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

In re:	§	Chapter 11
RHODIUM ENCORE LLC, *et al.*,[1]	§	Case No. 24-90448 (ARP)
Debtors.	§	(Jointly Administered)

DECLARATION OF JORDAN PIETZSCH IN SUPPORT OF REQUEST OF WIND DOWN DEBTOR TO GRANT SANCTIONS MOTIONS AGAINST MIDAS GREEN

1. I, Jordan Pietzsch, submit this Declaration in support of the *Request of the Wind Down Debtor to Grant Sanctions Motions Against Midas Green* [Docket No. 2366] (the "**Sanctions Request**")[2] and as a supplement to the Topping Declaration in support of the Sanctions Motions.

2. I am a Managing Director at GXD Labs, LLC, Plan Administrator of the Wind Down Debtor. I submit this declaration upon my own personal knowledge and belief, and based upon documents and information available to me through my work on behalf of the Plan Administrator.

3. As identified in the Topping Declaration, certain Debtor entities incurred at least $5,498,220.00 in attorneys' fees and expenses litigating Midas Green's patent infringement claims in the Pre-Petition Action. *See* Topping Declaration at ¶¶ 2-3.

[1] The Debtors in these chapter 11 cases and the last four digits of their corporate identification numbers are as follows: Rhodium Encore LLC (3974), Jordan HPC LLC (3683), Rhodium JV LLC (5323), Rhodium 2.0 LLC (1013), Rhodium 10MW LLC (4142), Rhodium 30MW LLC (0263), Rhodium Enterprises, Inc. (6290), Rhodium Technologies LLC (3973), Rhodium Renewables LLC (0748), Air HPC LLC (0387), Rhodium Shared Services LLC (5868), Rhodium Ready Ventures LLC (8618), Rhodium Industries LLC (4771), Rhodium Encore Sub LLC (1064), Jordan HPC Sub LLC (0463), Rhodium 2.0 Sub LLC (5319), Rhodium 10MW Sub LLC (3827), Rhodium 30MW Sub LLC (4386), and Rhodium Renewables Sub LLC (9511). The mailing and service address of the Debtors in these chapter 11 cases is 2617 Bissonnet Street, Suite 234, Houston, TX 77005.

[2] All terms not defined in the Declaration have the meaning given to them in the Sanctions Request.

4. As identified in the Topping Declaration, the Debtors incurred no less than $755,988.72 in attorneys' fees and expenses in the Chapter 11 Cases from the Petition Date through September 12, 2025, objecting to the Midas Claims. *See* Topping Declaration at ¶¶ 4-5.

5. Based on my review of fee applications and other information, from September 13, 2025, until the January 14, 2026 Effective Date, the Debtors incurred at least an additional approximately $480,000.00 in attorneys' fees and expenses relating to the Midas Claims. *See* Quinn Emanuel Urquhart & Sullivan, LLP's Fifth and Final Application for Payment of Compensation and Reimbursement of Expenses for the Period September 1, 2025, through January 14, 2026 [Docket No. 2324]; *see also* Stris and Maher LLP's Fifth and Final Application for Payment of Compensation and Reimbursement of Expenses for the Period August 26, 2024, through January 31, 2026 [Docket No. 2294].

6. Since the Effective Date and through May 31, 2026, the Wind Down Debtor has incurred approximately $90,000 in attorneys' fees and expenses relating to the Appeal and the Sanctions Request.

7. The Plan Administrator estimates that the Wind Down Debtor will incur approximately $50,000 in attorneys' fees and expenses on and after June 1, 2026 in preparation for the hearing on the Sanctions Request and Sanctions Motions scheduled for June 30, 2026. True and correct copies of invoices, redacted for privilege, evidencing attorneys' fees and expenses incurred relating to the Appeal and Sanctions Request since the Effective Date, including actual amounts incurred since June 1, 2026, which may be different than the estimate supplied above, will be made as and when available and at the Court's request.

8. As reflected above and in the exhibits to the Topping Declaration, and without taking into account any supplementation that may be permitted, the Debtors and the Wind Down

Debtor have incurred, or are anticipated to incur, not less than $5,498,220.00 in attorneys' fees and expenses prior to the Petition Date and $1,375,988.72 in attorneys' fees and expenses after the Petition Date, for a total of $6,874,208.72 in attorneys' fees and expenses in connection with the Midas Claims and Sanctions Request in the Pre-Petition Action and these Chapter 11 Cases.

9. I declare under penalty of perjury pursuant to 28 U.S.C. § 1746 that the foregoing is true and correct to the best of my knowledge, information, and belief:

Dated: June 24, 2026

/s/ Jordan Pietzsch
Jordan Pietzsch