

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

In re:	§	Chapter 11
	§	
RHODIUM ENCORE LLC, <i>et al.</i> , ¹	§	Case No. 24-90448 (ARP)
	§	
Debtors.	§	
	§	(Jointly Administered)
	§	

**SECOND SUPPLEMENTAL DECLARATION OF CHARLES R. GIBBS IN SUPPORT
OF THE APPLICATION OF THE OFFICIAL COMMITTEE OF UNSECURED
CREDITORS FOR ENTRY OF AN ORDER AUTHORIZING THE EMPLOYMENT
AND RETENTION OF MCDERMOTT WILL & EMERY LLP
AS COUNSEL, EFFECTIVE AS OF NOVEMBER 23, 2024**

I, Charles R. Gibbs, hereby declare that the following statements are true and correct to the best of my knowledge after due inquiry as described herein:

1. I am an attorney at law admitted to practice before the Supreme Court of Texas, the United States District Courts for the Northern, Southern, Eastern, and Western Districts of Texas and the United States Courts of Appeals for the First, Third, Fourth, Fifth, Eighth, and Eleventh Circuits. I am a partner of the law firm of McDermott Will & Schulte LLP (“McDermott”), which maintains offices at, among other places, 2801 North Harwood Street, Suite 2600, Dallas, Texas 75201.

2. I submit this declaration pursuant to the *Official Committee of Unsecured Creditors for Entry of an Order Authorizing the Employment and Retention of McDermott Will & Emery*

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), Rhodium Enterprises, Inc. (6290), Rhodium Technologies LLC (3973), Rhodium Renewables LLC (0748), Air HPC LLC (0387), Rhodium Shared Services LLC (5868), Rhodium Ready Ventures LLC (8618), Rhodium Industries LLC (4771), Rhodium Encore Sub LLC (1064), Jordan HPC Sub LLC (0463), Rhodium 2.0 Sub LLC (5319), Rhodium 10MW Sub LLC (3827), Rhodium 30MW Sub LLC (4386), and Rhodium Renewables Sub LLC (9511). 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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LLP as Counsel, Effective as of November 23, 2024 [Docket No. 390] and the *Order Authorizing and Approving the Employment and Retention of McDermott Will & Emery LLP as Co-Counsel to the Official Committee of Unsecured Creditors, Effective as of November 23, 2024* [Docket No. 633].²

3. On January 13, 2025 the Committee filed the *First Supplemental Declaration of Charles R. Gibbs in Support of the Application of the Official Committee of Unsecured Creditors for Entry of an Order Authorizing the Employment and Retention of McDermott Will & Emery LLP as Counsel, Effective as of November 23, 2024* [Docket No. 617] (the “Supplemental Declaration”). This Second Supplemental Declaration supplements the Supplemental Declaration.

4. I have personal knowledge of the facts set forth herein unless otherwise indicated. To the extent any information disclosed herein requires amendment or modification, I will submit a further supplemental declaration.

5. On August 1, 2025, McDermott Will & Emery LLP and Schulte Roth & Zabel LLP combined to form McDermott Will & Schulte LLP. This added thousands of clients to the list of those to which McDermott may have duties to as a client. McDermott has been diligently working to assimilate the Schulte data into its records. Based on that work, if McDermott discovers additional information to disclose, it will do so as soon as possible after its discovery.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the forgoing is true and correct to the best of my knowledge and belief.

Executed on this 1st day of August 2025

/s/ Charles R. Gibbs

Charles R. Gibbs

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

CERTIFICATE OF SERVICE

I certify that on August 1, 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/ Charles R. Gibbs

Charles R. Gibbs