Fill in this information to identify the case:

Debtor Ascend Elements, Inc.

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

Case number 26-90440

Modified Official Form 410
Proof of Claim

04/25

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?**

Collier Associates, Inc.

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?**

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)
Collier Associates, Inc. PO Box 499 Calvert City, Kentucky 42029, USA	
Contact phone 270-395-7686	Contact phone
Contact email gpeyton@collierinc.com	Contact email

Uniform claim identifier (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?

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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?** $ 275,916.87 . **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 Provided

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: _____

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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
☐ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	$_____
☐ Up to $3,800* 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 $17,150*) 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 4/01/28 and every 3 years after that for cases begun on or after the date of adjustment.

13. **Is all or part of the claim entitled to administrative priority 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)(3) 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 08/06/2026
MM / DD / YYYY

/s/Greg Peyson
Signature

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

Name: Greg Peyson
First name Middle name Last name

Title: President

Company: Collier Associates, Inc.
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address

Contact phone _____ Email _____

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Verita (KCC) ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 927-7078 | International (310) 751-2651

Debtor:
26-90440 - Ascend Elements, Inc.
District:
Southern District of Texas, Houston Division

Creditor:
Collier Associates, Inc.
PO Box 499
Calvert City, Kentucky, 42029
USA
Phone:
270-395-7686
Phone 2:
Fax:
Email:
gpeyton@collierinc.com

Has Supporting Documentation:
Yes, supporting documentation successfully uploaded
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:
Services Provided

Last 4 Digits:
No

Uniform Claim Identifier:

Total Amount of Claim:
275,916.87

Includes Interest or Charges:
No

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:
Greg Peyson on 06-Aug-2026 9:36:46 a.m. Pacific Time
Title:
President
Company:
Collier Associates, Inc.

VN: D903D36BF1AA0BB3D34524AE02138EAD

W. DAVID DENTON
J. RONALD JACKSON, MBA, CPA
WILLIAM E. PINKSTON
LISA H. EMMONS
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February 10, 2025

VIA CERTIFIED MAIL &
VIA REGULAR U.S. MAIL

ASCEND ELEMENTS INC
133 FLANDERS ROAD
WESTBOROUGH MA 01581

ASCEND ELEMENTS INC
6505 JOHN RIVERS ROAD
HOPKINSVILLE KY 42240

ASCEND ELEMENTS INC
C/O COGENCY GLOBAL INC
828 LANE ALLEN ROAD
SUITE 219
LEXINGTON KY 40504

RE: Notice of Intent to File Statement of Mechanic's/Materialman's Lien
Real Property Address: 6505 John Rivers Road, Hopkinsville, Christian County, Kentucky
Real Property Owner: Ascend Elements, Inc.
Lien Claimant: Collier Associates, Inc.
Lien Amount: $275,916.87 (plus applicable accrued interest)

Dear Sirs:

Please be advised that our firm represents Collier Associates, Inc. of Calvert City, Kentucky (hereinafter "Collier Associates") regarding an unpaid account balance for labor and/or materials provided for the benefit of your real property located at 6505 John Rivers Road, Hopkinsville, Christian County, Kentucky (hereinafter described as "Subject Property"). In that regard, we have been requested by Collier Associates to correspond with you regarding this unpaid account balance.

Collier Associates has provided labor and/or materials for improvements made to the subject property pursuant to an agreement with RMF Nooter, LLC (hereinafter "Nooter") to provide said labor and/or materials. Labor and/or materials were last furnished by Collier Associates for the benefit of the above-described real property on or about October 28, 2024. Collier Associates is now entitled to receive payment in full for its labor and/or materials. At the present time, there remains unpaid the principal sum of $275,916.87, which sum is now due and owing to Collier Associates. Collier Associates has made demand upon Nooter for payment of this account balance and, to date, no payment on this balance has been made.

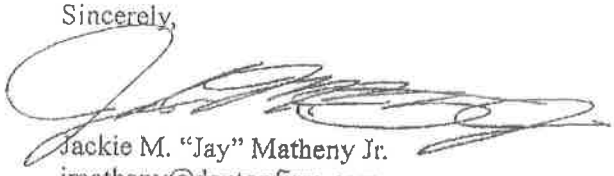
EXHIBIT
A

Pursuant to KRS 376.010, *et seq.*, Collier Associates has a statutory right to file a Mechanic's and/or Materialman's Lien against the above-described real property (which has been benefited by its labor and/or materials) for the unpaid account balance, which is presently due and owing, which principal balance is currently **$275,916.87, plus applicable accrued interest as prescribed by Kentucky law.**

In the event that full payment of this unpaid account balance is not made **within five (5) days** following your receipt of this letter, Collier Electrical intends to hold in the subject property liable pursuant to KRS 376.010, *et seq.* for the sum of **$275,916.87** plus applicable accruing interest and costs, by way of a Mechanic's and/or Materialman's Lien, and will file a Statement of Mechanic's/Materialman's Lien against the above-described real property in the office of the County Clerk of Christian County, Kentucky, and may additionally seek any and all other legal remedies available to it under Kentucky law, including the initiation of a civil action in which Collier Associates may seek to foreclose upon its mechanic's lien, as well as a civil judgment for any and all unpaid balance(s), interest, costs, and an award of attorney's fees.

Thank you for your attention to this matter.

Sincerely,



Jackie M. "Jay" Matheny Jr.
jmatheny@dentonfirm.com

cc: Client (via e-mail)
RMF Nooter, LLC, 915 Matzinger Road, Toledo, OH 436123
RMF Nooter, LLC, c/o CT Corporation, 306 West Main Street, Suite 512, Frankfort, KY 40601
Turner Construction Company, 66 Hudson Boulevard East, New York, NY 10001
Turner Construction Company, c/o CT Corporation, 306 West Main Street, Suite 512, Frankfort, KY 40601

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