Docket #0134 Date Filed: 03/05/2026

So Ordered.

Signed this 5 day of March, 2026.

Wendy A. Kinsella

Wendy A. Kinsella
United States Bankruptcy Judge

THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF NEW YORK

In re:	Chapter 11
Vanderbilt Minerals, LLC,	Case No. 26-60110 (WAK)
Debtor.[1]	

THIRD INTERIM ORDER (I) APPROVING THE CONTINUED USE OF THE DEBTOR'S CASH MANAGEMENT SYSTEM AND (II) GRANTING RELATED RELIEF

This matter coming before the Court on the *Motion of the Debtor and Debtor in Possession for Entry of Interim and Final Orders (I) Approving the Continued Use of the Debtor's Cash Management System and (II) Granting Related Relief* (the "Motion"),[2] filed by the above-captioned debtor and debtor in possession (the "Debtor"); the Court having reviewed the Motion and the First Day Declaration and having considered the statements of counsel and the

[1] The Debtor is Vanderbilt Minerals, LLC (EIN 13-1432885). The Debtor's noticing address in this chapter 11 case is 33 Winfield Street, Norwalk, Connecticut 06855.

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

evidence adduced with respect to the Motion at a hearing before the Court (the "Hearing"); the Court having entered the first interim order [Docket No. 48] and the second interim order [Docket No. 95]; the Court having found that (i) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; (ii) venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409; (iii) this is a core proceeding pursuant to 28 U.S.C. § 157(b); (iv) notice of the Motion and the Hearing was sufficient under the circumstances; (v) the relief requested in the Motion is necessary and appropriate to prevent immediate and irreparable harm to the Debtor's business operations and will serve to protect and preserve the Debtor's estate for the benefit of all stakeholders and, thus, cause exists to permit such payments to be made immediately notwithstanding Bankruptcy Rule 6003; and (vi) there is good cause to waive the 14-day stay imposed by Bankruptcy Rule 6004(h) to the extent that it is applicable; and the Court having determined that the legal and factual bases set forth in the Motion and the First Day Declaration and at the Hearing establish just cause for the relief granted herein;

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED on an interim basis, as set forth herein.

2. The Debtor is authorized in accordance with the Approved Budget (as defined in the DIP Financing Motion) to: (i) maintain the Cash Management System in substantially the same form as described in the Motion; (ii) implement ordinary course changes to its Cash Management System; and (iii) open and close bank accounts; provided, however, that notice of such opening or closing shall be provided within fifteen (15) days to the United States Trustee for the Northern District of New York, counsel to the Debtor's proposed DIP Lenders and any official committees appointed in the Chapter 11 Case. Any new bank account opened

by the Debtor shall be established at a bank that has executed a UDA, or at such bank that is willing to immediately execute such agreement.

3. The Debtor shall, as soon as possible, (i) contact each such Bank, (ii) provide each such Bank with the Debtor's employer identification number and (iii) identify each of its Bank Accounts held at such Banks as being held by a debtor in possession in a chapter 11 case and direct such Banks to code their respective Bank Accounts as such. Subject to the limitations of this Interim Order and pursuant to section 363 of the Bankruptcy Code, the Debtor is authorized and empowered to: (a) treat the Bank Accounts for all purposes as accounts of the Debtor in its capacity as debtor in possession; (b) deposit funds in and withdraw funds from the Bank Accounts by all usual forms and other means, including checks, wire transfers and other debits; and (c) reimburse the Banks for any claims arising before or after the Petition Date in connection with checks deposited with the Banks that have been dishonored or returned as a result of insufficient funds in the Bank Accounts in the ordinary course of business, to the same extent the Debtor was responsible for such items prior to the Petition Date.

4. The Debtor is authorized to continue to use the Bank Accounts under existing account numbers without interruption; provided, however, that no Checks issued against the Bank Accounts prior to the commencement of the Chapter 11 Case shall be honored, except as otherwise authorized by an order of this Court and directed by the Debtor; provided, further, that the Banks shall add a "Debtor in Possession" designation to each of the Bank Accounts.

5. JPMorgan Chase Bank, N.A. and its affiliates (collectively, "JPMC") are authorized, but not directed, to apply funds from any cash collateral account it maintains with the Debtor in the event of a valid draw request from a beneficiary of a prepetition letter of credit for which a Debtor is an applicant, in each case, in accordance with the terms and conditions set

forth in the relevant letter of credit agreement and assignment of deposit account agreement between the Debtor and JPMC without further order of this Court. To the extent necessary, JPMC is hereby granted relief from the stay imposed under section 362(d) of the Bankruptcy Code for purposes of this paragraph.

6. The Debtor is authorized, but not directed, in accordance with the Approved Budget, to (i) continue its use of the Corporate Credit Card in the ordinary course of business consistent with prepetition practices and (ii) pay any prepetition obligations associated therewith, subject to a cap of $50,000.

7. The Banks are authorized to accept and honor all representations from the Debtor as to which Checks, drafts, wires or ACH transfers should be honored or dishonored consistent with any order of this Court and governing law, whether such Checks, drafts, wires or ACH Transfers are dated prior to, on or subsequent to the Petition Date; provided that sufficient funds are available in the Debtor's Bank Accounts to cover such Checks and fund transfers. The Banks shall not be liable to any party on account of: (i) following the Debtor's instructions or representations as to any order of this Court; (ii) the honoring of any prepetition Check or item in a good faith belief that the Court has authorized such prepetition Check or item to be honored; or (iii) an innocent mistake made despite implementation of reasonable item-handling procedures. Notwithstanding anything herein to the contrary, the Banks have no duty to make an independent inquiry as to whether any particular payments are authorized by an order of this Court.

8. The Debtor shall not be required to include the legend "Debtor in Possession" and the corresponding bankruptcy case number on Business Forms; provided, however, that with respect to Checks, the Debtor will print Checks from existing Check stock

with a reference to the Debtor's status as a debtor in possession and the corresponding bankruptcy case number.

9. The Banks are authorized to charge, and the Debtor is authorized to pay or honor, the Bank Fees related to the Bank Accounts, whether arising before or after the Petition Date. The Banks also are authorized to charge back returned items to the Bank Accounts in the normal course of business. The Banks are authorized to continue to treat, service and administer the Bank Accounts as accounts of the Debtor as a debtor in possession without interruption and in the usual and ordinary course, and to receive, process and honor and pay, to the extent of available funds and consistent with the terms of this Interim Order, any and all checks, drafts, wires or electronic fund or ACH payments or transfers issued or drawn on the Bank Accounts by the holders or makers thereof, as the case may be. The Banks are authorized to debit the Debtor's accounts in the ordinary course of business without the need for further order of this Court for: (i) all checks drawn on the Debtor's accounts which are cashed at such Bank or exchanged for cashier's checks by the payees thereof prior to the Petition Date; (ii) all items deposited in one of the Debtor's accounts with such Bank prior to the Petition Date which have been dishonored or returned unpaid for any reason, including, but not limited to, dishonored checks, wire transfers, drafts, ACH Payments (credits or debits) or other electronic funds transfers or debits and any and all obligations, chargebacks, returns or liabilities, together with any fees and costs in connection therewith, to the same extent the Debtor was responsible for such items prior to the Petition Date; and (iii) all undisputed prepetition and postpetition amounts outstanding as of the date hereof, if any, owed to any Bank as service charges for the maintenance of the Cash Management System.

10. The Debtor is authorized, from and after the Petition Date, to continue to engage in Intercompany Transactions in the ordinary course of the Debtor's businesses and in accordance with the Approved Budget. In connection therewith, the Debtor shall continue to maintain current records with respect to all transfers of cash or other transfers in satisfaction of obligations of the various Debtor so that all transactions may be readily ascertained, traced and recorded properly on applicable intercompany accounts.

11. Nothing in the Motion or this Interim Order, nor the Debtor's payment of claims pursuant to this Interim Order, shall be deemed or construed as: (i) an admission as to the validity of any claim against the Debtor; (ii) a waiver of the Debtor's rights to dispute any claim, including the amount or priority thereof, on any grounds; (iii) a promise to pay any claim; (iv) an implication or admission that any particular claim is of a type specified or defined hereunder; or (v) the assumption of any executory contract or unexpired lease.

12. The requirements of Bankruptcy Rule 6003(b) have been satisfied with respect to the payments authorized by this Interim Order.

13. To the extent the Bank Accounts are not already in compliance with section 345(b) of the Bankruptcy Code, the requirements of section 345(b) of the Bankruptcy Code are waived on an interim basis.

14. This Interim Order shall be immediately effective and enforceable upon its entry. To the extent that it may be applicable, the 14-day stay imposed by Bankruptcy Rule 6004(h) and any notice requirements of Bankruptcy Rule 6004(a) are hereby waived.

15. The Debtor is authorized and empowered to take all actions necessary to implement the relief granted in this Interim Order in accordance with the Motion.

16. This court shall retain jurisdiction over any and all matters arising from or related to the implementation or interpretation of this Interim Order.

17. A final hearing to consider the relief requested in the Motion shall be held on March 18, 2026 at 2:00 p.m. (prevailing Eastern Time) and any objections or responses to the Motion shall be filed and served on or prior to March 17, 2026 at 12:00 p.m. (prevailing Eastern Time).

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