

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

In re:

RHODIUM ENCORE, LLC, et al.,

Debtors,

Chapter 11

Case No. 24-90448 (ARP)

(Jointly Administered)

**MOTION TO SEAL (I) MIDAS GREEN TECHNOLOGIES LLC’S OPPOSITION
TO DEBTORS’ SUMMARY JUDGMENT MOTION IN SUPPORT OF AMENDED
OMNIBUS OBJECTION TO CLAIM NUMBERS 004, 062, AND 068–072 AND (II)
MIDAS GREEN TECHNOLOGIES LLC’S OPPOSITION TO DEBTORS’ MOTION
TO ESTIMATE CONTINGENT AND UNLIQUIDATED CLAIMS OF MIDAS
GREEN TECHNOLOGIES LLC AND GRANT RELATED RELIEF**

(Relates to ECF Nos. 1483, 1484)

Midas Green Technologies LLC (“Midas”), by and through its undersigned counsel, hereby moves (the “Motion”) for entry of an order authorizing it to file under seal (i) Midas’s Opposition to Debtors’ Summary Judgment Motion in Support of Amended Omnibus Objection to Claim Numbers 004, 062, and 068–072 (the “Opposition to Summary Judgment Motion”) and (ii) Midas’s Opposition to Debtors’ Motion to Estimate Contingent and Unliquidated Claims of Midas and Grant Related Relief (the “Opposition to Estimation Motion”), and respectfully states as follows:



I. JURISDICTION AND VENUE

1. The Court has jurisdiction over this Motion under 28 U.S.C. § 1334. This matter is a core proceeding pursuant to 28 U.S.C. § 157(b). Venue is proper in this Court under 28 U.S.C. §§ 1408 and 1409.

II. RELIEF REQUESTED

2. Midas seeks an order authorizing the filing of the Oppositions under seal and directing that they remain under seal and not be made publicly available.

III. BACKGROUND

3. On August 24 and 29, 2024, Rhodium Encore LLC and certain affiliates (the “Debtors”) filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code in this Court. The Debtors’ cases are jointly administered under Case No. 24-90448 (ARP).

4. Midas has filed multiple proofs of claim in these cases alleging patent infringement, as described in detail in the record.

5. Pursuant to the Court’s July 9, 2025 Scheduling Order [ECF No. 1427], the Debtors filed (a) their Summary Judgment Motion [ECF No. 1483] and (b) their Estimation Motion [ECF No. 1484] on July 29, 2025. Both motions contain—and rely upon—confidential, commercially sensitive, and proprietary information regarding the Debtors’ cryptocurrency mining operations.

6. Midas’s Oppositions necessarily reference and discuss the same categories of information in order to respond fully to the Debtors’ arguments. Disclosure of this information in the public record would risk harm to Midas and the Debtors by revealing confidential business operations, technical specifications, and other non-public commercial information.

IV. BASIS FOR RELIEF

7. Section 107(b) of the Bankruptcy Code provides that the Court “shall” protect

confidential commercial information upon request of a party in interest. 11 U.S.C. § 107(b)(1).

8. Bankruptcy Rule 9018 implements § 107(b) and authorizes the Court to make any order which justice requires to protect an entity in respect of “a trade secret or other confidential research, development, or commercial information.” Fed. R. Bankr. P. 9018.

9. Although there is a strong presumption in favor of public access to court records, see *Nixon v. Warner Commc’ns, Inc.*, 435 U.S. 589, 598 (1978), that presumption is overcome where the information falls within the protective scope of § 107(b) and Rule 9018.

10. The Oppositions contain the same categories of sensitive and proprietary information the Debtors relied on in their sealed filings—namely, technical details and operational data regarding cryptocurrency mining technology. This is precisely the type of information courts routinely protect from public disclosure. See, e.g., *Jones v. RealPage, Inc.*, 2021 WL 268824, at *2 (N.D. Tex. Jan. 27, 2021).

11. Midas proposes to file the Oppositions under seal on the public docket and to provide unredacted copies to the Court and parties entitled to receive them.

V. CONCLUSION

WHEREFORE, Midas respectfully requests that the Court enter an order:

- a. Granting this Motion;
- b. Authorizing Midas to file the Oppositions under seal; and
- c. Granting such other and further relief as the Court seems just and proper.

DATED: August 12, 2025

Respectfully submitted,
/s/ Joseph E. Thomas

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CERTIFICATE OF SERVICE

I, Tierra Mendiola, hereby certify that on the 12th day of August, 2025, a copy of the foregoing Response was served by email from tmendiola@twtlaw.com to Counsel to the Debtors and Debtors-In-Possession via email to pattytomasco@quinnemanuel.com; cameronkelly@quinnemanuel.com; alainjaquet@quinnemanuel.com; rachelharrington@quinnemanuel.com and mailed to 700 Louisiana Street, Suite 3900, Houston, Texas 77002.

/s/ Tierra Mendiola

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

In re:

RHODIUM ENCORE, LLC, et al.,

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Chapter 11

Case No. 24-90448 (ARP)

(Jointly Administered)

**ORDER GRANTING MOTION TO SEAL (I) MIDAS GREEN TECHNOLOGIES
LLC’S OPPOSITION TO DEBTORS’ SUMMARY JUDGMENT MOTION IN
SUPPORT OF AMENDED OMNIBUS OBJECTION TO CLAIM NUMBERS 004,
062, AND 068–072 AND (II) MIDAS GREEN TECHNOLOGIES LLC’S
OPPOSITION TO DEBTORS’ MOTION TO ESTIMATE CONTINGENT AND
UNLIQUIDATED CLAIMS OF MIDAS GREEN TECHNOLOGIES LLC AND
GRANT RELATED RELIEF**

(Relates to ECF No.)

Upon consideration of the Motion to Seal (I) Midas Green Technologies LLC’s Opposition to Debtors’ Summary Judgment Motion in Support of Amended Omnibus Objection to Claim Numbers 004, 062, and 068–072 and (II) Midas Green Technologies LLC’s Opposition to Debtors’ Motion to Estimate Contingent and Unliquidated Claims of Midas Green Technologies LLC and Grant Related Relief (the “Motion to Seal”), the Court finds that:

Good cause exists to grant the requested relief under 11 U.S.C. § 107(b) and Federal Rule of Bankruptcy Procedure 9018 because the Oppositions contain confidential commercial information.

IT IS THEREFORE ORDERED THAT:

The Motion to Seal is GRANTED.

Midas Green Technologies LLC is authorized to file under seal:

(a) its Opposition to Debtors' Summary Judgment Motion in Support of Amended Omnibus Objection to Claim Numbers 004, 062, and 068–072; and

(b) its Opposition to Debtors' Motion to Estimate Contingent and Unliquidated Claims of Midas Green Technologies LLC and Grant Related Relief.

The unredacted versions of the Oppositions shall remain under seal and shall not be made available to anyone except:

(a) the Court;

(b) the United States Trustee;

(c) counsel to the Debtors; and

(d) any other party as may be ordered by the Court or agreed to in writing by Midas.

SIGNED this ____ day of _____, 2025.

ALFREDO R. PEREZ
UNITED STATES BANKRUPTCY JUDGE