Docket #0038 Date Filed: 09/23/2026

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

In re:	§	Chapter 11
	§	
RHODIUM ENTERPRISES, INC.	§	Case No. 24-90454 (ARP)
	§	
Wind Down Debtor.[1]	§	

THE WIND DOWN DEBTOR'S MOTION TO SEAL OBJECTION TO QUINN EMANUEL URQUHART & SULLIVAN, LLP'S FIFTH AND FINAL APPLICATION FOR PAYMENT OF COMPENSATION AND REIMBURSEMENT OF EXPENSES AND EXHIBITS THERETO

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.

The Wind Down Debtor[2] hereby files this Motion to Seal (the "Motion") its Objection (the "Objection") to Quinn Emmanuel Urquhart & Sullivan, LLP's Fifth and Final Fee Application for Payment of Compensation and Reimbursement of Expenses (the "Final Fee Application") filed by Quinn Emmanuel Urquhart & Sullivan, LLP ("QE"), respectfully stating as follows.

RELIEF REQUESTED

1. By this Motion, 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 Southern District of Texas (the "Local Rules"), the Wind Down Debtor respectfully requests entry of an

[1] The last four digits of the taxpayer identification number for Rhodium Enterprises, Inc. are 6290. The location of the Wind Down Debtor's service address for purposes of this chapter 11 case is 7301 SW 57th Ct, Suite 515, Miami, FL 33143.

[2] The term "Wind Down Debtor," when used herein, refers to Rhodium Enterprises, Inc.

order authorizing it to (i) file an unredacted version of the Objection under seal; and (ii) file an unsealed version of the Objection redacting all Confidential Information,[3] as defined in the *Stipulated Protective Order*, ECF No. 152 in Case No. 24-90448 (the "Protective Order), dated September 18, 2024.

2. A proposed form of order granting the relief requested herein is attached hereto.

3. The Wind Down Debtor has filed a redacted version of the Objection and the exhibits to the Objection on the docket and will provide an unredacted version of the Objection and the exhibits to the Objection to all other parties in interest upon further court order or upon agreement.

JURISDICTION AND VENUE

4. This Court has jurisdiction with respect to this matter pursuant to 28 U.S.C. §§157(b)(1) and 1334. This Motion 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 and 1409.

5. The bases for the relief requested herein are Bankruptcy Code sections 105(a) and 107(b), Bankruptcy Rule 9018, and Rules 9037-1 and 9013-1 of the Local Rules.

BACKGROUND

6. On August 24, 2024, each of the Debtors filed a voluntary petition for relief under chapter 11 of the bankruptcy Code before the Court.

7. The Court entered the Protective Order to govern the disclosure and use of confidential discovery materials in the Chapter 11 Cases.

8. The Protective Order provides:

[3] "Confidential Information" shall have the same meaning as defined in the Protective Order.

> 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.

9. The Wind Down Debtor, as a successor-in-interest to the Debtors, is a party to the Protective Order.

RELIEF REQUESTED SHOULD BE GRANTED

10. Section 105(a) of the Bankruptcy Code provides for 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 the 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 contained in the publicly filed Objection under seal by permitting the issuance of an order that protects entities from potential harm that may result from disclosure of certain Confidential Information. 11 U.S.C. § 107(b).

11. Section 107(b) provides:

> 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.

12. 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; (2) protect any entity

from scandalous or defamatory matter in any document filed in a bankruptcy case." Bankruptcy Rule 9018(a)(1)-(2). Likewise, Local Rule 9037-1 provides that 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." Local Rule 9037-1(c).

13. The Confidential Information the Wind Down Debtor seeks to seal here relates to communications between attorneys for the Debtor and other communications which have been turned over by QE and Barnes & Thornburg LLP, documents which the Wind Down Debtor hereby designates as confidential, and related discussion of such communications as contained in the Objection. The Wind Down Debtor believes such information should be subject to sealing pursuant to the Protective Order, the Court's equitable powers, or sensitive information the subject of which section 107 applies. Of principle concern is the avoidance of an inadvertent waiver of privilege as to third parties, and the inclusion of discussion related to the Debtor's counsel internal communications is not intended to, and should not be construed as, a waiver of privilege as to third-parties. Accordingly, the Wind Down Debtor respectfully requests that the Motion be granted.

RESERVATION OF RIGHTS

14. Notwithstanding the filing of this Motion, the Wind Down Debtors reserve all of its rights, remedies, claims, and defenses with respect to the propriety of any designation or discussion of confidentially designated information that is the subject of this Motion, including whether such information satisfies the requirements for protection under the standards set forth in the Protective Order and/or applicable law.

NOTICE

15. Notice of this Motion will be served upon any party entitled to notice pursuant to Bankruptcy Rule 2002 and any other party entitled to notice pursuant to Local Rule 9013-1(d).

NO PREVIOUS REQUEST

16. No previous request for the relief sought in the Motion has been made by the Wind Down Debtor to this or any other Court.

WHEREFORE, PREMISES CONSIDERED, the Wind Down Debtor respectfully requests that the Court enter an order, substantially in the form attached hereto, granting the relief requested herein and any such further relief the Court may deem the Wind Down Debtor entitled to, at law or in equity.

Respectfully submitted this 23rd day of September, 2026.

/s/ Chase J. Potter

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on September 23, 2026, a true and correct copy of this document was electronically served via the Court's CM/ECF system on all parties entitled to such notice.

/s/ Chase J. Potter
CHASE J. POTTER

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

In re:	§	Chapter 11
	§	
RHODIUM ENTERPRISES, INC.	§	Case No. 24-90454 (ARP)
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Wind Down Debtor.[1]	§	

ORDER GRANTING THE WIND DOWN DEBTOR'S MOTION TO SEAL OBJECTION TO QUINN EMANUEL URQUHART & SULLIVAN, LLP'S FIFTH AND FINAL APPLICATION FOR PAYMENT OF COMPENSATION AND REIMBURSEMENT OF EXPENSES AND EXHIBITS THERETO

Upon the Motion (the "Motion") of the Wind Down Debtor 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 Debtors to: (i) file unredacted versions of the Wind Down Debtor's Objection to Quinn Emmauel Urquhart & Sullivan, LLP's Fifth and Final Application for Payment of Compensation and Reimbursement of Expenses and Exhibits Thereto (the "Objection") and exhibits to the Objection under seal; and (ii) file unsealed versions of the Objection and the exhibits to the Objection redacting all Confidential Information (as defined in the Protective Order), sensitive information, or privileged information as more fully set forth in the Motion; this Court having jurisdiction to consider the Motion and the relief requested pursuant to 28 U.S.C. §§ 1334; consideration of the Motion and requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); it appearing that venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; due and proper notice of the Motion having been provided; such notice having been adequate and appropriate under the circumstances; it appearing that no further

[1] The last four digits of the taxpayer identification number for Rhodium Enterprises, Inc. are 6290. The location of the Wind Down Debtor's service address for purposes of this chapter 11 case is 7301 SW 57th Ct, Suite 515, Miami, FL 33143.

[2] Capitalized terms not defined herein shall have the same meaning as defined in the Motion.

notice need be provided; this Court having reviewed the Motion and the relief requested therein, and all objections, if any, to the Motion having been withdrawn, resolved or overruled; this Court having determined that the legal and factual bases set forth in the Motion establish just cause for the relief granted here; and upon all of the proceedings held before this Court and after due deliberation and sufficient cause appearing therefor, it is hereby:

ORDERED that the Wind Down Debtor is authorized to file unredacted versions of the Objections and the exhibits thereto under seal; it is further

ORDERED that the Wind Down Debtors are authorized to file unsealed versions of the Objection and the exhibits thereto that redact all Confidential Information, privileged information, or sensitive information subject to section 107 of the Bankruptcy Code; it is further

ORDERED that any Confidential Information marked by any party to the Bankruptcy Case or the Protective Order contained within the unredacted versions of the Objection or the exhibits to the Objection 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 to (i) the Court and Clerk, (ii) the Special Committee, (iii) Quinn Emanuel Urquhart & Sullivan, LLP, and (iv) other persons upon further order of the Court or upon agreement of the parties in interest (namely, the Wind Down Debtor and Quinn Emanuel); it is further

ORDERED that any party in interest who received an unredacted version of the Objection and the exhibits to the Objection, in accordance with this Order, shall be made aware of the terms of this Order and shall keep the redacted information contained therein strictly confidential; it is further

ORDERED that this Order shall be immediately effective and enforceable upon its entry; it is further

ORDERED that the Wind Down Debtor is authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Objection and the exhibits to the Objection; it is further

ORDERED that this Court shall retain jurisdiction to the maximum extent possible to hear and determine all matters arising from or relating to the implementation, interpretation, and enforcement of this Order.

Dated: _____, 2026

Houston, Texas

Alfredo R. Perez
United States Bankruptcy Judge