

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

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

**EMERGENCY MOTION OF DEBTORS FOR ENTRY OF AN ORDER (I) SETTING BAR DATE FOR FILING PROOFS OF ADMINISTRATIVE EXPENSE CLAIMS AND (II) APPROVING NOTICE OF THE ADMINISTRATIVE EXPENSE CLAIMS BAR DATE AND THE PLAN EFFECTIVE DATE, AND (III) GRANTING RELATED RELIEF**

**Emergency relief has been requested. Relief is requested not later than 8:30 a.m. (Prevailing Central Time) on December 23, 2025. If you object to the relief requested or you believe that emergency consideration is not warranted, you must appear at the hearing if one is set, or file a written response prior to the date that relief is requested in the preceding paragraph. Otherwise, the Court may treat the pleading as unopposed and grant the relief requested.**

**A hearing will be conducted on this matter on December 23, 2025, at 8:30 a.m. (Prevailing Central Time) in Courtroom 400, 4<sup>th</sup> Floor, 515 Rusk Avenue, Houston, Texas 77002. Participation at the hearing will only be permitted by an audio and video connection.**

**Audio communication will be by use of the Court’s dial-in facility. You may access the facility at 832-917-1510. Once connected, you will be asked to enter the conference room number. Judge Perez’s conference code number is 282694. Video communication will be by use of the GoToMeeting platform. Connect via the free GoToMeeting application or click the link on Judge’s home page. The meeting code is “JudgePerez.” Click the settings icon in the upper right corner and enter your name under the personal information setting.**

<sup>1</sup> 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.



**Hearing appearances must be made electronically in advance of both electronic and in-person hearings. To make your appearance, click the “Electronic Appearance” link on Judge Perez’s home page. Select the case name, complete the required fields and click “Submit” to complete your appearance.**

The above-captioned debtors and debtors-in-possession (collectively, the “Debtors”<sup>2</sup>), respectfully represent as follows in support of this motion (the “Motion”):<sup>3</sup>

**Relief Requested**

1. By the Motion, the Debtors seek entry of an order (the “Order”) establishing **5:00 p.m. (prevailing Central Time) on the 30th day following the Effective Date of the Plan** (the “Bar Date”) as the deadline for each claims asserting Administrative Expense Claims<sup>4</sup> and approval of the form of notice of the effective date of the *Second Amended Joint Chapter 11 Plan of Liquidation for Rhodium Encore LLC and its Affiliated Debtors Proposed by Debtors and Ad Hoc Group of SAFE Parties* [Docket No. 2062] (the “Plan”). Specifically, on December 4, 2025, this Court held a hearing to consider confirmation of the Plan. At the conclusion of the hearing, the Court took the question of Plan confirmation under advisement. At a hearing on December 17, 2025, the Court ruled on the record that the Plan would be confirmed. In

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<sup>2</sup> A detailed description of the Debtors and their businesses is set forth in the *Declaration of David Dunn in Support of Chapter 11 Petitions and First Day Motions* (the “First Day Declaration”) (Docket No. 35) filed with the Debtors’ voluntary petitions for relief under title 11 of the United States Code (the “Bankruptcy Code”), on August 24, 2024 and August 29, 2024 (the “Petition Dates”). The Debtors are operating their businesses as debtors in possession pursuant to sections 1107 and 1108 of the Bankruptcy Code. No trustee, examiner or official committee has been appointed.

<sup>3</sup> Except as otherwise specified, capitalized terms used but not defined here shall have the meanings ascribed to such terms in the *Second Amended Joint Chapter 11 Plan of Liquidation for Rhodium Encore LLC and Its Affiliated Debtors Proposed by Debtors and Ad Hoc Group of Safe Parties* (Docket No. 2062), as may be amended from time to time.

<sup>4</sup> For the purpose of this Motion and related Order, “Administrative Expense Claim” means any Claim against any Debtor for a cost or expense of administration incurred during the Chapter 11 Cases of a kind specified under section 503(b) of the Bankruptcy Code and entitled to priority under sections 507(a)(2), 507(b) or 1114(e)(2) of the Bankruptcy Code, including, without limitation, (i) the actual and necessary costs and expenses incurred after the Petition Date and through the Effective Date of preserving the Estates and operating the businesses of the Debtors (such as wages, salaries or commissions for services and payments for good and other services and leased premises). For the purpose of this Motion and related Order, Administrative Expense Claims do not include Professional Fee Claims.

anticipation of entry of the order confirming the Plan, the Debtors seek to establish the deadline by which holders of Allowed Administrative Expense Claims must assert such claim or be forever barred, absent further order of this Court and approval of the form of notice of Plan effective date.

2. The principal statutory bases for this Motion are sections 105(a), 501, 502, 503 and 1111(a) of the Bankruptcy Code, rules 2002(a)(7), (f), 3003(c), and 5005(a) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and rules 1075-1, 3003-1, and 9013-1 of the Bankruptcy Local Rules for the Southern District of Texas (the “Local Rules”).

### **Jurisdiction and Venue**

3. The Court has jurisdiction over this Motion pursuant to 28 U.S.C. § 1334. This Motion is a core proceeding under 28 U.S.C. § 157(b).

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

### **The Proposed Procedures**

#### **I. The Administrative Expense Claims Bar Date**

5. Section 503(a) of the Bankruptcy Code provides that “[a]n entity may timely file a request for payment of an administrative expense or may tardily file such request if permitted by the court for cause.” Additionally, section 105(a) of the Bankruptcy Code provides, in relevant 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.” Accordingly, the Court has the authority to set a bar date for the filing of all Administrative Expense Claims to provide for an orderly and fair distribution to creditors.

6. Bankruptcy Courts routinely establish administrative bar dates, which provide an outside date by which a purported claimant must assert a claim or forever be barred from bringing one. *See Ellis v. Westinghouse Electric Co., LLC*, 11 F.4th 221, 233 (3d Cir. 2021)

(noting that bar dates for administrative claims are crucial to successfully implementing a plan since administrative claims must be paid in full and unexpected administrative expenses can be a significant burden on a debtor). And it is typical for these dates to be shortly after a plan's effective date and, well prior to the running of all applicable statutes of limitation. *See, e.g., In re LifeScan Global Corporation*, Case No. 25-90259 (ARP) (Bankr. S.D. Tex. Oct. 27, 2025) (Docket No. 561) (setting the Administrative Expense Claims Bar Date thirty (30) days after the Effective Date); *In re Party City Holdco Inc.*, Case No. 24-90621 (ARP) (Bankr. S.D. Tex. Aug. 27, 2025) (Docket No. 1827) (same); *In re Wellpath Holdings, Inc.*, No. 24-90533 (ARP) (Bankr. S.D. Tex. May 1, 2025) (Docket No. 2596) (same); *In re Cutera, Inc.*, No. 25-90088 (ARP) (Bankr. S.D. Tex. April 16, 2025) (Docket No. 237) (same); *In re Digital Media Solutions, Inc.*, No 24-90468 (ARP) (Bankr. S.D. Tex. Jan. 15, 2025) (Docket No. 649) (same). The reason for this is clear. Absent a clear mechanism to establish the maximum size of the administrative claims pool, it would be impossible for a post-effective date administrator, in this case, the Plan Administrator, to reserve for asserted administrative claims and make distributions to other creditors. This is particularly true in the case of a liquidating debtor like this one, where there are no ongoing operations to fund future distributions.

7. The Debtors therefore request that the Court establish **5:00 p.m. (prevailing Central Time) on the 30th day following the Effective Date of the Plan** as the last deadline for each entity (including individuals, partnerships, corporations, joint ventures, and trusts) to

file Proofs of Administrative Expense Claim (as defined below) based on any claim<sup>5</sup> under section 503 of the Bankruptcy Code (the “Administrative Expense Claims Bar Date”).

8. In particular, the Debtors proposed that, except as otherwise provided in Article II of the Plan, and except with respect to Administrative Expense Claims that are Professional Fee Claims, any and all parties’ requests for payment of Administrative Expense Claims including for the avoidance of doubt alleged Administrative Expense Claims (if any) against the Debtors’ and Special Committee that were preserved by paragraph 5 of the Confirmation Order, must be filed with the Bankruptcy Court and served on the Plan Proponents no later than the Administrative Expense Claims Bar Date (“Proof of Administrative Expense Claim”). Holders of Administrative Expense Claims that are required to, but do not, file and serve a request for payment of such Administrative Expense Claims by such date shall be forever barred, estopped, and enjoined from asserting such Administrative Expense Claims against the Debtors, their Estates, the Plan Administrator, as applicable, or their respective property and such Administrative Expense Claims shall be deemed discharged as of the Effective Date without the need for any objection from the Plan Administrator, Debtors or Wind Down Debtor or any notice to or action, order or approval of the Bankruptcy Court or any other Entity. Objections to such Proof of Administrative Expense Claim, if any, must be filed with the Bankruptcy Court and served on the Plan Administrator, Debtors or Wind Down Debtor and the requesting party no later than 60 days after the Effective Date. Notwithstanding the foregoing, no request for

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<sup>5</sup> Except as otherwise defined herein, all terms specifically defined in the Bankruptcy Code (as defined herein) shall have those meanings ascribed to them by the Bankruptcy Code. In particular, as used herein: (i) the term “claim” has the meaning given to it in section 101(5) of the Bankruptcy Code; (ii) the term “entity” has the meaning given to it in section 101(15) of the Bankruptcy Code; (iii) the term “governmental unit” has the meaning given to it in section 101(27) of the Bankruptcy Code; and (iv) the term “person” has the meaning given to it in section 101(41) of the Bankruptcy Code.

payment of an Administrative Expense Claim need be filed with the Bankruptcy Court with respect to an Administrative Expense Claim previously Allowed or paid by the Debtors.

**A. Consequences of Failing to File an Administrative Expense Claim**

9. The Debtors propose that, absent further order of the Court, any entity or person that is required to file a Proof of Administrative Expense Claim, but fails to timely file such Proof of Administrative Expense Claim on or before the Administrative Expense Claims Bar Date in accordance with the Order, and absent further order of the Court, be forever barred, estopped, and enjoined from asserting such claim against the Debtors (or filing a Proof of Administrative Expense Claim with respect thereto) and the Debtors and their property shall be forever discharged from any and all indebtedness or liability with respect to or arising from such claim.

**II. Notice Procedures**

10. The Debtors propose that to provide parties with adequate notice of the Administrative Expense Claims Bar Date while also saving the estates the costs of an additional and separate mailing, the Plan Proponents will include language regarding the dates and procedures of the Administrative Expense Claims Bar Date in each of (i) the notice of plan confirmation, which will be mailed and served in the near term and prior to the Effective Date, and (ii) the notice of Effective Date, which the Debtors request be approved as part of this Motion (collectively, the “Plan Notice”). Attached hereto as **Exhibit A** is the proposed Plan Notice.

11. The proposed Plan Notice will notify parties of the Effective Date of the Plan and will also provide notice of the Administrative Expense Claims Bar Date and will contain information about who must file an Administrative Expense Claim, how to file an Administrative

Expense Claim, and the consequences of failing to properly file a valid and timely Administrative Expense Claim. The Debtors will also post notice of the Administrative Expense Claims Bar Date on the Claims Agent's website at <https://www.veritaglobal.net/rhodium>.

12. The Debtors request that the Court approve the use of the Plan Notice as set forth in this Motion.

### **Basis for Relief**

#### **I. Authority Exists to Approve the Administrative Expense Claims Bar Date and Proposed Procedures for Filing Proofs of Administrative Expense Claim in These Chapter 11 Cases**

13. Sections 503(a) and 105(a) of the Bankruptcy Code provide the Court with the requisite authority to enter an order establishing the Administrative Expense Claims Bar Dates in these chapter 11 cases. Section 503(a) of the Bankruptcy Code provides that “[a]n entity may *timely* file a request for payment of an administrative expense, or may *tardily* file such request if permitted by the court for cause.” 11 U.S.C. § 503(a) (emphasis added). The Fifth Circuit has held that section 503 grants bankruptcy court discretion in setting administrative bar dates. *See Hall Fin. Grp., Inc. v. DP Partners Ltd. P'ship (In re DP Partners Ltd. P'ship)*, 106 F.3d 667, 672 (5th Cir. 1997) (reviewing § 503's text and the Federal Rules of Bankruptcy Procedure to conclude that bankruptcy judges have discretion in setting administrative bar dates); *see also Ellis v. Westinghouse Elec. Co., LLC*, 11 F.4th at 232 (“[Section 503] provides courts with the statutory authority to set and enforce administrative claim bar dates.”) (internal quotation marks and citations omitted). The Administrative Expense Claims Bar Date allows the Debtors and parties in interest to expeditiously determine and evaluate the liabilities of the estate. The absence of such a deadline, in contrast, would prolong creditor uncertainty, increase the costs and expenses incurred by the Debtors in connection with the claims reconciliation process, and delay or even derail the claims process, thus undercutting one of the principal purposes of

bankruptcy law—providing debtors and creditors with the “prompt and effectual administration and settlement of the [debtor’s] estate.” *Katchen v. Landy*, 382 U.S. 323, 328 (1966).

14. The Court also may rely on its general equitable powers to establish the Administrative Expense Claims Bar Date and grant the other relief requested in this Motion. Section 105(a) of the Bankruptcy Code codifies the inherent equitable powers of the Court and empowers it to “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).

15. Courts in this and other districts have specifically authorized the establishment of deadlines for filing administrative expense claims and related relief similar to the relief requested herein. *See, e.g., In re Basic Energy Services, Inc.*, Case No. 21-90002 (DRJ) (Bankr. S.D. Tex. Nov. 8, 2021) (Docket No. 686) (approving an administrative claims bar date in connection with a global settlement); *In re Le Tote, Inc., et al.*, Case No. 20-33332 (KLP) (Bankr. E.D.V.A. Nov. 11, 2020) (Docket No. 600) (approving an administrative claims bar date and similar administrative claims bar date procedures); *In re Pier 1 Imports.*, Case No. 20-30805 (KRH) (Bankr. E.D. Va. June 1, 2020) (Docket No. 737) (approving an administrative claims bar date and similar administrative claims bar date procedures, holding that the Debtors are not required to respond to motions for allowance and payment of administrative claims, and adjourning any hearings with respect to any such motions); *In re Barneys New York, Inc.*, Case No. 19-36300 (CMG) (Bankr. S.D.N.Y. Nov. 25, 2019) (Docket No. 551) (same); *In re Toys “R” Us, Inc.*, Case No. 17-34665 (KLP) (Bankr. E.D. Va. May 25, 2018) (Docket No. 3260) (same); *In re Aeropostale, Inc.*, Case No. 16-11275 (SHL) (Bankr. S.D.N.Y. Nov. 17, 2016) (Docket No. 972) (approving an administrative claims bar date and similar administrative claims bar date procedures); *In re ATP Oil & Gas Corp.*, Case No. 12-36187 (MI) (Bankr. S.D. Tex.

Nov. 21, 2013) (Docket No. 2819) (same).

16. The Debtors propose that any Holder of an Administrative Expense Claim that is required to file such claim by the Administrative Expense Claims Bar Date and fails to timely file such Administrative Expense Claim by the Administrative Expense Claims Bar Date shall be forever barred, estopped, and enjoined from asserting such claim against the Debtors and their estates. *See Highlands Ins. Co. v. All. Operating Corp. (In re All. Operating Corp.)*, 60 F.3d 1174, 1177 (5th Cir. 1995) (affirming a district court's decision to disallow an administrative expense claim that was filed after the administrative expense bar date); *In re EP Energy E&P Co., L.P.*, No. 19-35647, 2021 WL 5917771, at \*11 (Bankr. S.D. Tex. Dec. 14, 2021) (recognizing that if creditor had failed to timely file an administrative expense claim prior to the administrative expense bar date, such creditor would be barred from asserting such claim by the discharge injunction of the confirmed plan); *In re Taco Bueno Rests., Inc.*, 606 B.R. 289, 297-305 (Bankr. N.D. Tex. 2019) (disallowing an administrative expense claim that was filed after an administrative expense claim bar date). Moreover, the holder of such claim shall not be permitted to participate in any distribution in these chapter 11 cases on account of any such alleged Administrative Expense Claim, or receive further notices regarding such claim.

## **II. The Proposed Notice Procedures are Reasonable and Appropriate**

17. Bankruptcy Rule 2002(a)(7) requires that the Debtors provide claimants with at least 21 days' notice by mail of the Bar Dates pursuant to Bankruptcy Rule 3003(c). Bankruptcy Rule 2002(l) provides that the Court may order notice by publication if it finds that notice by mail is impracticable or it is desirable to supplement with other notice. Bankruptcy Rule 9008 provides that the Court shall determine the form and manner of publication notice, the newspapers used, and the frequency of publication.

18. To determine the adequacy of notice given to a creditor, bankruptcy law distinguishes between “known” and “unknown” creditors. *See Williams v. Placid Oil Co. (In re Placid Oil Co.)*, 753 F.3d 151, 154 (5th Cir. 2014). “[K]nown creditors must be provided with actual written notice of a debtor’s bankruptcy filing and bar claims date.” *Chemetron Corp. v. Jones (In re Chemetron Corp.)*, 72 F.3d 341, 346 (3d Cir. 1995) (citations omitted). For “unknown creditors,” a debtor need only provide constructive notice by publication. *In re Placid Oil*, 753 F.3d at 155 (citations omitted). A “known” creditor is one whose identity is either known or is “reasonably ascertainable by the debtor.” *Id.* at 154 (citing *Tulsa Prof’l Collection Serv., Inc. v. Pope*, 485 U.S. 478, 489–90 (1988)). An “unknown” creditor is one whose “interests are either conjectural or future or, although they could be discovered upon investigation, do not in due course of business come to knowledge [of the debtor].” *Id.* at 156 (quoting *Mullane v. Cent. Hanover Bank & Tr. Co.*, 339 U.S. 306, 317 (1950)). As for the particular efforts a debtor must exert to identify known creditors, “[w]hether a creditor received adequate notice of a bar date depends upon the facts and circumstances of a given case.” *In re Grand Union Co.*, 204 B.R. 864, 871 (Bankr. D. Del. 1997) (quoting *Oppenheim, Appel, Dixon & Co. v. Bullock (In re Robintech, Inc.)*, 863 F.2d 393, 396 (5th Cir. 1989), *cert. denied*, 493 U.S. 811 (1989)).

19. The Debtors submit that the relief requested herein provides for clear notice of the effective date of the Plan and the Administrative Expense Claims Bar Date consistent with the underlying policies of the Bankruptcy Code.

20. Accordingly, the Debtors submit that the establishment of the Administrative Expense Claims Bar Date and approval of the Plan Notices and related procedures is warranted and in the best interests of the Debtors, their estates, and their stakeholders, and the form and

manner of providing notice thereof are appropriate in light of the circumstances

**Emergency Consideration**

21. The Debtors respectfully request emergency consideration of this Motion in accordance with Bankruptcy Local Rule 9013-1(i). As the Court is aware, the Plan Proponents seek to ensure that funds are received by the Debtors' stakeholders in an expedited manner. Absent establishing the Administrative Expense Claims Bar Date, it will be difficult for the Plan Administrator to establish appropriate reserves and promptly make distributions to stakeholders. Accordingly, the Debtors respectfully request that the Court approve the relief requested in the Motion on an emergency basis.

**Notice**

22. Notice of this Motion will be provided to all parties in interest listed on the master service list maintained by the Debtors pursuant to paragraph 11 of the Procedures for Complex Cases in the Southern District of Texas. The Debtors respectfully submit that no further notice is required under the circumstances.

Upon the foregoing Motion, the Debtors respectfully request that the Court (a) enter an order granting this Motion and (b) grant such other relief as is just and proper.

Dated: December 19, 2025  
Houston, Texas

**QUINN EMANUEL URQUHART &  
SULLIVAN, LLP**

*/s/ Patrica B. Tomasco*  
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Counsel to the Debtors and  
Debtors-In-Possession

### **CERTIFICATE OF ACCURACY**

I certify that the foregoing statements are true and accurate to the best of my knowledge. This statement is being made pursuant to Bankruptcy Local Rule 9013-1(i).

/s/ Patricia B. Tomasco  
Patricia B. Tomasco

### **CERTIFICATE OF SERVICE**

I certify that, on December 19, 2025, a true and correct copy of the foregoing Motion was served through the Electronic Case Filing system of the United States Bankruptcy Court for the Southern District of Texas, and will be served as set forth in the Affidavit of Service to be filed by the Debtors' noticing agent.

/s/ Patricia B. Tomasco  
Patricia B. Tomasco

**Exhibit A**

**Proposed Plan Notice**

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

In re:  RHODIUM ENCORE LLC, <i>et al.</i> , <sup>1</sup>  Debtors.	§ § § § § § §	Chapter 11  Case No. 24-90448 (ARP)  (Jointly Administered)
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**NOTICE OF (I) EFFECTIVE DATE OF DEBTORS’ SECOND AMENDED  
JOINT CHAPTER 11 PLAN OF REORGANIZATION AND  
(II) BAR DATES FOR CERTAIN CLAIMS**

**PLEASE READ THIS NOTICE CAREFULLY AS IT CONTAINS BAR DATES AND OTHER INFORMATION THAT MAY AFFECT YOUR RIGHTS TO RECEIVE DISTRIBUTIONS UNDER THE PLAN:**

**Entry of Confirmation Order.** On December 19, 2025, the United States Bankruptcy Court for the Southern District of Texas (the “Bankruptcy Court”) entered the *Order Approving the Disclosure Statement for, and Confirming, Second Amended Joint Chapter 11 Plan of Liquidation for Rhodium Encore LLC and its Affiliated Debtors Pursuant to Chapter 11 of the Bankruptcy Code* (Docket No. 2170) (the “Confirmation Order”) in the above captioned chapter 11 cases of the above-captioned debtors (the “Debtors”). Pursuant to the Confirmation Order, the Bankruptcy Court confirmed the Second Amended Joint Chapter 11 Plan of Liquidation for Rhodium Encore LLC and its Affiliated Debtors Pursuant to Chapter 11 of the Bankruptcy Code (Docket No. 2062) (including all exhibits thereto and as further amended, modified, or supplemented from time to time, the “Plan”).<sup>2</sup>

**Effective Date.** Each of the conditions precedent to the effectiveness of the Plan occurred or was waived in accordance with its provisions. Accordingly, the Plan became effective on \_\_\_\_\_, \_\_\_\_\_ (the “Effective Date”).

**Binding Effect.** Upon the occurrence of the Effective Date, the terms of the Plan are immediately effective and enforceable and deemed binding on the Debtors, the Wind Down Debtor, any and all Holders of Claims or Interests (regardless of whether such Holders of Claims

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<sup>1</sup> 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.

<sup>2</sup> Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to them in the Plan.

or Interests have, or are deemed to have, accepted the Plan), all Entities that are parties to or are subject to the settlements, compromises, releases, discharges and injunctions described in the Plan, each Entity acquiring property under the Plan and any and all non-Debtor parties to Executory Contracts and Unexpired Leases with the Debtors.

**Bar Date for Administrative Expense Claims.** The bar date or last date for the filing by each entity (including individuals, partnerships, corporations, joint ventures, and trusts) of a Proof of Administrative Expense Claim that has accrued between the Petition Date and the Effective Date of the Plan and that remains unpaid shall be **5:00 p.m. (prevailing central time) on \_\_\_\_\_, 2026** (the “Administrative Expense Claims Bar Date”).<sup>3</sup> Such Administrative Expense Claims must be filed with the Bankruptcy Court, 515 Rusk, 5<sup>th</sup> Floor, Houston, Texas 77002 and also served on Quinn Emanuel Urquhart & Sullivan LLP, 700 Louisiana Street, Suite 3900, Houston, TX 77002, Attn: Patricia B. Tomasco, and Akin Gump Strauss Hauer & Feld, LLP, 2300 N. Field Street, Suite 1800, Dallas, Texas 75201-2481, Attn: Sarah Link Schultz, by regular mail, overnight courier or hand delivery so as to be **actually received** by the Administrative Expense Claim Bar Date. **THE FAILURE TO TIMELY FILE AN ADMINISTRATIVE EXPENSE CLAIM ACCRUING BETWEEN THE PETITION DATE AND THE EFFECTIVE DATE AS REQUIRED FOREVER BARS, ESTOPS, AND ENJOINS FROM ASSERTING SUCH ADMINISTRATIVE EXPENSE CLAIMS AGAINST THE DEBTORS, THEIR ESTATES, THE PLAN ADMINISTRATOR, AS APPLICABLE, OR THEIR RESPECTIVE PROPERTY AND SUCH ADMINISTRATIVE EXPENSE CLAIMS SHALL BE DEEMED DISCHARGED AS OF THE EFFECTIVE DATE WITHOUT THE NEED FOR ANY OBJECTION FROM THE PLAN ADMINISTRATOR, DEBTORS OR WIND DOWN DEBTOR OR ANY NOTICE TO OR ACTION, ORDER OR APPROVAL OF THE BANKRUPTCY COURT OR ANY OTHER ENTITY.** Nothing in the Plan, Confirmation Order, or this notice extends or modifies any previously applicable Bar Date.

**Bar Date for Rejection Claims.** Pursuant to Article 8.3 of the Plan, Proofs of Claim with respect to Claims arising from the rejection of Executory Contracts or Unexpired Leases, if any, must be Filed with the Bankruptcy Court by the later of thirty (30) days from (i) the date of entry of an order of the Bankruptcy Court approving such rejection, (ii) the effective date of the rejection of such Executory Contract or Unexpired Lease, and (iii) the Effective Date (the “Rejection Bar Date”), and served upon Quinn Emanuel Urquhart & Sullivan LLP, 700 Louisiana Street, Suite 3900, Houston, TX 77002, Attn: Patricia B. Tomasco; and Akin Gump Strauss Hauer & Feld, LLP, 2300 N. Field Street, Suite 1800, Dallas, Texas 75201-2481, Attn: Sarah Link Schultz, by regular mail, overnight courier or hand delivery, so as to be actually received by the Rejection Bar Date. **ANY CLAIMS ARISING FROM THE REJECTION OF AN EXECUTORY**

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<sup>3</sup> **FOR THE PURPOSE OF THIS NOTICE AND THE ADMINISTRATIVE EXPENSE CLAIMS BAR DATE, “ADMINISTRATIVE EXPENSE CLAIM” MEANS ANY CLAIM AGAINST ANY DEBTOR FOR A COST OR EXPENSE OF ADMINISTRATION INCURRED DURING THE CHAPTER 11 CASES OF A KIND SPECIFIED UNDER SECTION 503(B) OF THE BANKRUPTCY CODE AND ENTITLED TO PRIORITY UNDER SECTIONS 507(A)(2), 507(B) OR 1114(E)(2) OF THE BANKRUPTCY CODE, INCLUDING, WITHOUT LIMITATION, (I) THE ACTUAL AND NECESSARY COSTS AND EXPENSES INCURRED AFTER THE PETITION DATE AND THROUGH THE EFFECTIVE DATE OF PRESERVING THE ESTATES AND OPERATING THE BUSINESSES OF THE DEBTORS (SUCH AS WAGES, SALARIES OR COMMISSIONS FOR SERVICES AND PAYMENTS FOR GOOD AND OTHER SERVICES AND LEASED PREMISES).**

**CONTRACT OR UNEXPIRED LEASE NOT FILED WITHIN SUCH TIME SHALL BE DISALLOWED PURSUANT TO THE CONFIRMATION ORDER OR SUCH OTHER ORDER OF THE BANKRUPTCY COURT, AS APPLICABLE, FOREVER BARRED FROM ASSERTION, AND SHALL NOT BE ENFORCEABLE AGAINST, AS APPLICABLE, THE DEBTORS OR THE WIND DOWN DEBTOR, OR THEIR PROPERTY, WITHOUT THE NEED FOR ANY OBJECTION BY THE DEBTORS OR THE WIND DOWN DEBTOR, OR FURTHER NOTICE TO, OR ACTION, ORDER, OR APPROVAL OF THE BANKRUPTCY COURT OR ANY OTHER ENTITY, AND ANY CLAIM ARISING OUT OF THE REJECTION OF THE EXECUTORY CONTRACT OR UNEXPIRED LEASE SHALL BE DEEMED FULLY SATISFIED, RELEASED, AND DISCHARGED, NOTWITHSTANDING ANYTHING IN THE SCHEDULES, IF ANY, OR A PROOF OF CLAIM TO THE CONTRARY.** Nothing in the Plan, Confirmation Order, or this notice extends or modifies any previously applicable Bar Date.

**Injunctions, Releases, Exculpations.** Pursuant to the Plan, subject to the provisions of section 362 of the Bankruptcy Code, all injunctions and stays provided for in the Chapter 11 Cases under section 362 of the Bankruptcy Code and in existence on the Confirmation Date, shall be supplanted by the injunctions, discharges, releases, and exculpations in Article 10 of the Plan.

**Retention of Jurisdiction.** Notwithstanding the entry of this Confirmation Order and the occurrence of the Effective Date, on and after the Effective Date, this Court (including any successor hereto) shall retain exclusive jurisdiction, subject to any rights of parties in interest to seek withdrawal of the bankruptcy reference with respect to any matters subject to mandatory or discretionary withdrawal and any rights of other parties in interest to oppose such request, over all matters arising out of, or related to, the Chapter 11 Case and the Plan pursuant to sections 105(a) and 112 of the Bankruptcy Code.

**Copies of the Confirmation Order and the Plan.** Copies of the Confirmation Order and the Plan, the proof of claim form, the dockets of the Chapter 11 Cases, and other relevant case information are publicly available, free of charge, by accessing the Debtors' case information website at <https://www.veritaglobal.net/rhodium>. You may also obtain copies of any relevant pleadings filed in these chapter 11 cases for a fee via PACER at <http://www.pacer.gov>.

Respectfully submitted this \_\_\_ day of December 2025.

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/s/ DRAFT

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

In re:  RHODIUM ENCORE LLC, <i>et al.</i> , <sup>1</sup>  Debtors.	§ § § § § § §	Chapter 11  Case No. 24-90448 (ARP)  (Jointly Administered)
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**ORDER (I) SETTING BAR DATE FOR FILING PROOFS OF ADMINISTRATIVE  
EXPENSE CLAIMS AND (II) APPROVING NOTICE OF THE ADMINISTRATIVE  
EXPENSE CLAIMS BAR DATE AND THE PLAN EFFECTIVE DATE, AND  
(III) GRANTING RELATED RELIEF**

Upon consideration of the motion (the “Motion”)<sup>2</sup> of the above-captioned debtors (collectively, the “Debtors”) for entry of an order (the “Order”) (i) establishing the deadline for each claims asserting an Administrative Expense Claim<sup>3</sup>; (ii) approval of the form of notice of the effective date of the *Second Amended Joint Chapter 11 Plan of Liquidation for Rhodium Encore LLC and its Affiliated Debtors Proposed by Debtors and Ad Hoc Group of SAFE Parties* [Docket No. 2062] (the “Plan”); and (iii) granting related relief; and this Court having jurisdiction to decide the Motion and enter this Order pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of

<sup>1</sup> 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), Jordan HPC Sub LLC (0463), Rhodium 2.0 Sub LLC (5319), Rhodium 10MW Sub LLC (3827), Rhodium 30MW Sub LLC (4386), Rhodium Encore Sub LLC (1064), Rhodium Enterprises, Inc. (6290), Rhodium Industries LLC (4771), Rhodium Ready Ventures LLC (8618), Rhodium Renewables LLC (0748), Air HPC LLC (0387), Rhodium Renewables Sub LLC (9511), Rhodium Shared Services LLC (5868) and Rhodium Technologies LLC (3973). The mailing and service address of Debtors in these chapter 11 cases is 2617 Bissonnet Street, Suite 234, Houston, TX 77005.

<sup>2</sup> Capitalized terms used but not defined herein shall have the meanings ascribed to such terms in the Motion.

<sup>3</sup> For the purpose of this Order, “Administrative Expense Claim” means any Claim against any Debtor for a cost or expense of administration incurred during the Chapter 11 Cases of a kind specified under section 503(b) of the Bankruptcy Code and entitled to priority under sections 507(a)(2), 507(b) or 1114(e)(2) of the Bankruptcy Code, including, without limitation, (i) the actual and necessary costs and expenses incurred after the Petition Date and through the Effective Date of preserving the Estates and operating the businesses of the Debtors (such as wages, salaries or commissions for services and payments for good and other services and leased premises). For the purpose of this Order, Administrative Expense Claims do not include Professional Fee Claims.

Motion being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and venue being proper before this Court pursuant to 28 U.S.C. §§1408 and 1409; and due and proper notice of Motion having been provided, such notice being adequate and appropriate under the circumstances; and after notice and a hearing, as defined in Bankruptcy Code section 102; and it appearing that no other or further notice need be provided; and this Court having determined that the legal and factual bases set forth in the Motion and in the record establish just cause for entry of this Order; and it appearing that entry of this Order is in the best interests of the Debtors' estates; it is hereby ORDERED that:

1. The Motion is GRANTED.
2. The last deadline for any entity<sup>4</sup> to file a Proof of Administrative Expense Claim based is **5:00 p.m. (prevailing Central Time) on the 30th day following the Effective Date of the Plan.**
3. Except as otherwise provided in Article II of the Plan, and except with respect to Administrative Expense Claims that are Professional Fee Claims, any and all parties' requests for payment of Administrative Claims including, for the avoidance of doubt, alleged Administrative Expense Claims (if any) against the Debtors' and Special Committee that were preserved by paragraph 5 of the Confirmation Order, must be filed with the Bankruptcy Court and served on the Plan Proponents no later than the Administrative Claims Bar Date.
4. Holders of Administrative Claims that are required to, but do not, file and serve a request for payment of such Administrative Claims by such date are forever barred, estopped, and

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<sup>4</sup> Except as otherwise defined in this Order or in the Motion, all terms specifically defined in the Bankruptcy Code shall have those meanings ascribed to them by the Bankruptcy Code. In particular, as used herein: (a) the term "claim" has the meaning given to it in section 101(5) of the Bankruptcy Code; (b) the term "entity" (including individuals, partnerships, corporations, joint ventures, and trusts) has the meaning given to it in section 101(15) of the Bankruptcy Code; (c) the term "governmental unit" has the meaning given to it in section 101(27) of the Bankruptcy Code; and (d) the term "person" has the meaning given to it in section 101(41) of the Bankruptcy Code.

enjoined from asserting such Administrative Claims against the Debtors, their Estates, the Plan Administrator, as applicable, or their respective property and such Administrative Claims shall be deemed discharged as of the Effective Date without the need for any objection from the Plan Administrator, Debtors or Wind Down Debtor or any notice to or action, order or approval of the Bankruptcy Court or any other Entity.

5. Objections to such Proof of Administrative Claim, if any, must be filed with the Bankruptcy Court and served on the Plan Administrator, Debtors or Wind Down Debtor and the requesting party no later than 60 days after the Effective Date.

6. The Plan Notice, the form of which is attached as **Exhibit A** to the Motion and is approved.

7. Notwithstanding any provision of the Bankruptcy Rules or Local Rules, the terms of this Order shall be immediately effective and enforceable upon its entry.

8. The Debtors or the Wind Down Debtor, as applicable, are authorized and empowered to take all actions necessary to implement the relief granted in this Order.

9. The Court shall retain jurisdiction with respect to all matters arising from or related to the implementation and interpretation of this Order.

**Signed: December \_\_\_\_, 2025**

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**ALFREDO R. PÉREZ**  
**UNITED STATES BANKRUPTCY JUDGE**