Docket #2443 Date Filed: 07/01/2026

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)

MOTION TO SEAL THE WIND DOWN DEBTOR'S AMENDED WITNESS AND EXHIBIT LIST FOR THE HEARING SCHEDULED FOR JULY 2, 2026, AT 2:00 P.M. (Prevailing Central Time)

If you object to the relief requested, you must respond in writing. Unless otherwise directed by the court you must file your response electronically at https://ecf.txsb.uscourts.gov/ within twenty-one days from the date this motion is filed. If you do not have electronic filing privileges, you must file a written objection that is actually received by the clerk within twenty-one days from the date this motion was filed. Otherwise, the court may treat the pleading as unopposed and grant the relief requested.

Rhodium Enterprises, Inc., the wind down Debtor entity (the "**Wind Down Debtor**") in the above-captioned chapter 11 cases (the "**Chapter 11 Cases**") of Rhodium Encore LLC and its affiliated debtors and debtors in possession (the "**Debtors**"), by and through its undersigned counsel, files this Motion to Seal ("**Motion to Seal**") confidential information included in the *Wind Down Debtor's Amended Witness and Exhibit List for the Hearing Scheduled for July 2, 2026, at 2:00 P.M. (Prevailing Central Time)* (the "**Amended Witness & Exhibit List**") filed contemporaneously herewith.

[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), Jordan HPC Sub LLC (0463), Rhodium 2.0 Sub LLC (5319), Rhodium 10MW Sub LLC (3827), Rhodium 30MW Sub LLC (4386), Rhodium Encore Sub LLC (1064), Rhodium Enterprises, Inc. (6290), Rhodium Industries LLC (4771), Rhodium Ready Ventures LLC (8618), Rhodium Renewables LLC (0748), Air HPC LLC (0387), Rhodium Renewables Sub LLC (9511), Rhodium Shared Services LLC (5868), and Rhodium Technologies LLC (3973). The mailing and service address of the Debtors in these chapter 11 cases is 2617 Bissonnet Street, Suite 234, Houston, TX 77005.

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RELIEF REQUESTED

1. By this Motion to Seal, pursuant to sections 105(a) and 107(b) of title 11 of the United States Code (the "**Bankruptcy Code**"), Rule 9018 of the Federal Rules of Bankruptcy Procedure (the "**Bankruptcy Rules**"), and Rule 9037-1 of the Bankruptcy Local Rules for the United States Bankruptcy Court for the Southern District of Texas (the "**Local Rules**"), the Wind Down Debtor respectfully requests entry of an order authorizing the Wind Down Debtor (i) to file an unredacted version of the Amended Witness & Exhibit List, including the exhibits attached thereto, under seal; and (ii) to file an unsealed version of the Amended Witness & Exhibit List that redacts all Confidential information, as defined in the *Stipulated Protective Order*, ECF No. 152 ("**Protective Order**"), dated September 18, 2024 (collectively, "**Confidential Information**").

2. A proposed form of order granting the relief requested herein is annexed hereto as **Exhibit A** (the "**Proposed Order**").

3. The Wind Down Debtor will file an unsealed, redacted version of the Amended Witness & Exhibit List on the public docket and will provide an unredacted version of the Amended Witness & Exhibit List to Midas Green Technologies LLC ("**Midas Green**"), and to other parties in interest upon further court order or upon agreement of the Wind Down Debtor.

JURISDICTION, VENUE, AND LEGAL PREDICATE

4. This Court has jurisdiction with respect to this matter pursuant to 28 U.S.C. §§ 157(b)(1) and 1334. This Motion to Seal is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2). Venue is proper in this district pursuant to 28 U.S.C. § 1408.

5. The bases for the relief requested herein are Bankruptcy Code sections 105(a) and 107(b), Bankruptcy Rule 9018, and Rule 9037-1 of the Local Rules.

BACKGROUND

6. On August 24, 2024, each of the Debtors filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code in the United States Bankruptcy Court for the Southern District of Texas.

7. The Court has entered the Protective Order, ECF No. 152, to govern the disclosure and use of confidential materials in these Chapter 11 Cases.

8. The Protective Order provides:

> All pleadings, memoranda supporting motions, briefs, deposition transcripts, discovery requests and responses, exhibits, and other documents that quote information from Confidential Information or Highly Confidential – Professionals' Eyes Only Information and Confidential Information and Highly Confidential – Professionals' Eyes Only Information if filed with the Court, shall be redacted from the Court filing (either by redacting the relevant text of the submission or redacting the entirety of any exhibit that has been designated as containing Confidential Information or Highly Confidential – Professionals' Eyes Only Information) or filed under seal pursuant to the Court's rules governing sealed documents, unless the Designating Party consents in writing to such Confidential Information or Highly Confidential – Professionals' Eyes Only Information being filed publicly.

RELIEF REQUESTED SHOULD BE GRANTED

9. Section 105(a) of the Bankruptcy Code codifies the Court's inherent, equitable powers, and empowers it to "issue any order, process, or judgment that is necessary or appropriate to carry out the provisions of this title." 11 U.S.C § 105(a). Moreover, pursuant to section 107(b)(1) of the Bankruptcy Code, the Court may authorize the Wind Down Debtor to redact confidential information in the publicly filed Amended Witness & Exhibit List, and to file the non-public Amended Witness & Exhibit List under seal, by permitting the issuance of an order that protects entities from potential harm that may result from the disclosure of certain confidential information. *See* 11 U.S.C. § 107(b). Specifically, section 107(b) provides, in relevant part:

> On request of a party in interest, the bankruptcy court shall, and on the bankruptcy court's own motion, the bankruptcy court may — (1) protect an entity with respect

to a trade secret or confidential research, development, or commercial information. 11 U.S.C. § 107(b).

10. Bankruptcy Rule 9018 sets forth the procedures by which a party may obtain a protective order authorizing the filing of a document under seal. Bankruptcy Rule 9018 provides, in relevant part, "[o]n motion, or on its own initiative, with or without notice, the court may make any order which justice requires (1) to protect the estate or any entity in respect of a trade secret or other confidential research, development, or commercial information." Bankruptcy Rule 9018; *see also* Local Rule 9037-1 ("A motion, reply or other document may initially be filed under seal if the filing party simultaneously files a motion requesting that the document be maintained under seal.").

11. The Amended Witness & Exhibit List contains confidential commercial information, and the Wind Down Debtor therefore respectfully requests leave to submit such information under seal in accordance with the terms of the applicable Protective Order, Sections 105(a) and 107(b) of the Bankruptcy Code, Bankruptcy Rule 9018, and Local Rule 9037-1.

NO PREVIOUS REQUEST

12. No previous request for the relief sought herein has been made by the Wind Down Debtor to this or any other court.

[*Remainder of page intentionally left blank.*]

WHEREFORE, the Wind Down Debtor respectfully requests entry of the Proposed Order granting the relief requested herein and such other and further relief the Court may deem just and appropriate.

Dated: July 1, 2026

AKIN GUMP STRAUSS HAUER & FELD LLP

/s/ Sarah Link Schultz

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Counsel to the Wind Down Debtor

CERTIFICATE OF SERVICE

I hereby certify that on July 1, 2026, 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.

/s/ Sarah Link Schultz
Sarah Link Schultz

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)

ORDER GRANTING MOTION TO SEAL THE WIND DOWN DEBTOR'S AMENDED WITNESS AND EXHIBIT LIST FOR THE HEARING SCHEDULED FOR JULY 2, 2026 AT 2:00 P.M. (Prevailing Central Time)

Upon the motion (the "**Motion to Seal**") of Rhodium Enterprises, Inc., the wind down Debtor entity (the "**Wind Down Debtor**") in the above-captioned chapter 11 cases (the "**Chapter 11 Cases**") of Rhodium Encore LLC and its affiliated debtors and debtors in possession (collectively, the "**Debtors**"), seeking entry of an order pursuant to Bankruptcy Code[2] sections 105(a) and 107(b), Bankruptcy Rule 9018, and Local Rule 9037-1 authorizing the Wind Down Debtor (i) to file an unredacted version of the Wind Down Debtor's Amended Witness and Exhibit List for the Hearing Scheduled for July 2, 2026, at 2:00 P.M. (Prevailing Central Time) (the "**Amended Witness & Exhibit List**"), including the exhibits attached thereto, under seal; and (ii) to file an unsealed version of the Amended Witness & Exhibit List that redacts all Confidential Information, as more fully set forth in the Motion to Seal; and this Court having jurisdiction to consider the Motion to Seal and the relief requested therein pursuant to 28 U.S.C. § 1334; and

[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), Jordan HPC Sub LLC (0463), Rhodium 2.0 Sub LLC (5319), Rhodium 10MW Sub LLC (3827), Rhodium 30MW Sub LLC (4386), Rhodium Encore Sub LLC (1064), Rhodium Enterprises, Inc. (6290), Rhodium Industries LLC (4771), Rhodium Ready Ventures LLC (8618), Rhodium Renewables LLC (0748), Air HPC LLC (0387), Rhodium Renewables Sub LLC (9511), Rhodium Shared Services LLC (5868), and Rhodium Technologies LLC (3973). The mailing and service address of the Debtors in these chapter 11 cases is 2617 Bissonnet Street, Suite 234, Houston, TX 77005.

[2] Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Motion to Seal.

consideration of the Motion to Seal and requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that venue is proper before this Court pursuant to 28 U.S.C. § 1408; and due and proper notice of the Motion to Seal having been provided; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and this Court having reviewed the Motion to Seal; and all objections, if any, to the Motion to Seal having been withdrawn, resolved, or overruled; and this Court having determined that the legal and factual bases set forth in the Motion to Seal establish just cause for the relief granted here; 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 Motion to Seal is GRANTED.

2. The Wind Down Debtor is authorized to file an unredacted version of the Amended Witness & Exhibit List under seal.

3. The Wind Down Debtor is authorized to file an unsealed version of the Amended Witness & Exhibit List that redacts all Confidential Information.

4. The Confidential Information contained within the Amended Witness & Exhibit List shall remain confidential and under seal, and absent further order of this Court, shall not be made available to anyone, except that copies shall be provided (i) to the Court and Clerk, (ii) to Midas Green, and (iii) to other parties in interest upon further court order or upon agreement of the Wind Down Debtor.

5. Any party who receives an unredacted version of the Amended Witness & Exhibit List, in accordance with this Order, shall be made aware of the terms of this Order, and shall keep the confidential information contained therein strictly confidential.

6. This Order shall be immediately effective and enforceable upon its entry.

7. The Wind Down Debtor is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Notice of Filing.

8. This Court shall retain jurisdiction to hear and determine all matters arising from or relating to the implementation, interpretation, and enforcement of this Order.

Dated: _____, 2026

Houston, Texas

Hon. Judge Alfredo R. Perez
United States Bankruptcy Judge