. B		Beaverton	OR	97006
KANE, JOHN A		1211 WILSON DR		EAU CLAIRE	WI	54703
Midland Central Appraisal District, et al.	Midland Central Appraisal District	P.O. Box 908002		Midland	TX	79708-0002
Midland Central Appraisal District, et al.	Tara LeDay	McCreary, Veselka, Bragg & Allen, P.C.	P.O. Box 1269	Round Rock	TX	78680-1269
Say Communications, LLC		155 Wooster Street, Suite #4F		New York	NY	10012
Trempealeau County Treasurer	Laurie Halama, Treasurer	36245 Main Street	P.O. Box 67	Whitehall	WI	54773

EXHIBIT E

Fourteenth Omnibus Objection
 Served via Electronic Mail

CreditorName	CreditorNoticeName	Email
Amy Kulig	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Angela Sylla	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Ann Sylla	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Beth Willers	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Broney Manka	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
BRUSHS LAWN CARE AND SNOW REMOVAL	Josh Brush	jadamb@msn.com
BRUSHS LAWN CARE AND SNOW REMOVAL		jadamb@msn.com
Cara Rose	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Chase Sylla	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Cisco Logistics, LLC	Tom Scannell, Esq.	tscannell@foley.com
Colton Bork	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Cory Berg	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Crestmark Vendor Finance, a division of MetaBank	CRESTMARK, A DIVISION OF METABANK	PHAGE@JAFFELAW.COM
Crestmark Vendor Finance, a division of MetaBank	Paul R. Hage	phage@jaffelaw.com
Cypress-Fairbanks ISD	Linebarger Goggan Blair & Sampson, LLP	houston_bankruptcy@publicans.com
Dakotah Bork	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Danielle Holstad	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Darrell Bork	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
David Halvorson		dhalvorson@tyri.us
Deborah Clare	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Department of Treasury - Internal Revenue Service	Internal Revenue Service	vera.m.caine@irs.gov
Dianna Brown	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Ector CAD	Linebarger Goggan Blair & Sampson, LLP	sanantonio.bankruptcy@publicans.com
Emily Guza	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Equify Financial, LLC	Attn Michael Davied, Collections Manager	michael.davied@equifyllc.com
Equify Financial, LLC	c/o Aimee Furness	aimee.furness@haynesboone.com
Frederick Snyder		ts-27@sbcglobal.net
Glenn Willers	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Greg Bluem	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
H.K., A Minor Child (Todd & Amy Kulig, Parents)	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Harris County, et al	Tara L. Grundemeier	houston_bankruptcy@publicans.com
James Syverson	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
James Syverson		jimsyverson@gmail.com
Jared Manka	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
John Manka	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Jordan McGovern		jordanmcgovern@yahoo.com
Julie Berg	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Kaitie Guza	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
KANE, JOHN A		jkaneec@gmail.com
Kate Connell	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Kimberly Syverson	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Kimberly Syverson		kimobrien1970@hotmail.com
KNOX, SIGMUND	ELLWANGER LAW FIRM	jellwanger@equalrights.law
Leland Drangstveit	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Lisa Guza	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Lorraine Bluem	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com

**Fourteenth Omnibus Objection
 Served via Electronic Mail**

CreditorName	CreditorNoticeName	Email
M.S., A Minor Child (Michael & Stacy Sylla, Parents)	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Mary Drangstveit	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Mary Jo Bork	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Mary Manka	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Michael Johnson	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Michael Sylla	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Midland Central Appraisal District, et al.	Tara LeDay	tleday@mvalaw.com
Patrick Mathson	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Paula Knutson	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
RAMIREZ, DELMA		shortdelma@gmail.com
Randy Rose	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Robert Guza	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
S.S., A Minor Child (Cara Rose, Parent)	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Say Communications, LLC		billing@saytechnologies.com
Scott Dykstra	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Stacy Sylla	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Stearns Bank National Association	Hannah Gilbert	hannahg@stearnsbank.com
Todd Kulig	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
TREMPEALEAU COUNTY TREASURER	LAURIE HALAMA, TREASURER	LAURIE.HALAMA@CO.TREMPEALEAU.WI.US
W.S., A Minor Child (William & Angela Sylla, Parents)	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
William Sylla	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com
Z.S., A Minor Child (William & Angela Sylla, Parents)	Atty. Timothy Jacobson	tim@fitzpatrickskemp.com

EXHIBIT F

Fourteenth Omnibus Objection
 Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip
Amy Kulig	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Amy Kulig		N36584 Gierok Road			Independence	WI	54747
Angela Sylla	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Angela Sylla		W20353 County Rd Q			Whitehall	WI	54773
Ann Sylla	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Ann Sylla		W20353 County Rd Q			Whitehall	WI	54773
Beth Willers	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Beth Willers		W16710 Rabbit Run Rd			Taylor	WI	54659
Broney Manka	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Broney Manka		W20244 Manka Stuve Lane			Whitehall	WI	54773
BRUSHS LAWN CARE AND SNOW REMOVAL	Josh Brush	PO Box 97			Ettrick	WI	54627
BRUSHS LAWN CARE AND SNOW REMOVAL		22856 N MAIN ST			ETTRICK	WI	54627
Cara Rose	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Cara Rose		W16982 Rabbit Run Rd			Taylor	WI	54659
Chase Sylla	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Chase Sylla		W19890 Manka Stuve Lane			Whitehall	WI	54773
Cisco Logistics, LLC	Tom Scannell, Esq.	Foley and Lardner, LLP	2021 McKinney Avenue, Suite 1600		Dallas	TX	75201
Colton Bork	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Colton Bork		N34724 Poker Coulee Rd			Whitehall	WI	54773
Cory Berg	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Cory Berg		W16926 Rabbit Run Rd			Taylor	WI	54659
Crestmark Vendor Finance, a division of MetaBank	CRESTMARK, A DIVISION OF METABANK	CHARLES MEIER	5480 CORPORATE DRIVE, SUITE 350	27777 FRANKLIN, SUITE 2500	TROY	MI	48098
Crestmark Vendor Finance, a division of MetaBank	Paul R. Hage	Jaffe Raitt Heuer Weiss, P.C.	27777 Franklin, Suite 2500		Southfield	MI	48034
Cypress-Fairbanks ISD	Linebarger Goggan Blair & Sampson, LLP	PO Box 3064			Houston	TX	77253-3064
Cypress-Fairbanks ISD		10494 Jones Rd Rm 106			Houston	TX	77065
Dakotah Bork	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Dakotah Bork		N34724 Poker Coulee Rd			Whitehall	WI	54773
Danielle Holstad	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Danielle Holstad		W16926 Rabbit Run Rd			Taylor	WI	54659
Darrell Bork	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Darrell Bork		N34724 Poker Coulee Rd			Whitehall	WI	54773
David Halvorson		N16601 Shoreline Dr			Pembine	WI	54156
Deborah Clare	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Deborah Clare		W16937 Rabbit Run Rd			Taylor	WI	54659
Department of Treasury - Internal Revenue Service	Internal Revenue Service	1919 Smith Street	M/S 5022HOU		Houston	TX	77002
Department of Treasury - Internal Revenue Service	Internal Revenue Service	PO Box 7346			Philadelphia	PA	19101-7346
Dianna Brown	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Dianna Brown		N30924 N Trump Coulee Rd			Taylor	WI	54659

Fourteenth Omnibus Objection
 Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip
Ector CAD	Linebarger Goggan Blair & Sampson, LLP	112 E. Pecan Street, Suite 2200			San Antonio	TX	78205
Ector CAD		1301 E 8th St			Odessa	TX	79761-4703
Emily Guza	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Emily Guza		W22153 Hughes Filla Road			Independence	WI	54747
Equify Financial, LLC	Attn Michael Davied, Collections Manager	777 Main Street, Suite 3900			Fort Worth	TX	76102
Equify Financial, LLC	c/o Aimee Furness	Haynes and Boone, LLP	2323 Victory Avenue, Suite 700		Dallas	TX	75219
Frederick Snyder		3028 Corte Portal			Newport Beach	CA	92660
Glenn Willers	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Glenn Willers		W16710 Rabbit Run Rd			Taylor	WI	54659
Greg Bluem	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Greg Bluem		N30516 N Trump Coulee Rd			Taylor	WI	54659
H.K., A Minor Child (Todd & Amy Kulig, Parents)	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
H.K., A Minor Child (Todd & Amy Kulig, Parents)	Todd & Amy Kulig, Parents to H.K.	N36584 Gierok Road			Independence	WI	54747
Harris County, et al	Tara L. Grundemeier	Linebarger Goggan Blair & Sampson, LLP	PO Box 3064		Houston	TX	77253-3064
Harris County, et al		PO Box 3547			Houston	TX	77253-3547
James Syverson	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
James Syverson		250 Pine Ave	PO Box 136		Taylor	WI	54659
Jared Manka	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Jared Manka		W19938 Manka Stuve Lane			Whitehall	WI	54773
John Manka	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
John Manka		W20243 Pine View Lane			Whitehall	WI	54773
Jordan McGovern		18090 Nw Cornell Rd, Apt. B			Beaverton	OR	97006
Julie Berg	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Julie Guza		W16926 Rabbit Run Rd			Taylor	WI	54659
Kaitie Guza	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Kaitie Guza		W22153 Hughes Filla Road			Independence	WI	54747
KANE, JOHN A		1211 WILSON DR			EAU CLAIRE	WI	54703
Kate Connell	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Kate Connell		N5700 N Trump Coulee Rd			Taylor	WI	54659
Kimberly Syverson	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Kimberly Syverson		250 Pine Ave	PO Box 136		Taylor	WI	54659
KNOX, SIGMUND	ELLWANGER LAW FIRM	8310 N. CAPITAL OF TEXAS HIGHWAY, SUITE 190			AUSTIN	TX	78731
Leland Drangstveit	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Leland Drangstveit		W11477 S River Road			Taylor	WI	54659
Lisa Guza	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Lisa Guza		W22153 Hughes Filla Road			Independence	WI	54747
Lorraine Bluem	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Lorraine Bluem		N30516 N Trump Coulee Rd			Taylor	WI	54659
M.S., A Minor Child (Michael & Stacy Sylla, Parents)	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650

Fourteenth Omnibus Objection
 Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip
M.S., A Minor Child (Michael & Stacy Sylla, Parents)	Mike & Stacy Sylla, Parents to M.S.	W19890 Manka Stuve Lane			Whitehall	WI	54773
Mary Drangstveit	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Mary Drangstveit		W11477 S River Road			Taylor	WI	54659
Mary Jo Bork	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Mary Jo Bork		N34724 Poker Coulee Road			Whitehall	WI	54773
Mary Manka	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Mary Manka		W20243 Pine View Lane			Whitehall	WI	54773
Michael Johnson	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Michael Johnson		W16803 Rabbit Run Rd			Taylor	WI	54659
Michael Sylla	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Michael Sylla		W19890 Manka Stuve Lane			Whitehall	WI	54773
Midland Central Appraisal District, et al.	Midland Central Appraisal District	P.O. Box 908002			Midland	TX	79708-0002
Midland Central Appraisal District, et al.	Tara LeDay	McCreary, Veselka, Bragg & Allen, P.C.	P.O. Box 1269		Round Rock	TX	78680-1269
Patrick Mathson	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Patrick Mathson		W16937 Rabbit Run Rd			Taylor	WI	54659
Paula Knutson	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Paula Knutson		W16803 Rabbit Run Rd			Taylor	WI	54659
RAMIREZ, DELMA		703 NORTH MIDKIFF ROAD			MIDLAND	TX	79701
Randy Rose	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Randy Rose		W16982 Rabbit Run Rd			Taylor	WI	54659
Robert Guza	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Robert Guza		W22153 Hughes Filla Road			Independence	WI	54747
S.S., A Minor Child (Cara Rose, Parent)	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
S.S., A Minor Child (Cara Rose, Parent)	Cara Rose, Parent to S.S., Minor	W16982 Rabbit Run Rd			Taylor	WI	54659
Say Communications, LLC		155 Wooster Street, Suite #4F			New York	NY	10012
Scott Dykstra	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Scott Dykstra		N30644 Trump Coulee Rd			Taylor	WI	54659
Stacy Sylla	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Stacy Sylla		W19890 Manka Stuve Lane			Whitehall	WI	54773
Stearns Bank National Association	Hannah Gilbert	4191 2nd Street South			St. Cloud	MN	56301
Todd Kulig	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Todd Kulig		N36584 Gierok Road			Independence	WI	54747
TREMPEALEAU COUNTY TREASURER	LAURIE HALAMA, TREASURER	36245 MAIN STREET	P.O. BOX 67		WHITEHALL	WI	54773
W.S., A Minor Child (William & Angela Sylla, Parents)	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
W.S., A Minor Child (William & Angela Sylla, Parents)	Bill & Angela Sylla, Parents of W.S.	W20353 County Rd Q			Whitehall	WI	54773
William Sylla	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
William Sylla		W20353 County Rd Q			Whitehall	WI	54773
Z.S., A Minor Child (William & Angela Sylla, Parents)	Atty. Timothy Jacobson	Fitzpatrick Skemp & Butler LLC	1123 Riders Club Rd		Onalaska	WI	54650
Z.S., A Minor Child (William & Angela Sylla, Parents)	Bill & Angela Sylla, Parents of Z.S.	W20353 County Rd Q			Whitehall	WI	54773

EXHIBIT G

Exhibit G

Claim No. 80 Service List
Served via Electronic Mail

CreditorName	CreditorNoticeName	Email
Brushs Lawn Care and Snow Removal	Josh Brush	jadamb@msn.com

EXHIBIT H

Exhibit H

Claim No. 80 Service List
Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	City	State	Zip
Brushs Lawn Care and Snow Removal	Josh Brush	PO Box 97	Ettrick	WI	54627
Brushs Lawn Care and Snow Removal		22856 N Main St	Ettrick	WI	54627

EXHIBIT I

**Claim No. 214 Service List
Served via Electronic Mail**

CreditorName	Email
Ramirez, Delma	shortdelma@gmail.com

EXHIBIT J

**Claim No. 214 Service List
Served via First Class Mail**

CreditorName	Address1	City	State	Zip
Ramirez, Delma	703 North Midkiff Road	Midland	TX	79701

EXHIBIT K

Claim No. 547 Service List
Served via Electronic Mail

CreditorName	CreditorNoticeName	Email
Knox, Sigmund	Ellwanger Law Firm	jellwanger@equalrights.law

EXHIBIT L

**Claim No. 547 Service List
Served via First Class Mail**

CreditorName	CreditorNoticeName	Address1	City	State	Zip
Knox, Sigmund	Ellwanger Law Firm	8310 N. Capital of Texas Highway, Suite 190	Austin	TX	78731

EXHIBIT M

Exhibit M

Claim No. 448 Service List
Served via Electronic Mail

CreditorName	CreditorNoticeName	Email
Cisco Logistics, LLC	Tom Scannell, Esq.	tscannell@foley.com

EXHIBIT N

Exhibit N

Claim No. 448 Service List

Served via First Class Mail

CreditorName	CreditorNoticeName	Address1	Address2	City	State	Zip
Cisco Logistics, LLC	Tom Scannell, Esq.	Foley and Lardner, LLP	2021 McKinney Avenue, Suite 1600	Dallas	TX	75201