

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

| | | |
|---|---|------------------------|
| In re: |) | |
| |) | Chapter 11 |
| ZACHRY HOLDINGS, INC., <i>et al.</i> ¹ |) | |
| |) | Case No. 24-90377 (MI) |
| Debtors. |) | (Jointly Administered) |
| |) | |

**DEBTORS' OBJECTION
TO PROOF OF CLAIM OF BALDEMAR RENTERIA**

This is an objection to your claim. This objection asks the Court to disallow the claim that you filed in this bankruptcy case. If you do not file a response within 30 days after the objection was served on you, your claim may be disallowed without a hearing.

The above-captioned debtors and debtors in possession (collectively, the “**Debtors**”) file this objection (the “**Objection**”) to Claim No. 908 (the “**Claim**”) filed by Baldemar Renteria (the “**Claimant**”). In support of this Objection, the Debtors submit the Declaration of William Murphy attached hereto as **Exhibit A**. In further support of this Objection, the Debtors respectfully state as follows:

Preliminary Statement Regarding Frivolous and Unsupported Claims

1. The Claim is one of a group of claims filed by Debtors’ current and former employees on unknown or ambiguous grounds. These claims include either no information and/or did not attach any documentation in support. The Debtors have reviewed each of these claims, including the Claim, and determined that these claims are invalid or without support or are unable to determine the validity of the claims without more information.

¹ The last four digits of Zachry Holdings, Inc.’s tax identification number are 6814. A complete list of each of the Debtors in these chapter 11 cases and the last four digits of their federal tax identification numbers may be obtained on the website of the Debtors’ claims and noticing agent at www.veritaglobal.net/ZHI. The location of the Debtors’ service address in these chapter 11 cases is: P.O. Box 240130, San Antonio, Texas 78224.



Relief Requested

2. By this Objection, the Debtors seek entry of an order, substantially in the form attached hereto (the “**Proposed Order**”) (i) disallowing and expunging the Claim in its entirety and (ii) granting such other and further relief as the Court deems just and proper.

Jurisdiction, Venue, and Predicates for Relief

3. The United States Bankruptcy Court for the Southern District of Texas (the “**Court**”) has jurisdiction over this matter pursuant to 28 U.S.C. § 1334. This matter is a core proceeding under 28 U.S.C. § 157(b)(2)(B) and this Court has constitutional authority to enter a final order because the matter involves allowance or disallowance of claims against the estate.

4. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

5. The predicates for the relief requested herein are sections 105(a) and 502(b) of title 11 of the United States Code (the “**Bankruptcy Code**”), rule 3007 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), and rule 3007-1 of the Bankruptcy Local Rules for the Southern District of Texas (the “**Bankruptcy Local Rules**”).

Background

A. The Chapter 11 Cases

6. On May 21, 2024 (the “**Petition Date**”), each Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code commencing the above-captioned chapter 11 cases. The Debtors continue to operate their businesses and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. These chapter 11 cases are being jointly administered pursuant to Bankruptcy Rule 1015(b). No party has requested the appointment of a trustee or examiner in these chapter 11 cases. On June 4, 2024, the Office of the United States Trustee for the Southern District of Texas (the “**U.S. Trustee**”) appointed an

official committee of unsecured creditors pursuant to section 1102 of the Bankruptcy Code (the “**Committee**”) [Docket No. 176].

7. A detailed description of the Debtors and their businesses, including the facts and circumstances giving rise to these chapter 11 cases, is set forth in the *Declaration of Mohsin Y. Meghji in Support of Debtors’ Petitions and Requests for First Day Relief* [Docket No. 7].

8. On July 16, 2024, the Debtors filed their Schedules of Assets and Liabilities and Statements of Financial Affairs (collectively, the “**Schedules and Statements**”) *See* Docket Nos. 510–531. On August 30, 2024 and December 2, 2024, several of the Debtors filed amendments to their Schedules and Statements. *See* Docket Nos. 855-865, 1564.

9. On July 26, 2024, the Court entered the *Order (I) Setting Bar Dates for Filing Proofs of Claim, Including Requests for Payment Under Section 503(b)(9), (II) Establishing Amended Schedules Bar Date and Rejection Damages Bar Date, (III) Approving the Form and Manner for Filing Proofs of Claim, Including Section 503(b)(9) Requests, (IV) Approving Notice of Bar Dates, and (V) Granting Related Relief* [Docket No. 636] (the “**Bar Date Order**”). The Bar Date Order established September 16, 2024, at 5:00 p.m. (prevailing Central Time) as the deadline for all non-governmental entities holding or wishing to assert a “claim” (as defined in section 101(5) of the Bankruptcy Code) against any of the Debtors that arose before the Petition Date to file proof of such claim (the “**General Bar Date**”). The bar date for claims related to the amended Schedules and Statements was October 4, 2024, at 5:00 p.m. (prevailing Central Time), and for filing proofs of claim related to the second amended Schedules and Statements is January 2, 2025, at 5:00 p.m. (prevailing Central Time). The deadline for all governmental entities holding or wishing to assert a claim against any of the Debtors that arose prior to the Petition Date to file

proof of such claim was November 18, 2024, at 5:00 p.m. (prevailing Central Time) (the “**Governmental Bar Date**”).

B. The Claim

10. On August 21, 2024, the Claimant filed the Claim as a 507(a)(1), (4), and (7) claim against Zachry Holdings, Inc. A true and correct copy of the Claim is attached hereto as **Exhibit**

B.

11. Claimant seeks \$27,470.00. The alleged basis for the claim is “services performed.”

12. Claimant has provided no information or documentation to demonstrate a ground for payment of the Claim. *See* **Exhibit A**. The only documentation provided was a copy of a utility bill and a summary of benefits.

13. The Debtors, their advisors, and/or counsel (collectively, the “Reviewing Parties”) have been working diligently to review the Claim, including any supporting documentation.

14. Based on the Reviewing Parties’ analysis to date, the Reviewing Parties believe that the Claim should be disallowed as set forth herein.

Objection

15. Section 502(a) of the Bankruptcy Code provides, in pertinent part, that “[a] claim or interest, proof of which is filed under section 501 of [the Bankruptcy Code], is deemed allowed, unless a party in interest . . . objects.” 11 U.S.C. § 502(a). Further, section 502(b)(1) of the Bankruptcy Code provides that a court “shall determine the amount of such claim . . . as of the date of the filing of the petition, and shall allow such claim in such amount, except to the extent that—such claim is unenforceable against the debtor and the property of the debtor, under any agreement or applicable law.” 11 U.S.C. §502(b)(1). This statutory exception to the allowance of a claim is “generally complemented by § 558, which provides that ‘[t]he estate shall have the

benefit of any defense available to the debtor as against any entity other than the estate, including statutes of limitation, statutes of fraud, usury, and other personal defenses.’” *In re W.R. Grace & Co.*, 626 B.R. 217, 235 (Bankr. D. Del. 2021) (quoting 11 U.S.C. § 558).

16. As set forth in Bankruptcy Rule 3001(f), a properly executed and filed proof of claim constitutes *prima facie* evidence of the validity and the amount of the claim under section 502(a) of the Bankruptcy Code. *See, e.g., In re Jack Kline Co., Inc.*, 440 B.R. 712, 742 (Bankr. S.D. Tex. 2010). However, a proof of claim loses the presumption of *prima facie* validity under Bankruptcy Rule 3001(f) if an objecting party refutes at least one of the allegations that is essential to the claim’s legal sufficiency. *See In re Fidelity Holding Co., Ltd.*, 837 F.2d 696, 698 (5th Cir. 1988). Once such an allegation is refuted, the burden reverts to the claimant to prove the validity of its claim by a preponderance of the evidence. *See id.* Despite this shifting burden during the claim objection process, “the ultimate burden of proof always lies with the claimant.” *In re Armstrong*, 347 B.R. 581, 583 (Bankr. N.D. Tex. 2006) (citing *Raleigh v. Ill. Dep’t of Revenue*, 530 U.S. 15 (2000)).

17. Here, the Claim should be disallowed in its entirety. As set forth in Exhibit A, Debtors have thoroughly reviewed the Debtors’ books and records and the Claim, and cannot determine the validity of the claim. The Claimant did not include any relevant supporting documentation and only stated “services performed” as the basis for the claim. Debtors’ books and records do not reveal any obligations due and owing to the Claimant. As such, the Claim should be disallowed. The failure to disallow the Claim could result in the Claimant receiving an unwarranted recovery against the Debtors’ estates to the detriment of creditors with valid claims.

18. The Debtors request that the Court enter an order disallowing the Claim subject to the Claimant providing the Debtors with supporting documentation as set forth above.

Reservation of Rights

This Objection is limited to the grounds identified therein. The Debtors expressly reserve all further substantive or procedural objections. Nothing contained herein or any actions taken pursuant to such relief requested is intended or shall be construed as: (a) an admission as to the amount of, basis for, or validity of any claim against a Debtor entity under the Bankruptcy Code or other applicable nonbankruptcy law; (b) a waiver of the Debtors' or any other party in interest's rights to dispute any claim on any grounds; (c) a promise or requirement to pay any claim; (d) an implication or admission that any particular claim is of a type specified or defined in this Objection or any order granting the relief requested by this Objection or a finding that any particular claim is an administrative expense claim or other priority claim; (e) a waiver of any claims or causes of action which may exist against any creditor or interest holder; (f) a request or authorization to assume, adopt, or reject any agreement, contract, or lease pursuant to section 365 of the Bankruptcy Code; (g) a waiver or limitation of the Debtors' or any other party in interest's rights under the Bankruptcy Code or any other applicable law; (h) an admission as to the validity, priority, enforceability, or perfection of any lien on, security interest in, or other encumbrance of property of the Debtors' estates; or (i) a concession by the Debtors that any liens (contractual, common law, statutory, or otherwise) that may be satisfied pursuant to the relief requested in this Objection are valid and the rights of all parties in interest are expressly reserved to contest the extent, validity, or perfection or seek avoidance of all such liens.

Notice

The Debtors will provide notice of this Motion to: (a) the United States Trustee for the Southern District of Texas; (b) counsel for the Committee; (c) the Prepetition Agent; (d) the United States Attorney's Office for the Southern District of Texas; (e) the state attorneys general for the states in which the Debtors operate; (f) the Internal Revenue Service; and (g) any party that has

requested notice pursuant to Bankruptcy Rule 2002 and Bankruptcy Local Rule 9013-1(d). In light of the nature of the relief requested, no other or further notice need be provided.

Conclusion

For the foregoing reasons, the Debtors respectfully request that the Court enter the Proposed Order (i) disallowing the Claim, and (ii) granting such other and further relief as the Court deems just and proper.

Respectfully submitted,

/s/ D. Ryan Cordell, Jr.

John B. Thomas (Attorney-in-Charge)

Texas Bar No. 19856150

S.D. Tex. ID No. 10675

jthomas@hicks-thomas.com

D. Ryan Cordell, Jr.

Texas Bar No. 24109754

S.D. Tex. ID No. 3455818

rcordell@hicks-thomas.com

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S.D. Tex. ID No. 3862084

mjantz@hicks-thomas.com

Hicks Thomas LLP

700 Louisiana Street, Suite 2300

Houston, Texas 77002

Telephone: (713) 547-9100

Facsimile: (713) 547-9150

Counsel for Debtors

Certificate of Service

I certify that on February 17, 2025 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.

/s/ D. Ryan Cordell, Jr.

D. Ryan Cordell, Jr.

EXHIBIT**A**

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

In re:

ZACHRY HOLDINGS, INC., *et al.*¹

Debtors.

)
) Chapter 11
)
) Case No. 24-90377 (MI)
)
) (Jointly Administered)
)

**DECLARATION OF WILLIAM B. MURPHY
IN SUPPORT OF DEBTORS' OBJECTION TO
PROOF OF CLAIM NO. 908**

I, William B. Murphy, solely in my capacity as financial advisor to the above-captioned debtors and debtors in possession (the “**Debtors**”), declare as follows pursuant to 28 U.S.C. § 1746:

1. I am a Senior Director at M3 Advisory Partners, LP (“**M3**”). Inclusive of my time at M3, I have over 40 years of experience in corporate restructuring, including advising creditors and debtors on strategic planning, financial projections, claim reconciliation, claim resolution and debt restructuring. In connection with chapter 11 restructurings, I possess considerable familiarity with and experience in, among other things, analyzing and monitoring cash management systems, debt classification and priority, bankruptcy taxation, preference actions, fraudulent conveyance actions, feasibility issues, disclosure statement and plan of reorganization approval procedures and hearings, and negotiations between debtors and their creditors.

¹ The last four digits of Zachry Holdings, Inc.’s tax identification number are 6814. A complete list of each of the Debtors in these chapter 11 cases and the last four digits of their federal tax identification numbers may be obtained on the website of the Debtors’ proposed claims and noticing agent at www.veritaglobal.net/ZHI. The location of the Debtors’ service address in these chapter 11 cases is: P.O. Box 240130, San Antonio, Texas 78224.

2. I am generally familiar with the Debtors' day-to-day operations, financing, arrangements, business affairs, and accounting software that reflects, among other things, the Debtors' liabilities.

3. Contemporaneously with the filing of this Declaration, the Debtors filed the *Objection to Proof of Claim No. 908* (the "**Objection**").²

4. The facts set forth in this Declaration are based upon my personal knowledge, personal conversations I have had with the Debtors' management and financial advisors, or upon my review of records kept in the ordinary course of the Debtors' business that were, as appropriate, reviewed by me or others under my supervision and direction. Further, I or others under my supervision and direction have reviewed and analyzed, to the extent possible, the proofs of claim filed by claimants, including the present Claim. If called and sworn as a witness, I could and would testify competently to the matters set forth herein.

THE CLAIM

5. I have read the Objection and, to the best of my knowledge, information, and belief, the assertions made in the Objection are accurate. The Debtors and their advisors have determined that they cannot reconcile the present Claim with the Debtors' books and records because the Claim does not include sufficient information or documentation to support a claim against the Debtors. Without providing such information or documentation, the Debtors are unable to ascertain the validity of the Claim. As such, I believe that the failure to provide such supporting documentation within 30 days from the date the Objection Notice is served on such claimholders should result in the disallowance and expunging of the Claim. I believe that the failure to disallow and expunge the Claim at that point could result in the applicable claimant receiving an

² Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Objection.

unwarranted recovery against the Debtors' estates to the detriment of creditors with valid claims.

As such, I believe that the disallowance of the Claim on the terms set forth in the Objection is appropriate.

Dated: February 17, 2025

By: /s/ William B. Murphy

William B. Murphy

M3 Advisory Partners LP

Fill in this information to identify the case:

Debtor Zachry Holdings, Inc.

United States Bankruptcy Court for the: Southern District of Texas
(State)

Case number 24-90377

Official Form 410

Proof of Claim

04/22

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

| | | |
|--|---|--|
| 1. Who is the current creditor? | <u>BALDEMAR RENTERIA</u> Name of the current creditor (the person or entity to be paid for this claim) | |
| | Other names the creditor used with the debtor <u>zachry holdings, INC.</u> | |
| 2. Has this claim been acquired from someone else? | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____ | |
| 3. Where should notices and payments to the creditor be sent? | Where should notices to the creditor be sent? BALDEMAR RENTERIA 914 SOUTH INDIANA AVE MERCEDES, TX 78570 Federal Rule of Bankruptcy Procedure (FRBP) 2002(g) Contact phone <u>9563734767</u> Contact email <u>renteriabaldemar393@gmail.com</u> Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____ | Where should payments to the creditor be sent? (if different) Contact phone _____ Contact email _____ |
| 4. Does this claim amend one already filed? | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY | |
| 5. Do you know if anyone else has filed a proof of claim for this claim? | <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____ | |

EXHIBIT
B

Part 2: Give Information About the Claim as of the Date the Case Was Filed

| | | | |
|-----|--|--|--|
| 6. | Do you have any number you use to identify the debtor? | <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: <u>6814</u> | |
| 7. | How much is the claim? \$ <u>27,470</u> | Does this amount include interest or other charges? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A). | |
| 8. | What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c). Limit disclosing information that is entitled to privacy, such as health care information. <u>services performed</u> | | |
| 9. | Is all or part of the claim secured? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. The claim is secured by a lien on property. <div style="margin-left: 40px;"> Nature or property: <input type="checkbox"/> Real estate: If the claim is secured by the debtor's principle residence, file a <i>Mortgage Proof of Claim Attachment</i> (Official Form 410-A) with this <i>Proof of Claim</i>. <input type="checkbox"/> Motor vehicle <input type="checkbox"/> Other. Describe: _____ </div> <div style="margin-left: 40px; margin-top: 20px;"> Basis for perfection: _____ Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.) </div> <div style="margin-left: 40px; margin-top: 20px;"> Value of property: \$ _____ Amount of the claim that is secured: \$ _____ Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amount should match the amount in line 7.) </div> <div style="margin-left: 40px; margin-top: 20px;"> Amount necessary to cure any default as of the date of the petition: \$ _____ </div> <div style="margin-left: 40px; margin-top: 20px;"> Annual Interest Rate (when case was filed) _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable </div> | | |
| 10. | Is this claim based on a lease? <input type="checkbox"/> No <input checked="" type="checkbox"/> Yes. Amount necessary to cure any default as of the date of the petition. \$ <u>1350</u> | | |
| 11. | Is this claim subject to a right of setoff? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Identify the property: _____ | | |



12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

☐ No☒ Yes. Check all that apply:

Amount entitled to priority

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

☒ Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

\$ 7920

☒ Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

\$ 5400

☒ Wages, salaries, or commissions (up to \$15,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).

\$ 27470

☐ Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).

\$

☐ Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).

\$

☐ Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.

\$

* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. 503(b)(9)?

☒ No☐ Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

☒ I am the creditor.☐ I am the creditor's attorney or authorized agent.☐ I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.☐ I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 08/21/2024
MM / DD / YYYY

/s/baldemar renteria
Signature

Print the name of the person who is completing and signing this claim:

Name baldemar renteria
First name Middle name Last name

Title scaffold journeyman

Company zachry holdings, INC.

Identify the corporate servicer as the company if the authorized agent is a servicer.

Address

Contact phone

Email



For phone assistance: Domestic (866) 479-8211 | International (781) 575-2037

| | | |
|--|---|----------------------------------|
| Debtor: 24-90377 - Zachry Holdings, Inc. District: Southern District of Texas, Houston Division | | |
| Creditor: BALDEMAR RENTERIA 914 SOUTH INDIANA AVE MERCEDES, TX, 78570 Phone: 9563734767 Phone 2: 9562049353 Fax: Email: renteriabaldemar393@gmail.com | Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement: | |
| | Has Related Claim: No Related Claim Filed By: | |
| | Filing Party: Creditor | |
| Other Names Used with Debtor: zachry holdings, INC. | Amends Claim: No Acquired Claim: No | |
| Basis of Claim: services performed | Last 4 Digits: Yes - 6814 | Uniform Claim Identifier: |
| Total Amount of Claim: 27,470 | Includes Interest or Charges: No | |
| Has Priority Claim: Yes | Priority Under: 11 U.S.C. §507(a)(1)(A) or (a)(1)(B): 7920 11 U.S.C. §507(a)(4): 27470 11 U.S.C. §507(a)(7): 5400 | |
| Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: Yes, 1350 Subject to Right of Setoff: No | Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured: | |
| Submitted By: baldemar renteria on 21-Aug-2024 4:14:04 p.m. Eastern Time Title: scaffold journeyman Company: zachry holdings, INC. | | |



Entergy Texas, Inc.
Entergy-Texas.com

Service Location
3031 8th St Apt 605
Port Neches, TX 77651-5713
Page 1 of 2

Customer Service
Residential: 7a-7p; Mon-Fri
Business: 8a-5p; Mon-Fri
800-ENTERGY
(800-368-3749)

**Power Outage or
Safety Concern**
24 hrs/7days
800-9OUTAGE
(800-968-8243)

Hi Baldemar,

Here's your utility bill for the current month

Account # 192531291 | **Invoice # 35008037903**

Mail Date 11/10/2023 | QPC 06000 | Cycle 09

\$7200

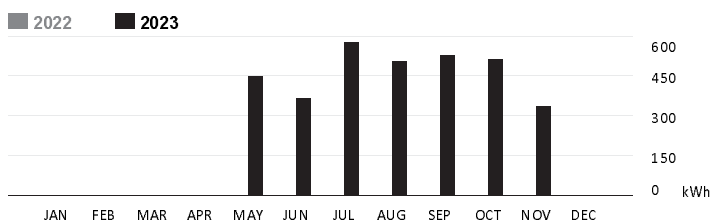
Previous Balance
11/24/2023.

\$7600

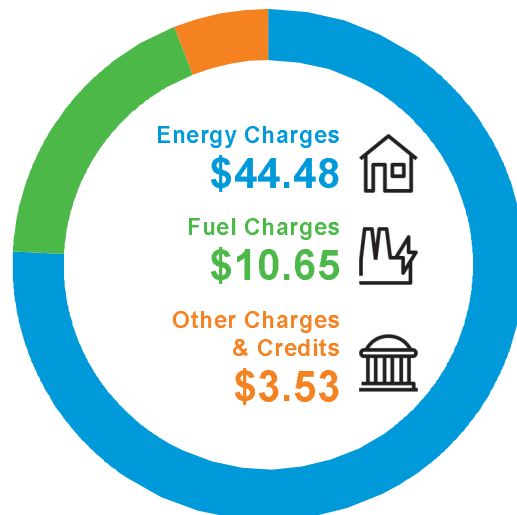
Amount Due by
12/26/2023.

You are on Level Billing.
See reverse for a breakdown of amount due.

ENERGY USAGE AND CURRENT CHARGES



| Billing Period | Billing Days | kWh Used | Avg kWh Per Day |
|----------------|--------------|----------|-----------------|
| Nov 2023 | 29 | 336 | 11.6 |



The average temperature was 13° cooler this billing period than it was last billing period.

IMPORTANT MESSAGES

- Please Bring Entire Bill When Paying in Person
- Si necesita tener la información de esta cuenta en español, favor de llamar al 1-800-368-3749 y pida que le pasen con un traductor.
- As a Pick A Date customer, your chosen due date may result in you receiving a new bill before the previous bill amount is due. When this occurs, the total amount on the bill will include both the current month's amount due and the prior month's amount due which is shown as a previous balance in the account summary. To obtain the amount due for the date(s) provided and view your account in more detail visit www.myentergy.com/s/billpay.

WAYS TO PAY



ONLINE
myentergy.com/s/makepayment



BY PHONE
888-822-0553 (\$2.50 fee)



BY MOBILLS™
Use your smartphone's native mobile wallet (\$1.60 fee)



IN PERSON
entergy-texas.com/payment
 (fee varies)



BY TEXT
Reply to a text from Entergy
to pay your bill (\$1.60 fee)



BY MAIL
P.O. Box 8104
Baton Rouge, LA 70891-8104



Energy-Texas.com

Account # 192531291
Invoice # 35008037903
QPC 06000

| | |
|--------------------------------|----------|
| Previous Balance 11/24/2023 | \$72.00 |
| Amount Due by 12/26/2023 | \$76.00 |
| Total Due | \$148.00 |

Please send stub with check payable to **Entergy**. Thank You.
Customer Service 800-ENTERGY (800-368-3749)

BALDEMAR RENTERIA
3031 8TH ST APT 605
PORT NECHES TX 77651-5713

ENTERGY
PO BOX 8104
BATON ROUGE, LA 70891-8104

6000000192531291000000000000000000148007000000000000036004

AM R TXRS E3

| | | | |
|---|--------------------|--|----------------|
| Meter Reading (Contract 22217646) | Meter # AM14411457 | Rate : TX_RS | Total Days: 29 |
| Current Meter Reading (11/08/2023 11:59 PM) | 4337 | Previous Meter Reading (10/10/2023 11:59 PM) | - 4001 |
| kWh Metered | | | 336 |

Account Detail

Remaining Balance \$ **72.00**

Actual Bill Calculation

Energy Charges



| | |
|---|--------------|
| • Customer Charge | \$ 14.00 |
| • Energy Charge | 30.09 |
| • Energy Efficiency Cost Recovery Factor 336 kWh @ \$0.001167 . . | 0.39 |
| | 44.48 |

Fuel Charges



| | |
|---|--------------|
| • Fuel Charge 336 kWh @ \$0.0316975 . . | 10.65 |
| | 10.65 |

Other Charges & Credits



| | |
|---|-------------|
| • SCO Storm Cost Offset-2 336 kWh @ \$-0.000051 . . | -0.02 |
| • Advanced metering charge | 1.57 |
| • Municipal Franchise Fee 336 kWh @ \$0.0010127 . . | 0.34 |
| • Local Sales Tax | 0.86 |
| • System Restoration Cost-2 | 0.78 |
| | 3.53 |

Current Month Energy Charges \$ **58.66**

Levelized Billing Calculation

| | |
|--|--------------|
| Current 12 Months Actual Bill \$861.64/12 . \$ | 71.80 |
| Prior Month Accum Difference \$53.53/12 . | 4.46 |
| Current Month Level Bill to Nearest Dollar \$ | 76.00 |

TOTAL AMOUNT DUE

| | |
|--|---------------|
| Remaining Balance | 72.00 |
| Current Month Level Bill to Nearest Dollar | 76.00 |
| Total Amount Due. \$ | 148.00 |

IMPORTANT MESSAGES CONTINUED

- See your daily cost and usage to help manage your bill. Visit entergy.com/myAdvisor.
- Recently changed Banks? Or was your Bank recently merged or acquired? Returned bill payments can happen with old banking information. Avoid payment return fees and late fees by keeping your ABA routing number and bank account number updated in MyEntergy and Mobile App.

TERMS AND DEFINITIONS

- **Customer Charge:** A monthly charge that covers a portion of the fixed costs required to provide electricity service that is not dependent on energy usage.
- **Energy Charge:** Any charge, other than a tax or other fee, that is assessed on the basis of the customer's energy consumption.
- **Energy Efficiency Cost Recovery Factor:** A charge approved by the Public Utility Commission to recover the electric utility's cost of providing energy efficiency programs
- **Fuel Charge:** A charge approved by the Public Utility Commission for the recovery of the utility's costs for the fuel used to generate electricity.
- **Advanced metering charge:** A charge to recover the costs of an advanced metering system.
- **Municipal Franchise Fee:** A fee assessed to compensate municipalities for the utility's use of public rights-of-way.
- **Local Sales Tax:** Sales tax collected by authorized taxing authorities, such as the state, cities, and special purpose districts.

To review the full list of definitions go to:

entergy.com/bill

Entergy is improving our communities by reducing greenhouse gas emissions.



In 2001, Entergy committed to stabilizing carbon emissions.



Entergy has reduced its carbon emissions by more than 30% since that time.



By 2050, Entergy will achieve net-zero carbon emissions.





Entergy Texas, Inc.
Entergy-Texas.com

Service Location
3031 8th St Apt 605
Port Neches, TX 77651-5713
Page 2 of 2

Customer Service
Residential: 7a-7p; Mon-Fri
Business: 8a-5p; Mon-Fri
800-ENTERGY
(800-368-3749)

**Power Outage or
Safety Concern**
24 hrs/7days
800-9OUTAGE
(800-968-8243)

IMPORTANT MESSAGES CONTINUED

- **Real-Time Payment Options:**
 - www.myEntergy.com/s/makepayment.
 - By Phone at 888-822-0553 (\$2.50 fee).
- **IMPORTANT NOTICE:** Sending an eligible check payment authorizes Entergy to convert your paper check to an electronic debit. For more information call 1-888-627-6695. For more energy saving tips, visit entergy.com.
- Get account info on your cell phone. Text **INFO** to **368374** for a menu of options.
- Please add \$1 to total bill amount for **The Power to Care**. Learn more at entergy.com.

Resumen de Beneficios

Resumen de beneficios generado en 08/12/2023 At 05:11:50 CDT

Acerca de Ti

Tu Información

| | |
|---------------------------|---|
| Nombre | BALDEMAR RENTERIA |
| Dirección | 914 SOUTH INDIANA AVE MERCEDES, TX 78570 US |
| Fecha de Nacimiento | 05/28/1983 |
| Estado Civil | Married |
| Sexo | Male |
| Numero telefonico de casa | 956-204-9353 |
| Cell Phone | 956-204-9353 |

Dependientes - 6

Dependientes

| Nombre | Parentesco | Sexo | Fecha de Nacimiento |
|---------------------------------|-------------------------|--------|---------------------|
| Maria de Jesus Alvarez Guerrero | Spouse | Female | 03/08/1983 |
| angelica maria renteria | Child | Female | 10/29/2007 |
| Baldemar Armando Renteria Jr | Child | Male | 06/23/2010 |
| Bella Rose Renteria | Child | Female | 02/01/2020 |
| cataleya valeria Renteria | Child | Female | 11/18/2017 |
| jesus alfredo silva alvarez | Stepson or Stepdaughter | Male | 02/26/2000 |

Mi Salud

Medica - Basic Plan

\$52.58
Weekly

Medica Miembros Cubiertos

| Miembros | Cubierto |
|--|----------|
| BALDEMAR RENTERIA Fecha de inicio: 10/01/2023 | Si |
| Maria de jesus Alvarez Guerrero Fecha de inicio: 10/01/2023 | Si |
| angelica maria renteria | No |
| Baldemar Armando Renteria Jr | No |
| Bella Rose Renteria | No |
| cataleya valeria Renteria | No |
| jesus alfredo silva alvarez | No |

Medica Cost Breakdown

| | |
|---|-------------------|
| Costo del empleado Su empleador pagará \$0.00 para este beneficio. | \$52.58 Weekly |
|---|-------------------|

Medica Beneficiaries

| Nombre | Tipo de Beneficiario | Asignación |
|---------------------------------|----------------------|------------|
| Maria de jesus Alvarez Guerrero | Primario | 100.00% |
| jesus alfredo silva alvarez | Ninguna | |
| angelica maria renteria | Ninguna | |
| Baldemar Armando Renteria Jr | Ninguna | |
| cataleya valeria Renteria | Ninguna | |
| Bella Rose Renteria | Ninguna | |

Critical Illness - Critical Illness Insurance

\$3.46
Weekly

Critical Illness Miembros Cubiertos

| Miembros | Cubierto |
|---|----------|
| BALDEMAR RENTERIA Fecha de inicio: 10/01/2023 | Si |
| Maria de Jesus Alvarez Guerrero Fecha de inicio: 10/01/2023 | Si |
| angelica maria renteria | No |
| Baldemar Armando Renteria Jr | No |
| Bella Rose Renteria | No |
| cataleya valeria Renteria | No |
| jesus alfredo silva alvarez | No |

Critical Illness Beneficiaries

| Nombre | Tipo de Beneficiario | Asignación |
|---------------------------------|----------------------|------------|
| Maria de Jesus Alvarez Guerrero | Primario | 100.00% |
| jesus alfredo silva alvarez | Ninguna | |
| angelica maria renteria | Ninguna | |
| Baldemar Armando Renteria Jr | Ninguna | |
| cataleya valeria Renteria | Ninguna | |
| Bella Rose Renteria | Ninguna | |

Accident - Accident

\$3.77
Weekly**Accident Miembros Cubiertos**

| Miembros | Cubierto |
|---|----------|
| BALDEMAR RENTERIA Fecha de inicio: 10/01/2023 | Si |
| Maria de Jesus Alvarez Guerrero Fecha de inicio: 10/01/2023 | Si |
| angelica maria renteria | No |
| Baldemar Armando Renteria Jr | No |
| Bella Rose Renteria | No |
| cataleya valeria Renteria | No |
| jesus alfredo silva alvarez | No |

Accident Beneficiaries

| Nombre | Tipo de Beneficiario | Asignación |
|---------------------------------|----------------------|------------|
| Maria de Jesus Alvarez Guerrero | Primario | 100.00% |
| jesus alfredo silva alvarez | Ninguna | |
| angelica maria renteria | Ninguna | |
| Baldemar Armando Renteria Jr | Ninguna | |
| cataleya valeria Renteria | Ninguna | |
| Bella Rose Renteria | Ninguna | |

Hospital Indemnity - Hospital Indemnity

\$8.34
Weekly

Hospital Indemnity Miembros Cubiertos

| Miembros | Cubierto |
|--|----------|
| BALDEMAR RENTERIA Fecha de inicio: 10/01/2023 | Si |
| Maria de Jesus Alvarez Guerrero Fecha de inicio: 10/01/2023 | Si |
| angelica maria renteria | No |
| Baldemar Armando Renteria Jr | No |
| Bella Rose Renteria | No |
| cataleya valeria Renteria | No |
| jesus alfredo silva alvarez | No |

Hospital Indemnity Beneficiaries

| Nombre | Tipo de Beneficiario | Asignación |
|---------------------------------|----------------------|------------|
| Maria de Jesus Alvarez Guerrero | Primario | 100.00% |
| jesus alfredo silva alvarez | Ninguna | |
| angelica maria renteria | Ninguna | |
| Baldemar Armando Renteria Jr | Ninguna | |
| cataleya valeria Renteria | Ninguna | |
| Bella Rose Renteria | Ninguna | |

Dental - Exención de cobertura

Visión - Exención de cobertura

Mi Seguridad

SafetyNets Plus - SafetyNets Plus

\$3.45
Weekly

| | |
|-----------------|------------|
| Fecha de inicio | 10/01/2023 |
|-----------------|------------|

Costo Total

Si Está Aprobado

\$71.60
Weekly

siendo recibida.esta informacion no es entendida para ser una lista inclusiva oh exhaustiva de informacion sobre inscribirse en beneficios.Modificar,corejir, y agregar a la aseguransa no son cambios inmediateamente efectivos.Favor de contactar a su administrador de beneficios con cualquier pregunta.

Se ha hecho todo esfuerzo para mandar la información con precisión, pero existe la posibilidad de error. En caso de conflicto entre la confirmación de su elección de beneficios y un documento oficial del plan, el documento del plan será la autoridad final. Tenga en cuenta que algunas elecciones de cobertura de seguro solo serán efectivas después de la aprobación de su evidencia de asegurabilidad (EOI) por parte de la compañía de seguros.

* -Cualquier informaci#243;n personal o dependiente que aparezca en letra roja indica un cambio que actualmente est#225; pendiente de aprobaci#243;n.

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

| | | |
|---|---------------------------------|--|
| In re: ZACHRY HOLDINGS, INC., <i>et al.</i> ¹ <div style="text-align: right;">Debtors.</div> |))))))) | Chapter 11 Case No. 24-90377 (MI) (Jointly Administered) Re: Docket No. ____ |
|---|---------------------------------|--|

**ORDER SUSTAINING
DEBTORS' OBJECTION
TO CLAIM NO. 908**

Upon the objection (the “**Objection**”)² of the above-captioned debtors and debtors in possession (collectively, the “**Debtors**”) for entry of an order (this “**Order**”) disallowing the Claim, as more fully set forth in the Objection; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b); and that this 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 venue of this proceeding and the Objection in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in the Objection is in the best interests of the Debtors’ estates, their creditors, and other parties in interest; and this Court having found that the Debtors’ notice of the Objection and opportunity for a hearing on the Objection were appropriate and no other notice need be provided; and this Court having reviewed the Objection and having heard the statements in support of the relief requested therein at a hearing before this Court, if any

¹ The last four digits of Zachry Holdings, Inc.’s tax identification number are 6814. A complete list of each of the Debtors in these chapter 11 cases and the last four digits of their federal tax identification numbers may be obtained on the website of the Debtors’ claims and noticing agent at www.veritaglobal.net/ZHI. The location of the Debtors’ service address in these chapter 11 cases is: P.O. Box 240130, San Antonio, Texas 78224.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Objection.

(the “**Hearing**”); and this Court having determined that the legal and factual bases set forth in the Objection and at the Hearing, if applicable, establish just cause for the relief granted herein; 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 Proof of Claim is hereby disallowed in its entirety.
2. Kurtzman Carson Consultants, LLC (doing business as Verita Global), as claims, noticing and solicitation agent, is authorized and directed to update the claims register maintained in these chapter 11 cases to reflect the relief granted in this Order.
3. Notwithstanding the relief granted in this Order and any actions taken pursuant to such relief, nothing in this Order or the Objection shall be deemed: (a) an admission as to the amount of, basis for, or validity of any claim against a Debtor entity under the Bankruptcy Code or other applicable nonbankruptcy law; (b) a waiver of the Debtors’ or any other party in interest’s rights to dispute any claim on any grounds; (c) a promise or requirement to pay any claim; (d) an implication or admission that any particular claim is of a type specified or defined in this Objection or any order granting the relief requested by this Objection or a finding that any particular claim is an administrative expense claim or other priority claim; (e) a waiver of any claims or causes of action which may exist against any creditor or interest holder; (f) a request or authorization to assume, adopt, or reject any agreement, contract, or lease pursuant to section 365 of the Bankruptcy Code; (g) a waiver or limitation of the Debtors’ or any other party in interest’s rights under the Bankruptcy Code or any other applicable law; (h) an admission as to the validity, priority, enforceability, or perfection of any lien on, security interest in, or other encumbrance of property of the Debtors’ estates; or (i) a concession by the Debtors that any liens (contractual, common law, statutory, or otherwise) that may be satisfied pursuant to the relief requested in this Objection are

valid and the rights of all parties in interest are expressly reserved to contest the extent, validity, or perfection or seek avoidance of all such liens.

4. The Debtors are authorized, but not directed, to execute and deliver such documents and to take and perform all actions necessary to implement and effectuate the relief granted in this Order.

5. Notice of the Objection as provided therein shall be deemed good and sufficient notice of such Objection and the requirements of the Bankruptcy Rules and the Bankruptcy Local Rules are satisfied by such notice.

6. The terms and conditions of this Order are immediately effective and enforceable upon its entry.

7. This Court retains jurisdiction with respect to all matters arising from or related to the enforcement of this Order.

Houston, Texas

Dated: _____, 2025

THE HON. MARVIN P. ISGUR
UNITED STATES BANKRUPTCY JUDGE