



CLERK, U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS

**ENTERED**

THE DATE OF ENTRY IS ON  
THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

A handwritten signature in cursive script, reading "Michelle V. Larson".

Signed September 10, 2025

United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

	§	
In re:	§	Chapter 11
	§	
HIGHER GROUND EDUCATION, INC., <i>et al.</i> ,	§	Case No. 25-80121 (MVL)
	§	
Debtors. <sup>1</sup>	§	(Jointly Administered)
	§	

**ORDER AUTHORIZING THE  
EMPLOYMENT OF EMERALD CAPITAL ADVISORS CORP.  
AS FINANCIAL ADVISOR TO THE OFFICIAL COMMITTEE  
OF UNSECURED CREDITORS, EFFECTIVE AS OF JULY 17, 2025**

Upon the application (the "Application")<sup>2</sup> of the Official Committee of Unsecured Creditors (the "Committee") of the above-captioned debtors and debtors in possession (collectively, the "Debtors") for entry of an order (a) authorizing the Committee to employ Emerald Capital Advisors Corp. ("Emerald") as financial advisor, effective as of July 17, 2025 and

<sup>1</sup> A complete list of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors' claims and noticing agent at <https://www.veritaglobal.net/higherground>. The Debtors' service address for these chapter 11 cases is 1321 Upland Dr., PMB 20442, Houston, TX 77043.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings set forth in the Application.



(b) granting related relief; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and this Court having found that it may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Application in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having reviewed the Application and supporting declarations; and this Court having found, based on the representations made in the Application and the Madden Declaration, that (a) Emerald does not hold or represent an interest adverse to the Committee or the Debtors' estates and (b) Emerald is a "disinterested person" as defined in section 101(14) of the Bankruptcy Code; and this Court having found that the relief requested in the Application is in the best interests of the Committee and the Debtors' estates; and this Court having found that the Committees' notice of the Application and opportunity for a hearing on the Application were appropriate under the circumstances and no other notice need be provided; and this Court having found that the requirements of the Local Rules are satisfied by the contents of the Application; and this Court having determined that the legal and factual bases set forth in the Application and the record of the hearing on such application, if any, establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is HEREBY ORDERED THAT:

1. The Application is granted as set forth herein.
2. The Committee is authorized to retain Emerald as its financial advisor, effective as of July 17, 2025.
3. Emerald shall apply for compensation for professional services rendered and reimbursement of expenses incurred in connection with these chapter 11 cases in compliance with

sections 330 and 331 of the Bankruptcy Code and applicable provisions of the Bankruptcy Rules, the Local Rules, the U.S. Trustee Guidelines, and any other applicable procedures and orders of the Court. Emerald shall also make a reasonable effort to comply with the U.S. Trustee's requests for information, both in connection with the Application and the interim and final fee applications to be filed by Emerald in these chapter 11 cases.

4. The Indemnification Provisions referenced in the Application are hereby approved; *provided* that the Debtors' indemnification obligations to Emerald shall not contravene *Bank of N.Y. Trust Co. v. Official Unsecured Creditors' Comm. (In re Pacific Lumber Co.)*, 584 F.3d 229 (5th Cir. 2009), *In re Southmark Corp.*, 163 F.3d 925 (5th Cir. 1999), or 11 U.S.C. § 524(e), to the extent such authorities are applicable.

5. Emerald shall use its reasonable efforts to avoid any duplication of services provided by any of the Committee's other retained professionals in these chapter 11 cases.

6. Emerald shall provide ten business days' notice to the Debtors, the U.S. Trustee, and the Committee before any increases in the rates set forth in the Application are implemented and shall file such notice with the Court.

7. Notwithstanding anything in the Application, to the extent the Committee wishes to expand the scope of Emerald's services beyond those set forth in the Application, the Committee shall be required to seek further approval from this Court.

8. Should Emerald determine to terminate this engagement during the pendency of these chapter 11 cases, Emerald shall file a notice of such termination with this Court.

9. To the extent the Application, the Madden Declaration, or the Kim Declaration are inconsistent with this Order, the terms of this Order shall govern.

10. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

11. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

### END OF ORDER ###

Submitted by:

Jason S. Brookner (Texas Bar No. 24033684)  
Aaron M. Kaufman (Texas Bar No. 24060067)  
Amber M. Carson (Texas Bar No. 24075610)  
Emily F. Shanks (Texas Bar No. 24110350)

**GRAY REED**

1601 Elm Street, Suite 4600

Dallas, TX 75201

Telephone: (214) 954-4135

Facsimile: (214) 953-1332

Email: jbrookner@grayreed.com  
akaufman@grayreed.com  
acarson@grayreed.com  
eshanks@grayreed.com

*Counsel to the Official Committee of  
Unsecured Creditors*

In re:  
Higher Ground Education, Inc.  
Debtor

Case No. 25-80121-mvl  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0539-8

User: admin

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Date Rcvd: Sep 11, 2025

Form ID: pdf012

Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 13, 2025:

Recip ID	Recipient Name and Address
fa	+ Emerald Capital Advisors Corp., 150 East 52nd Street, 28th Floor, New York, NY 10022-6247

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

## NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Sep 13, 2025

Signature: /s/Gustava Winters

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 11, 2025 at the address(es) listed below:

Name	Email Address
Annmarie Antoniette Chiarello	on behalf of Creditor 214 E Hallandale Beach LLC achiarello@winstead.com poakley@winstead.com
Cary Joy Economou	on behalf of Interested Party Evanston Insurance Company ceconomou@wam.law
Charles Brackett Hendricks	on behalf of Creditor Carl B. Barney chuckh@chfirm.com chps.ecfnotices@ecf.courtdrive.com
Clay Marshall Taylor	on behalf of Creditor Ramandeep Girn and Rebecca Girn clay.taylor@dentons.com DOCKET.GENERAL.LIT.DAL@dentons.com
Daniel J. Ferretti	on behalf of Interested Party Thuy Thi Thu Nguyen dferretti@bakerdonelson.com clujano@bakerdonelson.com;joboye@bakerdonelson.com

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User: admin

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Total Noticed: 1

Daniel J. Ferretti

on behalf of Interested Party Philip O'Neill dferretti@bakerdonelson.com  
clujano@bakerdonelson.com;joboyle@bakerdonelson.com

Daniel J. Ferretti

on behalf of Interested Party Duc Viet Nguyen dferretti@bakerdonelson.com  
clujano@bakerdonelson.com;joboyle@bakerdonelson.com

Daniel J. Ferretti

on behalf of Interested Party Dixit Kishorkumar Vora dferretti@bakerdonelson.com  
clujano@bakerdonelson.com;joboyle@bakerdonelson.com

David R. Gibson

on behalf of Creditor Cathy Lim david.gibson@gibsonlawgroup.com natalie.aguilar@gibsonlawgroup.com

Demetra Liggins

on behalf of Creditor West Palm Beach Education LLC dliggins@mcguirewoods.com, morand@mcguirewoods.com

Demetra Liggins

on behalf of Creditor Quattro Menomonee Falls LLC dliggins@mcguirewoods.com, morand@mcguirewoods.com

Demetra Liggins

on behalf of Creditor Quattro Development LLC dliggins@mcguirewoods.com, morand@mcguirewoods.com

Don Stecker

on behalf of Creditor Bexar County don.stecker@lgbs.com

Elizabeth Banda Calvo

on behalf of Creditor Richardson ISD ebcervo@pbfc.com rgleson@pbfc.com

Frederick E Schmidt, Jr

on behalf of Creditor 2HR Learning Inc. eschmidt@cozen.com

Frederick E Schmidt, Jr

on behalf of Creditor YYYYYY LLC eschmidt@cozen.com

Holland N. O'Neil

on behalf of Debtor Guidepost Walled Lake LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC P LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC K LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost South Riding LLC honeil@foley.com,  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost A LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost Leawood LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC E LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost FIC C LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC R LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC R LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost The Woodlands LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost Muirfield Village LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC Q LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

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Holland N. O'Neil

on behalf of Debtor Guidepost FIC B LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Walled Lake LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC I LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor AltSchool II LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost Branchburg LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC E LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC F LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost Richardson LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC O LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC M LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Bradley Hills LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Richardson LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC Q LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Carmel LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost Birmingham LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Terra Firma Services LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC L LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC M LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Leawood LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost Las Colinas L LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC P LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost FIC B LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

District/off: 0539-8

User: admin

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on behalf of Debtor Guidepost Carmel LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC N LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Prepared Montessorian LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC I LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC G LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost Goodyear LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC N LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost FIC C LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost Bradley Hills LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC G LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost The Woodlands LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Branchburg LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Higher Ground Education Inc. honeil@foley.com,  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC F LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost St. Robert LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC H LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Terra Firma Services LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Goodyear LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor LePort Emeryville LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Guidepost South Riding LLC honeil@foley.com,  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC D LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost St. Robert LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com



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Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Birmingham LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC D LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Muirfield Village LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost A LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor AltSchool II LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC L LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor Prepared Montessorian LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor HGE FIC O LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Jointly Administered Party/Debtor Guidepost Las Colinas L LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor LePort Emeryville LLC honeil@foley.com  
jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC K LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

Holland N. O'Neil

on behalf of Debtor HGE FIC H LLC honeil@foley.com jcharrison@foley.com;holly-holland-oneil-3540@ecf.pacerpro.com

J. Robert Arnett, II

on behalf of Creditor McKinney TX Associates LLC barnett@carterarnett.com,  
jrarnett2@gmail.com;knewsome@carterarnett.com

Jarrold Martin

on behalf of Creditor Federal Way School LLC Naples School LLC, and Burke School LLC jbmartin@bradley.com,  
vherrera@bradley.com;rabdelghani@bradley.com;aplayer@bradley.com;akhan@bradley.com;jbmartin@ecf.courtdrive.com

Jason Andrew Starks

on behalf of Creditor Travis County bkecf@traviscountytexas.gov

Jason B. Binford

on behalf of Creditor Learn Capital LLC jbinford@krcl.com, ajezisek@krcl.com

Jason B. Binford

on behalf of Creditor Guidepost Global Education Inc. jbinford@krcl.com, ajezisek@krcl.com

Jason S. Brookner

on behalf of Creditor Committee Official Committee of Unsecured Creditors jbrookner@grayreed.com  
lwebb@grayreed.com;acarson@grayreed.com

John Kendrick Turner

on behalf of Creditor Tarrant County john.turner@lgbs.com Dora.Casiano-Perez@lgbs.com;John.Turner@ecf.courtdrive.com

John Kendrick Turner

on behalf of Creditor Lewisville ISD john.turner@lgbs.com Dora.Casiano-Perez@lgbs.com;John.Turner@ecf.courtdrive.com

John Kendrick Turner

on behalf of Creditor Irving ISD john.turner@lgbs.com Dora.Casiano-Perez@lgbs.com;John.Turner@ecf.courtdrive.com

John Kendrick Turner

on behalf of Creditor City of Frisco john.turner@lgbs.com Dora.Casiano-Perez@lgbs.com;John.Turner@ecf.courtdrive.com

John Kendrick Turner

on behalf of Creditor Dallas County john.turner@lgbs.com Dora.Casiano-Perez@lgbs.com;John.Turner@ecf.courtdrive.com

Jordan A. Kroop

on behalf of Interested Party Guidepost Financial Partner LLC jkroop@pszjlw.com, tcorrea@pszjlw.com

District/off: 0539-8

User: admin

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Julie Anne Parsons

on behalf of Creditor The County of Williamson Texas jparsons@mvbalaw.com,  
karla.alexander@mvbalaw.com;theresa.king@mvbalaw.com;juanie.montalvo@mvbalaw.com;julie.parsons@ecf.courtdrive.com

Julie Anne Parsons

on behalf of Creditor The County of Denton Texas jparsons@mvbalaw.com,  
karla.alexander@mvbalaw.com;theresa.king@mvbalaw.com;juanie.montalvo@mvbalaw.com;julie.parsons@ecf.courtdrive.com

Linda D. Reece

on behalf of Creditor Texas Taxing Authorities lreece@pbfc.com lreece@ecf.courtdrive.com

Melissa Emily Valdez

on behalf of Creditor Montgomery County Municipal Utility District # 6 mvaldez@pbfc.com  
mvaldez@ecf.courtdrive.com;arandermann@pbfc.com

Melissa Emily Valdez

on behalf of Creditor INTERSTATE MUNICIPAL UTILITY DISTRICT mvaldez@pbfc.com  
mvaldez@ecf.courtdrive.com;arandermann@pbfc.com

Meredyth Kippes

on behalf of U.S. Trustee United States Trustee meredyth.kippes@usdoj.gov

Michael D. Warner

on behalf of Interested Party Guidepost Financial Partner LLC mwarner@pszjlaw.com, klabrada@pszjlaw.com

Michael G. Colvard

on behalf of Creditor RTS Orchards LLC mcolvard@mdtlaw.com, btsounakas@mdtlaw.com;amartinez@mdtlaw.com

Michael S. Mitchell

on behalf of Creditor Renah Soliman mike@demarcomitchell.com mike\_450@ecf.courtdrive.com

Michelle E. Shiro

on behalf of Creditor Kimco Realty Corp. mshiro@singerlevick.com scotton@singerlevick.com;tguillory@singerlevick.com

Michelle E. Shiro

on behalf of Creditor Twin Star Ventures LLC mshiro@singerlevick.com,  
scotton@singerlevick.com;tguillory@singerlevick.com

Nora J. McGuffey

on behalf of Debtor Higher Ground Education Inc. nora.mcguffey@foley.com

Paul M. Lopez

on behalf of Creditor COLLIN COUNTY TAX ASSESSOR-COLLECTOR bankruptcy@abernathy-law.com

Quynh-Nhu Truong

on behalf of Debtor Higher Ground Education Inc. qtruong@foley.com

Radostina Petkova Estevao

on behalf of Creditor Tina P. Estevao County of Loudoun tina.estevao@loudoun.gov

Rebecca Lynn Matthews

on behalf of Creditor Yu Capital and the Yu Capital Affiliates rmatthews@fbtlaw.com rmccartney@fbtlaw.com

Robert Paul Goe

on behalf of Creditor Carl B. Barney rgoe@goeforlaw.com rgoe@goeforlaw.com

Stephen Nichols

on behalf of Creditor Stephen Ark Darnestown Properties LLC snichols@offitkurman.com

Stephen Nichols

on behalf of Creditor Stephen Plainsboro Education LLC snichols@offitkurman.com

Stephen Nichols

on behalf of Creditor Stephen BRR Enterprises Inc. snichols@offitkurman.com

Stephen R. Butler

on behalf of Creditor TN Dept of Revenue agbanktexas@ag.tn.gov

Tara L. Grundemeier

on behalf of Creditor Montgomery County houston\_bankruptcy@lgbs.com

Tara L. Grundemeier

on behalf of Creditor Houston ISD houston\_bankruptcy@lgbs.com

Tara L. Grundemeier

on behalf of Creditor City of Houston houston\_bankruptcy@lgbs.com

Tara L. Grundemeier

on behalf of Creditor Houston Community College System houston\_bankruptcy@lgbs.com

Tara L. Grundemeier

on behalf of Creditor Harris County ESD #48 houston\_bankruptcy@lgbs.com

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Thomas C. Scannell

on behalf of Debtor Higher Ground Education Inc. tscannell@foley.com,  
acordero@foley.com;thomas-scannell-3441@ecf.pacerpro.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost South Riding LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Carmel LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Prepared Montessorian LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Leawood LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost FIC B LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Goodyear LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Richardson LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost A LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Bradley Hills LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Birmingham LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC E LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC N LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor LePort Emeryville LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC I LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC H LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC R LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost FIC C LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Branchburg LLC tmohan@foley.com

Timothy Mohan

on behalf of Debtor Higher Ground Education Inc. tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Las Colinas L tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Muirfield Village LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost The Woodlands LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC Q LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC D LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC F LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Terra Firma Services LLC tmohan@foley.com

Timothy Mohan

District/off: 0539-8

User: admin

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Total Noticed: 1

on behalf of Jointly Administered Party/Debtor HGE FIC M LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost St. Robert LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC P LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC G LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor AltSchool II LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC L LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC K LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor Guidepost Walled Lake LLC tmohan@foley.com

Timothy Mohan

on behalf of Jointly Administered Party/Debtor HGE FIC O LLC tmohan@foley.com

Trey Andrew Monsour

on behalf of Creditor A. Venture Lending & Leasing IX Inc. tmonsour@foxrothschild.com,  
rsolomon@foxrothschild.com;tmonsour@foxrothschild.com;dandreacchi@foxrothschild.com;astorts@foxrothschild.com;msteen  
@foxrothschild.com

Trey Andrew Monsour

on behalf of Creditor A. WTI Fund X Inc. tmonsour@foxrothschild.com,  
rsolomon@foxrothschild.com;tmonsour@foxrothschild.com;dandreacchi@foxrothschild.com;astorts@foxrothschild.com;msteen  
@foxrothschild.com

United States Trustee

ustpreion06.da.ecf@usdoj.gov

TOTAL: 162