Docket #0270 Date Filed: 08/21/2026

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

In re:	Chapter 11
SHANNON WIND, LLC,	Case No. 26-90124 (ARP)
Debtor.[1]	

PLAN ADMINISTRATOR'S MOTION FOR ENTRY OF AN ORDER (I) FURTHER EXTENDING THE DEADLINE BY WHICH THE PLAN ADMINISTRATOR MAY REMOVE CIVIL ACTIONS AND (II) GRANTING RELATED RELIEF

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 21 days from the date this Motion was 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.

Accordion Partners, LLC, as Plan Administrator (the "**Plan Administrator**"), respectfully represents as follows in support of this motion (this "**Motion**"):

RELIEF REQUESTED

1. The Plan Administrator seeks entry of an order, substantially in the form attached hereto (the "**Proposed Order**"), extending the period within which the Plan Administrator may remove actions (the "**Removal Deadline**") pursuant to Rules 9027(a)(2) and 9027(a)(3) of the Federal Rules of Bankruptcy Procedure (the "**Bankruptcy Rules**") by an additional one hundred

[1] The last four digits of the Debtor's federal tax identification number are 3562. For the purpose of this chapter 11 case, the Debtor's address is 1920 McKinney Ave, Suite 950, Dallas, TX 75201. Additional information regarding the Debtor's case can be found on the website of the Debtor's claims and noticing agent at https://www.veritaglobal.net/shannon.

2690124260821000000000002

twenty (120) days, up to and including December 23, 2026 (the "**Second Removal Deadline Extension**"),[2] without prejudice to seek further extensions of the Removal Deadline.

JURISDICTION AND VENUE

2. This Court has jurisdiction over this Motion pursuant to 28 U.S.C. § 1334, and the Order of Reference to Bankruptcy Judges from the United States District Court for the Southern District of Texas (the "**Court**"), dated May 24, 2012. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b)(2). The Plan Administrator confirms its consent to entry of a final order in connection with this Motion to the extent that it is later determined that the Court, absent consent of the parties, cannot enter final orders or judgments in connection herewith consistent with Article III of the United States Constitution. Venue is proper in the Court pursuant to 28 U.S.C. §§ 1408 and 1409.

3. The statutory and legal predicates for the relief requested herein are section 1452 of title 28 of the United States Code (the "**Judicial Code**"), section 105(a) of chapter 11 of title 11 of the United States Code (the "**Bankruptcy Code**"), Bankruptcy Rules 9006 and 9027, and the *Procedures for Complex Cases in the Southern District of Texas* (the "**Complex Rules**").

BACKGROUND

4. On January 25, 2026 (the "**Petition Date**"), the Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code (the "**Chapter 11 Case**").

---

[2] The Removal Deadline under Bankruptcy Rule 9027(a)(2)(A) was April 27, 2026. By order entered on May 22, 2026, the Court extended the Removal Deadline from April 27, 2026 to August 25, 2026. [ECF No. 189]. Pursuant to section K of the Complex Rules, the filing of this Motion automatically extends the Removal Deadline until this Court rules on this Motion. *See* Complex Rules section K (providing that, unless otherwise provided by applicable law, a motion to extend the time for taking an action prescribed by the Bankruptcy Code, the Bankruptcy Rules, the Local Rules for the Southern District of Texas (the "**Local Rules**"), or a confirmed plan, shall automatically extend the time for taking such action until the bankruptcy court rules on such motion).

5. On April 22, 2026, the Court entered the *Order (I) Conditionally Approving the Adequacy of the Disclosure Statement, (II) Approving the Solicitation Procedures and Solicitation Packages, (III) Scheduling a Combined Hearing, (IV) Establishing Procedures for Objecting to the Plan, (V) Approving the Form, Manner, and Sufficiency of Notice of the Combined Hearing, and (VI) Granting Related Relief* [ECF. No. 138], conditionally approving the adequacy of the disclosure statement (as amended, modified, or supplemented from time to time, the "**Disclosure Statement**") embodied within the Combined Disclosure Statement and Chapter 11 Plan (the "**Combined Disclosure Statement and Plan**").

6. On April 27, 2026, the Debtor filed the *Amended Combined Disclosure Statement and Chapter 11 Plan* [ECF No. 141].

7. On May 22, 2026, the Court entered the *Order (I) Extending the Deadline by Which the Debtor May Remove Civil Actions and (II) Granting Related Relief* [ECF No. 189] (the "**First Removal Deadline Extension**").

8. On June 2, 2026, the Debtor filed a corrected *Amended Combined Disclosure Statement and Chapter 11 Plan* [ECF No. 209].

9. On June 3, 2026, the Court entered the *Order Approving the Disclosure Statement on a Final Basis and Confirming the Plan* [ECF No. 225]. The Plan contemplates that, following the occurrence of the effective date (the "**Effective Date**"), the Plan Administrator will oversee the wind down and dissolution of the Debtor, and all of the Debtor's assets will be transferred to a Liquidation Trust, to be administered by the Plan Administrator for the benefit of holders of Allowed General Unsecured Claims. The Plan Administrator will reconcile and resolve Claims and distribute payments to holders of Allowed Claims in accordance with the Plan and the Liquidation Trust Agreement.

10. On July 28, 2026, the Debtor filed the *Notice of (I) Entry of Order Approving the Debtor's Amended Combined Disclosure Statement and Chapter 11 Plan on a Final Basis and Confirming the Plan and (II) Occurrence of the Effective Date Notice* [ECF No. 257], establishing July 27, 2026, as the Effective Date.

THE CIVIL ACTIONS

11. The Debtor—like hundreds of other defendants including many other power companies—was named in lawsuits arising from the power outages that occurred during Winter Storm Uri in February 2021 (the "**Winter Storm Uri Claims**"). The Debtor's bankruptcy counsel did not represent the Debtor in these cases, but based upon a review of summaries of filed complaints, there are over one hundred pending actions with hundreds of different named plaintiffs.

12. On March 12, 2026, the Debtor filed its Schedules of Assets and Liabilities and Statements of Financial Affairs (as amended, modified, or supplemented, the "**Schedules and Statements**"), which identified the Texas multidistrict litigation for the Winter Storm Uri Claims (collectively, the "**Civil Actions**").

13. The Plan Administrator may also become aware of additional Civil Actions before the closure of the Chapter 11 Case.

14. The Plan Administrator disputes all pending litigation claims. Moreover, the Texas Supreme Court recently declined to revive alleged negligence claims against power generators, such as the Debtor, arising out of Winter Storm Uri. *See In re Luminant Generation Company LLC*, 711 S.W.3d 13 (Tex. App. -Hous. (1 Dist.) 2023); Supreme Court of Texas Orders Pronounced March 27, 2026 (denying petitions for writ of mandamus to 1st Court of Appeals with

respect to decision in *In re Luminant Generation Company LLC*, available at https://www.txcourts.gov/supreme/orders-opinions/2026/march/march-27-2026/).

15. The Plan Administrator was appointed only a few weeks ago. As a result, the Plan Administrator has not finished evaluating which Civil Actions, if any, it will seek to remove to a district court pursuant to section 1452 of the Judicial Code and believes that it is prudent to seek the Second Removal Deadline Extension to protect its right to remove the Civil Actions as necessary and appropriate.

BASIS FOR RELIEF

16. Bankruptcy Rule 9027, in conjunction with 28 U.S.C. § 1452, governs the removal of civil actions pending on the Petition Date. *See* 28 U.S.C. § 1452(a) ("A party may remove any claim or cause of action in a civil action . . . to the district court for the district where such civil action is pending, if such district court has jurisdiction of such claim or cause of action under section 1334 of this title."). Bankruptcy Rule 9027 also sets forth the time periods for filing notices to remove claims or causes of action. Bankruptcy Rule 9006(b)(1), in turn, permits the Court to extend the time periods specified in the Bankruptcy Rules "for cause" if the "request to extend is made before the period (or a previously extended period) expires." Fed. R. Bankr. P. 9006. Bankruptcy Rules 9006(b)(2) and (3) do not prohibit the granting of an extension of the time to file notices to remove claims or causes of action.

17. In addition, section 105(a) of the Bankruptcy Code provides, in pertinent part, that "[t]he court may 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). Therefore, pursuant to section 105(a) of the Bankruptcy Code and Bankruptcy Rule 9006(b), this Court has the authority to extend the Plan Administrator's deadline to file notices of removal with respect to the Civil Actions. Further, the

relief granted in the First Removal Deadline Extension is without prejudice to the Debtor's or the Plan Administrator's rights to seek further extensions to remove the Civil Actions.

18. The Bankruptcy Code does not define what is "necessary or appropriate" for purposes of section 105(a), nor does Bankruptcy Rule 9006(b) define "cause" or establish formal criteria for evaluating a request for such an extension. The Plan Administrator believes that the facts and circumstances outlined herein warrant the requested extension. Absent the relief requested herein, the Removal Deadline under Bankruptcy Rule 9027(a)(2)(A) will expire on August 25, 2026.

19. As noted above, the Plan Administrator is continuing to evaluate the claims that have been filed in the Chapter 11 Case and consider issues related to the potential removal of the Civil Actions. Specifically, the Plan Administrator and its advisors have focused their attention on, among other things: (a) addressing post-closing matters following the sale of substantially all the Debtor's assets; (b) analysis and review of claims against the Debtor's estate; (c) developing strategies to resolve claims against the Debtor's estate; (d) final fee applications; and (e) other matters necessary for the wind down of the Debtor.

20. Relatedly, the Liquidation Trust came into existence upon the Effective Date. Upon the Effective Date, the Liquidation Trust Assets, including the Retained Causes of Action, were transferred to the Liquidation Trust. Pursuant to the Plan and the Liquidation Trust Agreement, the Plan Administrator was appointed as trustee for the Liquidation Trust and is tasked with, among other things, investigating, prosecuting, settling, or abandoning the Retained Causes of Action. The Plan Administrator is focused on accomplishing these tasks as efficiently as possible, including making determinations about the appropriateness of removal.

21. The extension requested herein will provide the Plan Administrator with time to make informed decisions concerning the removal of the Civil Actions and will ensure that the estate's rights provided by section 1452 of the Judicial Code can be exercised in an appropriate manner. Additionally, the rights of other parties to the Civil Actions will not be unduly prejudiced by the Plan Administrator's requested extension of the Removal Deadline. If the Plan Administrator ultimately seeks to remove Civil Actions pursuant to Bankruptcy Rule 9027, the other parties to the Civil Actions will retain their rights to seek remand of such Civil Actions pursuant to the Judicial Code. Accordingly, cause exists for the relief requested herein.

22. The Plan Administrator further requests that the Proposed Order be without prejudice to (a) any position the Plan Administrator may take regarding whether section 362 of the Bankruptcy Code applies to stay any given Civil Action pending against the Debtor; (b) the Plan Administrator's right to remove the Civil Actions under Bankruptcy Rule 9027(a)(2)(B); and (c) the right of the Plan Administrator to seek further extensions of the Removal Deadline.

23. For the foregoing reasons, the Plan Administrator submits that the relief requested herein is essential, appropriate, and in the best interests of the Debtor's estate and stakeholders.

NOTICE

24. Notice of this Motion has been or will be provided to: (a) the U.S. Trustee; (b) the United States Attorney's Office for the Southern District of Texas; (c) those creditors holding the twenty largest unsecured claims against the Debtor's estate; (d) counsel to the Prepetition Secured Parties; (e) the Claimant Firms, as defined in the *Order (I) Approving Notice Procedures for Litigation Claimants; and (II) Approving the Form and Manner of Notice of Commencement of This Case* [ECF No. 35]; and (f) all parties who have requested notice in the Chapter 11 Case as

listed on the most recent Master Service List filed with the Court. In light of the nature of the relief requested herein, the Plan Administrator submits that no other or further notice is necessary.

[Remainder of page intentionally left blank]

CONCLUSION

WHEREFORE, the Plan Administrator requests that this Court enter the Proposed Order granting the relief requested herein and such other and further relief as is just and proper.

Dated: August 21, 2026
Houston, Texas

Respectfully submitted,

BRADLEY ARANT BOULT CUMMINGS LLP
Jarrod B. Martin (TX Bar No. 24070221)
Michael K. Riordan (TX Bar No. 24070502)
600 Travis Street, Suite 5600
Houston, Texas 77002
Telephone: (713) 576-0300
Facsimile: (713) 547-0301
Email: jbmartin@bradley.com
mriordan@bradley.com

-and-

James Bailey (TX Bar No. 24108289)
1819 Fifth Avenue N.
Birmingham, AL 35203
Telephone: (205) 521-8000
Facsimile: (205) 488-6913
Email: jbailey@bradley.com

-and-

/s/ Alexandra E. Dugan
Alexandra E. Dugan (admitted *pro hac vice*)
1221 Broadway, Suite 2400
Nashville, TN 37203
Telephone: (615) 252-4638
Facsimile: (615) 252-4705
Email: adugan@bradley.com

Counsel for Accordion Partners, LLC, as Plan Administrator

Certificate of Service

I certify that on the date hereof, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas. Additionally, the foregoing document will be served as set forth in a forthcoming affidavit filed by the Debtor's Claims and Noticing Agent.

/s/ Alexandra E. Dugan
Alexandra E. Dugan

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

In re:	Chapter 11
SHANNON WIND, LLC,	Case No. 26-90124 (ARP)
Debtor.[1]	

ORDER (I) EXTENDING THE DEADLINE BY WHICH THE PLAN ADMINISTRATOR MAY REMOVE CIVIL ACTIONS AND (II) GRANTING RELATED RELIEF

Upon consideration of the motion (the "**Motion**")[2] of Accordion Partners, LLC as Plan Administrator (the "**Plan Administrator**"), for the entry of an order (this "**Order**"), pursuant to 28 U.S.C. § 1452 and Bankruptcy Rules 9027(a)(2) and 9027(a)(3), (i) extending the deadline by which the Plan Administrator may remove Civil Actions and (ii) granting related relief, all as more fully described in the Motion; and this Court having found that it has jurisdiction over this matter pursuant to 28 U.S.C. § 1334(b), and the *Order of Reference to Bankruptcy Judges* from the United States District Court for the Southern District of Texas, entered May 24, 2012; and this Court having found that venue of the Chapter 11 Case and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that this matter is a core proceeding pursuant to 28 U.S.C. § 157(b); and the 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 notice of the Motion has been given as set forth in the Motion and that such notice is adequate and no other or further

[1] The last four digits of the Debtor's federal tax identification number are 3562. For the purpose of this chapter 11 case, the Debtor's address is 1920 McKinney Ave, Suite 950, Dallas, TX, 75201. Additional information regarding the Debtor's case can be found on the website of the Debtor's claims and noticing agent at https://www.veritaglobal.net/shannon.

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

notice need be given; and this Court having reviewed the Motion and having heard the statements in support of the relief requested therein at a hearing before this Court (the "**Hearing**"), if any; and this Court having determined that the legal and factual bases set forth in the Motion and at the Hearing, if any, establish just cause for the relief granted herein; and this Court having found and determined that the relief sought in the Motion is in the best interests of the Debtor's estate, and its creditors; and upon the record in the Chapter 11 Case and 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 is **GRANTED** to the extent set forth herein.

2. The Removal Deadline is extended through and including **December 23, 2026**.

3. The relief granted herein is without prejudice to the rights of the Plan Administrator or any of its successors to request further extensions of the Removal Deadline. Notwithstanding anything to the contrary in the Complex Rules, upon the filing of any motion requesting a further extension of the Removal Deadline that is filed on or before December 23, 2026, the deadline for the Plan Administrator to remove Civil Actions shall be deemed automatically extended through and including the date that the Court issues an order disposing of such request for further extension of the Removal Deadline.

4. The relief granted herein is without prejudice to any position the Plan Administrator or any of its successors may take regarding whether section 362 of the Bankruptcy Code applies to stay any litigation pending against the Debtor or its estate, including any removal rights pursuant to Bankruptcy Rule 9027(a)(2)(B).

5. The relief granted herein is without prejudice to the removal rights of the Plan Administrator or any of its successors pursuant to Bankruptcy Rule 9027(a)(3).

6. This Order shall be binding on the Plan Administrator, including any trustee or other fiduciary appointed for the estate of the Debtor.

7. All time periods set forth in this Order shall be calculated in accordance with Bankruptcy Rule 9006(a).

8. Notice of the Motion as provided therein shall be deemed good and sufficient notice of such Motion, and the requirements of the Bankruptcy Rules, the Local Rules, and the Complex Rules are satisfied by such notice.

9. Any Bankruptcy Rule that might otherwise delay the effectiveness of this Order is hereby waived, and the terms and conditions of this Order shall be effective and enforceable immediately upon its entry.

10. The Plan Administrator is authorized to take any action necessary or appropriate to implement and effectuate the terms of, and the relief granted in, this Order without seeking further order of the Court.

11. The Court shall retain exclusive jurisdiction over any matter arising from or related to the implementation, interpretation, and enforcement of this Order.

Dated: _____, 2026
Houston, Texas

ALFREDO R. PÉREZ
UNITED STATES BANKRUPTCY JUDGE