

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

<p>In re:</p> <p>RHODIUM ENCORE LLC, <i>et al.</i>,¹</p> <p style="text-align: center;">Debtors.</p>	<p>§</p> <p>§</p> <p>§</p> <p>§</p> <p>§</p> <p>§</p> <p>§</p>	<p>Chapter 11</p> <p>Case No. 24-90448 (ARP)</p> <p>(Jointly Administered)</p>
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**THE WIND-DOWN DEBTOR’S DESIGNATION OF ITEMS
TO BE INCLUDED IN THE RECORD AND STATEMENT OF ISSUES ON APPEAL**

Pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), the Wind-Down Debtor, acting by and through the Plan Administrator appointed under the confirmed Second Amended Joint Chapter 11 Plan [Dkt. No. 2062] and as successor in interest to the Special Committee of the Board of Directors of Debtor Rhodium Enterprises Inc. (“**Special Committee**”), respectfully submits the following statement of the issues to be presented and designation of the items to be included in the record on appeal, in reference to the Notice of Appeal filed by the Special Committee on January 7, 2026 [Dkt No. 2213], of the *Final Order Allowing Compensation and Reimbursement of Expenses* to Lehotsky Keller Cohn LLP [Dkt. No. 2198] (the “**Final Order**”), entered by the United States Bankruptcy Court for the Southern District of Texas (the “**Bankruptcy Court**”) on December 24, 2025, as well as all prior orders and rulings merged thereto.

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), 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 the Debtors in these chapter 11 cases is 2617 Bissonnet Street, Suite 234, Houston, TX 77005.



DESIGNATIONS TO BE INCLUDED IN THE RECORD ON APPEAL

The Wind-Down Debtor hereby designates the following items to be included in the record on appeal of the Final Order. The following designations include all exhibits, addenda, and documents attached thereto, filed therewith, or incorporated by reference therein.

Filing Date	Docket Number	Description on Docket
9/22/24	173	Application to Employ Lehotsky Keller Cohn LLP as Special Litigation Counsel (Attachments: # 1 Proposed Order)
09/26/24	194	Certificate of Service re: Documents Served on September 23, 2024
10/14/24	263	Order Granting the Application for Order Authorizing the Retention and Employment of Lehotsky Keller Cohn LLP as Special Litigation Counsel
10/17/24	279	BNC Certificate of Mailing
10/25/24	342	Certificate of Service re: Documents Served on or before October 15, 2024
11/06/24	382	Notice Lehotsky Keller Cohn LLP's First Monthly Fee Statement for the Period August 28, 2024, through September 30, 2024
11/11/24	419	Declaration re: Amended Declaration of Jonathan F. Cohn in Support of the Application for an Order Authorizing the Retention and Employment of Lehotsky Keller Cohn LLP as Special Litigation Counsel
11/12/24	425	Notice Lehotsky Keller Cohn LLP's Second Monthly Fee Statement for the Period October 1, 2024, through October 31, 2024
11/19/24	459	Certificate of Service re: Documents Served on November 6, 2024
11/26/24	510	Certificate of Service re Documents Served on or before November 12, 2024

Filing Date	Docket Number	Description on Docket
12/04/24	538	Notice Lehotsky Keller Cohn LLP's Third Monthly Fee Statement for the Period November 1, 2024, through November 30, 2024
12/09/24	570	Certificate of Service re: 1) Lehotsky Keller Cohn LLPs Third Monthly Fee Statement for the Period November 1, 2024, Through November 30, 2024; and 2) Second Monthly Fee Statement of Province, LLC for Compensation for Services and Reimbursement of Expenses as Financial Advisor to the Debtors for the Period from October 1, 2024 Through October 31, 2024
12/16/24	579	Interim Order on Phase 1 of Motion to Assume Executory Contracts
01/28/25	730	Notice Lehotsky Keller Cohn LLP's Fourth Monthly Fee Statement for the Period December 1, 2024, through December 31, 2024
02/04/25	752	Certificate of Service re Lehotsky Keller Cohn LLP's Fourth Monthly Fee Statement for the Period December 1, 2024 Through December 31, 2024
02/10/25	765	Interim Application for Compensation for Lehotsky Keller Cohn LLP, Special Counsel, Period: 8/28/2024 to 11/30/2024, Fee: \$1,939,497.75, Expenses: \$47,229.25. (Attachments: # 1 Proposed Order)
02/12/25	772	Certificate of Service re Documents Served on February 10, 2025
02/21/25	790	Notice Lehotsky Keller Cohn LLP Fifth Monthly Fee Statement for the Period January 1, 2025, through January 31, 2025
02/26/25	819	Certificate of Service re 1) Lehotsky Keller Cohn LLP's Fifth Monthly Fee Statement for the Period January 1, 2025, Through January 31, 2025; and 2) Agreed [Proposed] Order Granting Debtors' Motion and Supplemental Motion to Assume Certain Executory Contracts with Whinstone US, Inc

Filing Date	Docket Number	Description on Docket
03/06/25	835	Amended Application to Employ Lehotsky Keller Cohn LLP as Special Litigation Counsel (Attachments: # 1 Proposed Order)
03/07/25	836	Order Allowing Interim Compensation and Reimbursement of Expenses
03/09/25	838	BNC Certificate of Mailing
03/10/25	840	Certificate of Service re 1) Order Allowing Interim Compensation and Reimbursement of Expenses and 2) Application for an Updated Order Authorizing the Retention and Employment of Lehotsky Keller Cohn LLP as Special Litigation Counsel
03/17/25	847	Notice Lehotsky Keller Cohn LLP's Sixth Monthly Fee Statement for the Period February 1, 2025, through February 28, 2025
03/18/25	848	Certificate of Service re Order Allowing Interim Compensation and Reimbursement of Expenses
03/18/25	856	Certificate of Service re Lehotsky Keller Cohn LLP's Sixth Monthly Fee Statement for the Period February 1, 2025, through February 28, 2025
03/27/25	891	Objection of the Ad Hoc Group of SAFE Parties to Debtors' Application for an Updated Order Authorizing the Retention and Employment of Lehotsky Keller Cohn LLP as Special Litigation Counsel
03/31/25		Hearing Set On (Related document(s):835 Application to Employ) Movant to notice all interested parties and file a certificate of service with the court. Hearing scheduled for 4/28/2025 at 03:00 PM at Houston, Courtroom 400
03/31/25	897	Notice of Hearing
04/07/25	913	Certificate of Service re: 1) Agreed Mediation Order Appointing Judge Marvin Isgur as Mediator; and 2) Notice of Hearing
04/08/25	927	Objection (Joinder of DLT Data Center 1 LLP to the Objection Filed by the Ad Hoc Group Parties to the Debtors Application for an Updated Order Authorizing the Retention

Filing Date	Docket Number	Description on Docket
		and Employment of Lehotsky Keller Cohn LLP As Special Litigation)
04/14/25	945	Certificate of Service
04/17/25	957	Application for an Updated Order Authorizing the Retention and Employment of Stris & Maher LLP as Special Litigation Counsel (Attachments: # 1 Exhibit Declaration of Peter K. Stris # 2 Proposed Order)
04/21/25	971	Joint Emergency Motion of Debtors and Lehotsky Keller Cohn LLP to Continue Hearing on Application for an Updated Order Authorizing the Retention and Employment of Lehotsky Keller Cohn LLP as Special Litigation Counsel (Attachments: # 1 Proposed Order)
04/22/25	997	DOCKETED IN ERROR PER FILER. CORRECTED ENTRY FILED AT DKT. NO. 998. Response
04/22/25	998	Corrected Response (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C)
04/23/25	999	Reply / Lehotsky Keller Cohn LLP's Reply in Support of Joint Emergency Motion for Continuance
04/23/25		Hearing Set On (Related document(s):835 Application to Employ, 891 Objection, 927 Objection, 971 Emergency Motion, 998 Response, 999 Reply) Status conference to be held on 4/25/2025 at 11:30 AM at telephone and video conference
04/23/25	1000	Courtroom Minutes. Time Hearing Held: 8:30 AM to 8:59 AM. Appearances: see log. Additional appearances: Mitch Hurley. Status Conference held. The Court inquires if the mediation is moving forward. Parties inform the Court that mediation is moving forward. The case manager will contact parties regarding the scheduling of a Status Conference regarding 835 Application to Employ. Debtor informs the Court the scheduling regarding deposition has been resolved by agreement. Parties address issues regarding Rule 2004 Deposition. Amended 2004 Notices to be filed by 4/24/2025 and a response to the issue raised by Ms. Tomasco the deposition should not go forward because of the pending

Filing Date	Docket Number	Description on Docket
		proceeding rule is to be filed by 5/2/2025. The Court will schedule a hearing if needed otherwise it will enter an order
04/23/25	1001	PDF with attached Audio File
04/23/25		Notice of Time Change Only. Hearing Time Reset (Related document(s):835 Application to Employ, 891 Objection, 927 Objection, 971 Emergency Motion, 998 Response, 999 Reply) Status conference to be held on 4/25/2025 at 10:00 AM at telephone and video conference.
04/24/25	1017	Statement of the Ad Hoc Group of SAFE Parties Regarding Status Conference Scheduled for April 25, 2025
04/24/25	1018	Statement / Lehotsky Keller Cohn LLP's Statement in Connection with April 25, 2025 Status Conference
04/25/25	1024	Courtroom Minutes. The hearing previously set regarding 835 Application to Employ for 4/28/2025 was cancelled on record. 835 Application to Employ is now set for 5/21/2025 at 1:00 PM. (Related document(s):835 Application to Employ) Hearing scheduled for 5/21/2025 at 01:00 PM at Houston, Courtroom 400 (ARP)
04/25/25	1025	PDF with attached Audio File
04/25/25	1028	Certificate of Service re: Documents Served on April 17, 2025
05/08/25	1065	Objection of the Ad Hoc Group of SAFE Parties to Debtors' Request to Replace Debtors' Counsel with Stris for LKC Retention Dispute
05/12/25		Hearing Set On (Related document(s):957 Generic Application) Movant to notice all interested parties and file a certificate of service with the court. Status conference to be held on 5/13/2025 at 11:00 AM at Houston, Courtroom 400
05/12/25	1076	Notice of Status Conference
05/12/25	1077	Reply to Objection of the Ad Hoc Group of SAFE Parties to Debtors' Application for an Updated Order Authorizing the Retention of Employment of Stris & Maher LLP as Special Litigation Counsel

Filing Date	Docket Number	Description on Docket
05/13/25	1083	Courtroom Minutes. Time Hearing Held: 11:00 am - 11:24 am. Appearances: See attached. Additional appearances: Trace Schmeltz, Darren Azman. The Court sets a deadline of 12:00 pm on 5/14/25 for additional filings relating to 957 after which the Court intends to rule on the papers. The Court discussed with the parties the possible bifurcation of 1057 into two separate hearings which will be discussed further at the hearing scheduled for 5/14/25
05/13/25	1085	PDF with attached Audio File
05/14/25	1096	Docketed in Error - Statement of the Ad Hoc Group of SAFE Parties in Response to Debtors' Reply in Support of Debtors' Application for an Updated Order Authorizing the Retention and Employment of Stris & Maher LLP as Special Litigation Counsel
05/14/25	1097	Statement of the Ad Hoc Group of SAFE Parties in Response to Debtors' Reply in Support of Debtors' Application for an Updated Order Authorizing the Retention and Employment of Stris & Maher LLP as Special Litigation Counsel
05/15/25	1105	Reply in Support of Debtors' Application for an Updated Order Authorizing the Retention and Employment of Lehotsky Keller Cohn LLP as Special Litigation Counsel
05/15/25	1106	Supplemental Order Authorizing the Retention and Employment of Stris & Maher LLP as Special Litigation Counsel
05/16/25	1109	Transcript RE: Status Conference held on 5/13/25 before Judge Alfredo R. Perez.
05/16/25	1111	Reply in Support of Application for an Updated Order Authorizing the Retention and Employment of Lehotsky Keller Cohn LLP as Special Litigation Counsel (Attachments: # 1 Declaration of Charles Topping)
05/17/25	1116	BNC Certificate of Mailing
05/19/25	1121	Witness List, Exhibit List (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5 # 6 Exhibit 6 # 7 Exhibit 7 # 8 Exhibit 8 # 9 Exhibit 9 # 10)

Filing Date	Docket Number	Description on Docket
		Exhibit 10 # 11 Exhibit 11 # 12 Exhibit 12 # 13 Exhibit 13 # 14 Exhibit 14 # 15 Exhibit 15 # 16 Exhibit 16 # 17 Exhibit 17)
05/19/25	1122	Exhibit List, Witness List (Attachments: # 1 Exhibit 1 (Part 1 of 2) # 2 Exhibit 1 - Part 2 of 2 # 3 Exhibit 2 # 4 Exhibit 3 # 5 Exhibit 4 # 6 Exhibit 5 # 7 Exhibit 6 # 8 Exhibit 7 # 9 Exhibit 8 # 10 Exhibit 9 # 11 Exhibit 10 # 12 Exhibit 11 # 13 Exhibit 12 (Part 1 of 5) # 14 Exhibit 12 (Part 2 of 5) # 15 Exhibit 12 (Part 3 of 5) # 16 Exhibit 12 (Part 4 of 5) # 17 Exhibit 12 (Part 5 of 5) # 18 Exhibit 13 (Part 1 of 9) # 19 Exhibit 13 (Part 2 of 9) # 20 Exhibit 13 (Part 3 of 9) # 21 Exhibit 13 (Part 4 of 9) # 22 Exhibit 13 (Part 5 of 9) # 23 Exhibit 13 (Part 6 of 9) # 24 Exhibit 13 (Part 7 of 9) # 25 Exhibit 13 (Part 8 of 9) # 26 Exhibit 13 (Part 9 of 9) # 27 Exhibit 14 # 28 Exhibit 15 # 29 Exhibit 16 # 30 Exhibit 17 # 31 Exhibit 18 # 32 Exhibit 19 # 33 Exhibit 20 # 34 Exhibit 21 # 35 Exhibit 22 # 36 Exhibit 23 # 37 Exhibit 24 # 38 Exhibit 25 # 39 Exhibit 26 # 40 Exhibit 27 # 41 Exhibit 28 # 42 Exhibit 29 # 43 Exhibit 30 # 44 Exhibit 31 # 45 Exhibit 32 # 46 Exhibit 33 # 47 Exhibit 34 # 48 Exhibit 35 # 49 Exhibit 36 # 50 Exhibit 37 # 51 Exhibit 38 # 52 Exhibit 39 # 53 Exhibit 40 # 54 Exhibit 41 # 55 Exhibit 42)
05/19/25	1123	Witness List, Exhibit List (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4)
05/20/25		Hearing Continued by Request (Related document(s):835 Application to Employ) Contacted by John Stokes. Movant to notice all interested parties and file a certificate of service with the court. Hearing scheduled for 6/4/2025 at 02:30 PM at Houston, Courtroom 400
05/20/25	1133	Certificate of Service re Supplemental Order Authorizing the Retention and Employment of Stris & Maher LLP as Special Litigation Counsel
05/20/25	1134	Notice of Hearing
05/21/25	1141	Exhibit List, Witness List (Attachments: # 1 Exhibit 46 # 2 Exhibit 47 # 3 Exhibit 48 # 4 Exhibit 49 # 5 Exhibit 50 # 6 Exhibit 51 # 7 Exhibit 52)

Filing Date	Docket Number	Description on Docket
05/21/25	1142	Sealed Document The Ad Hoc Group of SAFE Parties' Amended Witness and Exhibit List for the Hearing Scheduled for May 21, 2025 at 1:00 P.M. (CT) (Attachments: # 1 Exhibit 46 # 2 Exhibit 47 # 3 Exhibit 48 # 4 Exhibit 49 (Part 1 of 2) # 5 Exhibit 49 (Part 2 of 2) # 6 Exhibit 50 # 7 Exhibit 51 # 8 Exhibit 52)
05/22/25	1173	Certificate of Service re 1) Debtors' Omnibus Objection to Claims Pursuant to Bankruptcy Code Sections 502(b), Bankruptcy Rule 3007, and Local Rule 3007-1 Because SAFE Holders Do Not Hold Claims and 2) Update Notice of Hearing
06/02/25	1220	Exhibit List, Witness List (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5 # 6 Exhibit 6 # 7 Exhibit 7 # 8 Exhibit 8 # 9 Exhibit 9)
06/02/25	1222	Witness List, Exhibit List (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4)
06/03/25	1227	Certificate of Service re: Debtors Witness and Exhibit List for Hearing on Debtors Application for an Updated Order Authorizing the Retention and Employment of Lehotsky Keller Cohn LLP as Special Litigation Counsel
06/04/25	1228	Exhibit List, Witness List (Attachments: # 1 Exhibit 10 # 2 Exhibit 11 # 3 Exhibit 12 # 4 Exhibit 13 # 5 Exhibit 14 # 6 Exhibit 15 (Part 1 of 3) # 7 Exhibit 15 (Part 2 of 3) # 8 Exhibit 15 (Part 3 of 3) # 9 Exhibit 16 # 10 Exhibit 17 # 11 Exhibit 18)
06/04/25	1230	Courtroom Minutes. Time Hearing Held: 2:35 PM to 4:41 PM; 4:54 PM to 5:35 PM. Appearances: see log. Additional appearances: Joshua Wolfshoh. Witness sworn and testified: Charles Chuck Topping. Admitted exhibits: ECF Nos. 1105-4, 1220-1, 1222-1 through 1222-9, 1228-1 through 1228-11, and 1121-1 through 1121-17. Motion hearing held. Oral arguments heard. The Court takes Application 835 under advisement. The parties in support and parties in opposition of the application are to collaborate and submit a five-page brief (a total of 2 briefs only; not including the first page and signature page) highlighting the salient points by June 9, 2025 by 5:00 PM CST

Filing Date	Docket Number	Description on Docket
06/09/25	1251	Order Extending Briefing Deadline
06/09/25	1252	PDF with attached Audio File
06/09/25	1253	PDF with attached Audio File
06/10/25	1258	Transcript RE: Amended Application to Employ Lehotsky Keller Cohn LLP as Special Litigation Counsel held on 6/4/25 before Judge Alfredo R. Perez
06/10/25	1261	Supplemental Response In Support of Debtors' Application for Updated Order Authorizing Retention of LKC
06/10/25	1262	Supplemental Response / SAFE AHG Post-Hearing Submission on New Retention Application (Attachments: # 1 Tab A # 2 Tab B)
06/11/25	1267	Certificate of Service re: 1) Document Request to Ad Hoc Group of SAFE Parties; and 2) Debtors and LKCs Post-Hearing Memorandum in Support of Application for Updated Order Authorizing Retention of LKC
06/11/25	1269	BNC Certificate of Mailing
06/13/25	1279	BNC Certificate of Mailing
07/08/25	1418	Order Granting Debtors' Application for an Updated Order Authorizing the Retention and Employment of Lehotsky Keller Cohn LLP as Special Litigation Counsel
07/10/25	1439	BNC Certificate of Mailing
08/07/25	1515	Notice of Filed by Lehotsky Keller Cohn LLP's First Set of Requests for Production and Interrogatories to Debtors Pursuant to Bankruptcy Rule 2024
08/14/25	1529	Motion for Status Conference on Rule 2004 Discovery
08/14/25	1530	Motion to Quash LKC First Set of Requests for Production and Interrogatories [ECF 1515] and Response to LKC Motion for Status Conference [ECF 1529] (Attachments: # 1 Affidavit Declaration of Vincent P. Schmeltz # 2 Exhibit A # 3 Exhibit B)

Filing Date	Docket Number	Description on Docket
08/22/25	1560	Final Application for Compensation for Lehotsky Keller Cohn LLP, Attorney, Period: 8/28/2024 to 6/30/2025, Fee: \$11419448.50, Expenses: \$252545.83. (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Proposed Order)
08/22/25	1561	Sealed Document - Lehotsky Keller Cohn LLP's Second and Final Application for Payment of Compensation and Reimbursement of Expenses for the Period August 28, 2024 through June 30, 2025 (Filed By Lehotsky Keller Cohn LLP). (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Proposed Order)
08/22/25	1562	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order (I) Authorizing the Sealing of Second and Final Application and (II) Authorizing the Filing of a Redacted Version of Second and Final Fee Application (Attachments: # 1 Proposed Order)
08/29/25	1587	Response - Lehotsky Keller Cohn LLP's Response to Special Committee's Motion to Quash Lehotsky Keller Cohn LLP's First Set of Requests for Production and Interrogatories to Debtors Pursuant to Bankruptcy Rule 2004 [ECF No. 1515] and Response to Lehotsky Keller Cohn LLP's Motion for Status Conference on Rule 2004 Discovery [ECF No. 1529] (Attachments: # 1 Exhibit 1 # 2 Proposed Order)
08/29/25	1588	Sealed Document - Lehotsky Keller Cohn LLP's Response to Special Committee's Motion to Quash Lehotsky Keller Cohn LLP's First Set of Requests for Production and Interrogatories to Debtors Pursuant to Bankruptcy Rule 2004 [ECF No. 1515] and Response to Lehotsky Keller Cohn LLP's Motion for Status Conference on Rule 2004 Discovery [ECF No. 1529] (Attachments: # 1 Exhibit 1 # 2 Proposed Order)
08/29/25	1589	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order (I) Authorizing the Sealing of Response to Special Committee's Motion to Quash and (II) Authorizing the Filing of a Redacted Version of the Response (Attachments: # 1 Proposed Order)

Filing Date	Docket Number	Description on Docket
09/05/25	1614	Reply in Support of its Motion to Quash the First Set of Requests for Production and Interrogatories to Debtors filed by LKC [ECF No. 1515]
09/08/25	1622	Order Setting Status Conference. Status conference to be held on 10/2/2025 at 09:00 AM at Houston, Courtroom 400
09/09/25	1623	Order Setting Status and Scheduling Conference on All Pending Matters in the Referenced Chapter 11 Case
09/10/25	1626	Emergency Motion for an Extension to File a Response to Lehotsky Keller Cohn LLP's Final Application for Payment of Compensation and Reimbursement of Expenses (Attachments: # 1 Proposed Order)
09/10/25	1627	Motion to Seal Emergency Motion for an Extension to Respond to Lehotsky Keller Cohn LLP's Final Application for Payment of Compensation and Reimbursement of Expenses (Attachments: # 1 Proposed Order)
09/10/25	1628	Emergency Motion REDACTED re Motion for Extension to File a Response to Lehotsky Keller Cohn LLP's Final Application for Payment of Compensation and Reimbursement of Expenses (Attachments: # 1 Proposed Order)
09/11/25		Hearing Set On (Related document(s):1628 Emergency Motion) Hearing scheduled for 10/2/2025 at 09:00 AM at Houston, Courtroom 400
09/11/25	1631	Transcript RE: Status Conference held on 9/8/25 before Judge Alfredo R. Perez. Transcript is available for viewing in the Clerk's Office. Within 21 days, parties are advised to comply with privacy requirements of Fed. R. Bank. P. 9037, ensuring that certain protected information is redacted from transcripts prior to their availability on PACER. Filed by Transcript access will be restricted through 12/10/2025
09/11/25	1632	Response - Lehotsky Keller Cohn LLP's Response to Special Committee's Emergency Motion for Extension of Time (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Proposed Order)

Filing Date	Docket Number	Description on Docket
09/11/25	1633	Sealed Document - Lehotsky Keller Cohn LLP's Response to Special Committee's Emergency Motion for Extension of Time (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Proposed Order)
09/11/25	1634	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order (I) Authorizing the Sealing of Response to Special Committee's Emergency Motion for Extension of Time and (II) Authorizing the Filing of a Redacted Version of the Response (Attachments: # 1 Proposed Order)
09/11/25	1636	BNC Certificate of Mailing
09/11/25	1637	BNC Certificate of Mailing
09/12/25	1638	Response and Joinder of the Ad Hoc Group of SAFE Parties to the Special Committee's Emergency Motion for an Extension to File a Response to Lehotsky Keller Cohn LLP's Final Application for Payment of Compensation and Reimbursement of Expenses and Limited Objection to Lehotsky Keller Cohn's Motion to Seal Final Fee Application (Attachments: # 1 Exhibit A)
09/18/25	1653	Certificate of Service of an unredacted copy of the Special Committees Motion for an Extension to File a Response to Lehotsky Keller Cohn LLPs Final Application for Payment of Compensation and Reimbursement of Expenses for the Period of August 28, 2024 through June 30, 2025
09/19/25	1663	Motion to Seal Reply Brief in Further Support of its Emergency Motion for an Extension to Respond to Lehotsky Keller Cohn LLP's Final Fee Application and Authorizing the Filing of a Redacted Version of the Motion for an Extension (Attachments: # 1 Proposed Order)
09/19/25	1665	Sealed Document Reply re Emergency Motion (Attachments: # 1 Exhibit 1)
09/19/25	1666	Redacted Document By Barnes & Thornburg LLP (Attachments: # 1 Exhibit 1)
09/22/25	1668	Response - Lehotsky Keller Cohn LLP's Response to Ad Hoc Group of Safe Parties' Response and Joinder to the

Filing Date	Docket Number	Description on Docket
		Special Committee's Emergency Motion for Extension of Time (Attachments: # 1 Proposed Order)
09/22/25	1669	Sealed Document - Lehotsky Keller Cohn LLP's Response to Ad Hoc Group of Safe Parties' Response and Joinder to the Special Committee's Emergency Motion for Extension of Time (Attachments: # 1 Proposed Order)
09/22/25	1670	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order (I) Authorizing the Sealing of Response to Ad Hoc Group of Safe Parties' Response and Joinder to the Special Committee's Emergency Motion for Extension of Time and (II) Authorizing the Filing of a Redacted Version of the Response (Attachments: # 1 Proposed Order)
09/22/25	1671	Order Granting the Special Committee's Motion for Entry of an Order Authorizing the Sealing of Its Reply in Brief in Further Support of Its Emergency Motion on an Extension to Respond to Lehotsky Keller Cohn LLP's Final Fee Application and Authorizing the Filing of a Redacted Version of the Motion for Extension
09/23/25	1694	Order (I) Authorizing the Sealing of Response and (II) Authorizing the Filing of a Redacted Version of Response
09/23/25	1696	Courtroom Minutes. Time Hearing Held: 4:04 PM to 4:13 PM. Appearances: see log. Additional appearances; Trace Schmeltz, Michael Fox, and Joshua Wolfshohl. Status conference held. Oral argument heard on the record. The Court will calendar the fee application 1560/ 1561 for a hearing as the 10/2/2025, date approaches
09/23/25	1697	Certificate of Service
09/23/25	1702	PDF with attached Audio File
09/24/25	1714	BNC Certificate of Mailing
09/25/25	1718	BNC Certificate of Mailing
10/01/25	1732	Objection by Special Committee (Attachments: # 1 Declaration of Chris Wheeler # 2 Declaration of Chuck Topping)

Filing Date	Docket Number	Description on Docket
10/01/25	1733	Emergency Motion to Strike Privileged Information from Lehotsky Keller Cohn LLP's Second and Final Application for Payment of Compensation and Reimbursement of Expenses for the Period of August 28, 2024 through June 30, 2025 [ECF Nos. 1560-1561] (Attachments: # 1 Proposed Order)
10/02/25	1735	Courtroom Minutes. Time Hearing Held: 9:00 am to 9:29 am. Appearances: see log. Additional appearances: Patricia "Patty" Tomasco, Joshua Wolfshohl, Todd Disher, Chase Potter, and Nathaniel Allard. Stats conference held. Oral argument heard on the record. The confirmation hearing will be set for 11/19/2025 at 1:00 pm. A conditional approval hearing is scheduled for 10/15/2025 at 4:30 pm by telephone and video conference. A hearing will be set for 1560/ 1561 for 10/30/2025 at 1:00 pm
10/02/25	1737	PDF with attached Audio File
10/03/25	1743	Transcript RE: Status Conference held on 10/2/25 before Judge Alfredo R. Perez
10/06/25	1745	Order (I) Authorizing the Sealing of Response and (II) Authorizing the Filing of a Redacted Version of Response
10/06/25	1746	Order Granting the Special Committee's Motion to Seal Its Emergency Motion for an Extension to Respond to Lehotsky Keller Cohn LLP's Final Application for Payment of Compensation and Reimbursement of Expenses
10/08/25	1754	Response - Lehotsky Keller Cohn LLP's Response to Special Committee's Emergency Motion to Strike (Attachments: # 1 Proposed Order)
10/08/25	1755	Sealed Document - Lehotsky Keller Cohn LLP's Response to Special Committee's Emergency Motion to Strike (Attachments: # 1 Proposed Order)
10/08/25	1756	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order (I) Authorizing the Sealing of Response to Special Committee's Emergency Motion to Strike and (II) Authorizing the Filing of a Redacted Version of the Response (Attachments: # 1 Proposed Order)

Filing Date	Docket Number	Description on Docket
10/08/25	1761	BNC Certificate of Mailing
10/08/25	1762	BNC Certificate of Mailing
10/13/25	1774	Notice / Lehotsky Keller Cohn LLP's Cross-Notice of Deposition of Patricia Tomasco
10/13/25	1777	Emergency Motion to Continue Hearing on the Special Committee's Objection (Attachments: # 1 Exhibit B- Updated Offer Email # 2 Exhibit C- LKC Invoice Objection # 3 Exhibit D - Wolsfhohl Rejection Email)
10/13/25	1779	Emergency Motion to Quash the Notices of Deposition of Patricia B. Tomasco (Attachments: # 1 Proposed Order)
10/14/25		Hearing Set On (Related document(s):1776 Emergency Motion, 1777 Emergency Motion, 1779 Emergency Motion) Hearing scheduled for 10/15/2025 at 04:30 PM at Houston, Courtroom 400
10/14/25	1782	Notice of Hearing
10/14/25	1783	Exhibit List, Witness List
10/14/25	1784	Witness List, Exhibit List (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5 # 6 Exhibit 6 # 7 Exhibit 7 # 8 Exhibit 8)
10/14/25	1785	Exhibit List
10/14/25	1786	Exhibit List
10/14/25	1787	Response/Objection Filed by GR Fairbairn Family Trust, GRF Tiger Trust, Grant Fairbairn Revocable Trust, NC Fairbairn Family Trust, NCF Eagle Trust, Nina Claire Fairbairn Revocable Trust, Transcend Partners Legend Fund LLC, Valley High LP
10/14/25	1788	Response - Lehotsky Keller Cohn LLP's Response to Special Committee's Emergency Motion to Continue (Attachments: # 1 Proposed Order)
10/14/25	1789	Emergency Motion - Lehotsky Keller Cohn LLP's Emergency Motion to Compel Responses to Discovery

Filing Date	Docket Number	Description on Docket
		Requests Filed by Interested Party Lehotsky Keller Cohn LLP (Attachments: # 1 Exhibit 1 # 2 Proposed Order)
10/15/25		Hearing Set On (Related document(s):1789 Emergency Motion) Status conference to be held on 10/15/2025 at 04:30 PM at Houston, Courtroom 400
10/15/25	1799	Objection of the Ad Hoc Group of SAFE Parties to Lehotsky Keller Cohn LLP's Emergency Motion to Compel Responses to Discovery Requests
10/15/25	1806	Transcript RE: motion and status held on 9/23/25 before Judge ALFREDO R. PEREZ
10/15/25	1807	Certificate of Service re: Documents Served on October 14, 2025
10/15/25	1808	Certificate of Service re: Documents Served on October 14, 2025
10/15/25	1810	Courtroom Minutes. Time Hearing Held: 4:30 pm to 4:57 pm. Appearances: see log. Additional appearances: Trace Schmeltz, Joshua Wolfshohl, John Cone, Alexander Perez, and Nathaniel Allard. Oral discussions held on the record. If there are unresolved issues regarding the 30(b)(6) deposition, the Court will hold a virtual status conference on 11/14/2025. The debtor is to file an amended disclosure statement that will be set for hearing on 10/20/2025 at 3:00 pm and is virtual appearance only. Motion 1560 is reset for 11/4/2025 at 2:00 pm; if there are any discovery issues, the court will set a status conference. Mr. Schmeltz is to send a proposed order regarding the undisputed amount as stated on the record
10/15/25		Hearing Continued (Related document(s):1560 Application for Compensation) Hearing scheduled for 11/4/2025 at 02:00 PM at Houston, Courtroom 400 (ARP).
10/16/25	1811	Notice of Service of Responses to First Set of Requests for Production and Interrogatories and Production of Documents
10/17/25	1814	Order (I) Authorizing the Sealing of Response to Ad Hoc Group of SAFE Parties' Response and Joinder to the Special

Filing Date	Docket Number	Description on Docket
		Committee's Emergency Motion for Extension of Time and (II) Authorizing the Filing of a Redacted Version of the Response
10/17/25	1816	Transcript RE: Emergency Motion Conditionally Approving the Adequacy of the Disclosure Statement; (B) Approving the Solicitation Procedures and Solicitation Packages; (C) Scheduling a Combined Hearing; (D) Establishing Procedures for Objection to the Plan and Final Approval of the Disclosure Statement; (E) Approving the Form, Manner, and Sufficiency of Notice of the Combined Hearing; and (F) Granting Related Relief; Emergency Motion to Compel Depositions; Emergency Motion to Continue Hearing on the Special Committee's Objection; Emergency Motion to Quash the Notices of Deposition of Patricia B. Tomasco held on 10/15/25 before Judge Alfredo R. Perez.
10/19/25	1820	Emergency Motion FOR ENTRY OF PROTECTIVE ORDER UNDER FEDERAL RULE OF EVIDENCE 502(d) Filed by Spec. Counsel Barnes & Thornburg LLP (Attachments: # 1 Proposed Order ORDER GRANTING EMERGENCY MOTION FOR ENTRY OF PROTECTIVE ORDER UNDER FEDERAL RULE OF EVIDENCE 502(d))
10/19/25	1824	Amended Emergency Motion FOR ENTRY OF PROTECTIVE ORDER UNDER FEDERAL RULE OF EVIDENCE 502(d) Filed by Spec. Counsel Barnes & Thornburg LLP (Attachments: # 1 Proposed Order ORDER GRANTING AMENDED EMERGENCY MOTION FOR ENTRY OF PROTECTIVE ORDER UNDER FEDERAL RULE OF EVIDENCE 502(d))
10/19/25	1825	BNC Certificate of Mailing
10/19/25	1826	Order Granting Amended Emergency Motion for Entry of Protective Order Under Federal Rule of Evidence 502 (d)
10/20/25	1827	Order Resetting Hearing. Hearing scheduled for 11/3/2025 at 02:00 PM at Houston, Courtroom 400
10/20/25	1829	Courtroom Minutes. Time Hearing Held: 3:00 pm to 3:13 pm. Appearances: see log. Additional appearances: Joshua Wolfshohl and Ken Kansa. Conditional disclosure hearing

Filing Date	Docket Number	Description on Docket
		held. Oral argument heard. The debtor is to upload a proposed order with the various attachments as stated on the record for the courts review and approval
10/20/25	1830	PDF with attached Audio File
10/22/25	1860	BNC Certificate of Mailing
10/22/25	1861	BNC Certificate of Mailing
10/27/25		Hearing Set On (Related document(s):1733 Emergency Motion). Hearing scheduled for 11/3/2025 at 02:00 PM at Houston, Courtroom 400
10/27/25	1871	Transcript RE: Continued Hearing on Conditional Disclosure Statement held on October 20, 2025 before Judge Alfredo R. Perez
10/27/25	1873	Notice of Filing of Proposed Order
10/27/25	1874	Emergency Motion for Entry of a Protective Order Filed by Spec. Counsel Barnes & Thornburg LLP (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C)
10/27/25	1875	Notice of Service
10/27/25	1876	Emergency Motion, Motion to Seal Filed by Spec. Counsel Barnes & Thornburg LLP (Attachments: # 1 Proposed Order)
10/28/25		Hearing Set On (Related document(s):1874 Emergency Motion, 1876 Emergency Motion, Motion to Seal) Movant to notice all interested parties and file a certificate of service with the court. Hearing scheduled for 10/30/2025 at 04:00 PM at Houston, Courtroom 400
10/28/25	1881	Motion to Enforce the Purchase and Sale Agreement with Whinstone US, Inc. filed by the Debtors and the Special Committee Filed by Debtor Rhodium Encore LLC (Attachments: # 1 Proposed Order)
10/28/25	1883	Motion to Seal Filed by Spec. Counsel Barnes & Thornburg LLP

Filing Date	Docket Number	Description on Docket
10/28/25	1884	Emergency Motion for Authority to Pay Fees to Lehotsky Keller & Cohn LLP
10/28/25	1885	Sealed Document
10/29/25	1887	Order Granting Emergency Motion for Authority to Pay Fees to Lehotsky Keller & Cohn LLP
10/29/25	1888	Notice of Hearing
10/30/25	1895	Witness List, Exhibit List (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3-20 # 4 Exhibit 21 # 5 Exhibit 22 # 6 Exhibit 23 # 7 Exhibit 24 # 8 Exhibit 25 # 9 Exhibit 26-28)
10/30/25	1896	Sealed Document - Lehotsky Keller Cohn LLP's Witness and Exhibit List for Hearing on November 3, 2025 (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5 # 6 Exhibit 6 # 7 Exhibit 7 # 8 Exhibit 8 # 9 Exhibit 9 # 10 Exhibit 10 # 11 Exhibit 11 # 12 Exhibit 12 # 13 Exhibit 13 # 14 Exhibit 14 # 15 Exhibit 15 # 16 Exhibit 16 # 17 Exhibit 17 # 18 Exhibit 18 # 19 Exhibit 19 # 20 Exhibit 20 # 21 Exhibit 21 # 22 Exhibit 22 # 23 Exhibit 23 # 24 Exhibit 24 # 25 Exhibit 25 # 26 Exhibit 26 # 27 Exhibit 27 # 28 Exhibit 28)
10/30/25	1897	Witness List
10/30/25	1898	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order Authorizing the Sealing of Witness and Exhibit List for November 3, 2025 Hearing (Attachments: # 1 Proposed Order)
10/30/25	1899	PDF with attached Audio File
10/30/25	1900	Courtroom Minutes. Time Hearing Held: 4:34 pm to 4:59 pm. Appearances: see log. Additional appearances: Joshua Wolfshohl and Paige Lohse. Emergency motion hearing held. Regarding motion 1876, the Court will grant the relief in part to specific items and specific testimony. Parties are to confer on what documents and testimony should be sealed. Regarding motion 1874, topic 8 was resolved on the record and topic 9 the production is to be made to active case participants as stated on the record. Movant made an oral request for an out of state witness to appear virtually. Unless

Filing Date	Docket Number	Description on Docket
		the expert report and witness are available for deposition on 10/31/2025, the motion is denied
10/30/25	1901	Sealed Document - Lehotsky Keller Cohn LLP's Reply in Support of its Final Fee Application (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Exhibit H # 9 Exhibit I # 10 Exhibit J # 11 Exhibit K # 12 Exhibit L # 13 Exhibit M # 14 Exhibit N)
10/30/25	1902	Sealed Document - Declaration of Jonathan F. Cohn in Support of - Lehotsky Keller Cohn LLP's Reply in Support of its Final Fee Application
10/30/25	1903	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order Authorizing the Sealing of Reply in Support of Fee Application and Declaration of Jonathan F. Cohn (Attachments: # 1 Proposed Order)
10/31/25	1911	Sealed Document
10/31/251	1912	Sealed Document (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5 # 6 Exhibit 6 # 7 Exhibit 7 # 8 Exhibit 8 # 9 Exhibit 9 # 10 Exhibit 10)
10/31/25	1913	Sealed Document (Exhibit #s 11-20 to ECF 1912). (Attachments: # 1 Exhibit 12 # 2 Exhibit 13 # 3 Exhibit 14 # 4 Exhibit 15 # 5 Exhibit 16 # 6 Exhibit 17 # 7 Exhibit 18 # 8 Exhibit 19 # 9 Exhibit 20)
10/31/25	1914	Sealed Document (Exhibit #s 21-30 to ECF 1912) (Attachments: # 1 Exhibit 22 # 2 Exhibit 23 # 3 Exhibit 24 # 4 Exhibit 25 # 5 Exhibit 26 # 6 Exhibit 27 # 7 Exhibit 28 # 8 Exhibit 29 # 9 Exhibit 30)
10/31/25	1915	Sealed Document (Exhibit #s 31-40 to ECF 1912) (Attachments: # 1 Exhibit 32 # 2 Exhibit 33 # 3 Exhibit 34 # 4 Exhibit 35 # 5 Exhibit 36 # 6 Exhibit 37 # 7 Exhibit 38 # 8 Exhibit 39 # 9 Exhibit 40)
10/31/25	1916	Sealed Document (Exhibit #s 41-50 to ECF 1912) (Attachments: # 1 Exhibit 42 # 2 Exhibit 43 # 3 Exhibit 44 #

Filing Date	Docket Number	Description on Docket
		4 Exhibit 45 # 5 Exhibit 46 # 6 Exhibit 47 # 7 Exhibit 48 # 8 Exhibit 49 # 9 Exhibit 50)
10/31/25	1917	Sealed Document (Exhibit #s 51-59 to ECF 1912) (Attachments: # 1 Exhibit 52 # 2 Exhibit 53 # 3 Exhibit 54 # 4 Exhibit 55 # 5 Exhibit 56 # 6 Exhibit 57 # 7 Exhibit 58 # 8 Exhibit 59)
10/31/25	1918	Sealed Document (Exhibit #s 61-70 to ECF 1912) (Attachments: # 1 Exhibit 62 # 2 Exhibit 63 # 3 Exhibit 64 # 4 Exhibit 65 # 5 Exhibit 66 # 6 Exhibit 67 # 7 Exhibit 68 # 8 Exhibit 69 # 9 Exhibit 70)
10/31/25	1919	Transcript RE: motion hearing held on 10/30/25 before Judge ALFREDO R. PEREZ.
10/31/25	1920	Sealed Document (Exhibit #s 71-80 to ECF 1912) (Attachments: # 1 Exhibit 72 # 2 Exhibit 73 # 3 Exhibit 74 # 4 Exhibit 75 # 5 Exhibit 76 # 6 Exhibit 77 # 7 Exhibit 78 # 8 Exhibit 279 # 9 Exhibit 80)
10/31/25	1921	Sealed Document (Exhibit #s 81-90 to ECF 1912) (Attachments: # 1 Exhibit 82 # 2 Exhibit 83 # 3 Exhibit 84 # 4 Exhibit 85 # 5 Exhibit 86 # 6 Exhibit 87 # 7 Exhibit 88 # 8 Exhibit 89 # 9 Exhibit 90)
10/31/25	1922	Sealed Document (Exhibit #s 91-100 to ECF 1912) (Attachments: # 1 Exhibit 92 # 2 Exhibit 93 # 3 Exhibit 94 # 4 Exhibit 95 # 5 Exhibit 96 # 6 Exhibit 97 # 7 Exhibit 98 # 8 Exhibit 99 # 9 Exhibit 100)
10/31/25	1923	Sealed Document (Exhibit #s 101-115 to ECF 1912) (Attachments: # 1 Exhibit 102 # 2 Exhibit 103 # 3 Exhibit 104 # 4 Exhibit 105 # 5 Exhibit 106 # 6 Exhibit 107 # 7 Exhibit 108 # 8 Exhibit 109 # 9 Exhibit 110 # 10 Exhibit 111 # 11 Exhibit 112 # 12 Exhibit 113 # 13 Exhibit 114 # 14 Exhibit 115)
10/31/25	1924	Sealed Document (Exhibit #s 116-131 to ECF 1912) (Attachments: # 1 Exhibit 117 # 2 Exhibit 118 # 3 Exhibit 119 # 4 Exhibit 120 # 5 Exhibit 122 # 6 Exhibit 122 # 7 Exhibit 123 # 8 Exhibit 124 # 9 Exhibit 125 # 10 Exhibit

Filing Date	Docket Number	Description on Docket
		126 # 11 Exhibit 127 # 12 Exhibit 128 # 13 Exhibit 129 # 14 Exhibit 130 # 15 Exhibit 131)
10/31/25	1925	Motion to Seal Filed by Spec. Counsel Barnes & Thornburg LLP
10/31/15	1926	BNC Certificate of Mailing
11/01/25	1927	Sealed Motion SPECIAL COMMITTEES EMERGENCY MOTION TO LIMIT EVIDENCE RELIED UPON BY LEHOTSKY KELLER COHN LLP AT THE HEARING AND TO STRIKE THE REQUEST UNDER 11 U.S.C. § 328 FROM THEIR REPLY
11/01/25	1928	Sealed Document DECLARATION OF VINCENT (TRACE) SCHMELTZ IN SUPPORT OF THE SPECIAL COMMITTEES EMERGENCY MOTION TO LIMIT EVIDENCE RELIED UPON BY LEHOTSKY KELLER COHN LLP AT THE HEARING AND TO STRIKE THE REQUEST UNDER 11 U.S.C. § 328 FROM THEIR REPLY
11/01/25	1929	Motion to Seal SPECIAL COMMITTEES MOTION TO SEAL THE SPECIAL COMMITTEES EMERGENCY MOTION TO LIMIT EVIDENCE RELIED UPON BY LEHOTSKY KELLER COHN LLP AT THE HEARING AND TO STRIKE THE REQUEST UNDER 11 U.S.C. § 328 FROM THEIR REPLY
11/01/25	1930	Notice OF WITHDRAWAL OF ANY CLAIM OF MISCONDUCT
11/01/25	1931	Sealed Document Exhibits A-J to ECF 1928 DECLARATION OF VINCENT (TRACE) SCHMELTZ IN SUPPORT OF THE SPECIAL COMMITTEES EMERGENCY MOTION TO LIMIT EVIDENCE RELIED UPON BY LEHOTSKY KELLER COHN LLP AT THE HEARING AND TO STRIKE THE REQUEST UNDER 11 U.S.C. § 328 FROM THEIR REPLY Under Seal (Attachments: # 1 Exhibit B # 2 Exhibit C # 3 Exhibit D # 4 Exhibit E # 5 Exhibit F # 6 Exhibit G # 7 Exhibit H # 8 Exhibit I # 9 Exhibit J)

Filing Date	Docket Number	Description on Docket
11/01/25	1932	Emergency Motion - Lehotsky Keller Cohn LLP's Emergency Motion in Limine No. 1 to Exclude Documents and Testimony Related to Settlement Negotiations (Attachments: # 1 Proposed Order)
11/02/25	1933	Sealed Motion - Lehotsky Keller Cohn LLP's Emergency Motion to Strike Special Committee's Expert Witness, Mike Rosten (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Exhibit H # 9 Exhibit I # 10 Exhibit J # 11 Exhibit K # 12 Proposed Order)
11/02/25	1934	Sealed Document - Declaration of Jonathan F. Cohn in Support of Lehotsky Keller Cohn LLP's Emergency Motion to Strike Special Committee's Expert Witness, Mike Rosten (Attachments: # 1 Attachment 1)
11/02/25	1935	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order Authorizing the Sealing of Emergency Motion to Strike and Declaration of Jonathan F. Cohn (Attachments: # 1 Proposed Order)
11/02/25	1936	Sealed Document - Lehotsky Keller Cohn LLP's Response in Opposition to the Special Committee's Motion to Limit Evidence and to Strike (Attachments: # 1 Proposed Order)
11/02/25	1937	Declaration re: - Declaration of Jonathan F. Cohn in Support of - Lehotsky Keller Cohn LLP's Response in Opposition to the Special Committee's Motion to Limit Evidence and to Strike (Attachments: # 1 Exhibit A)
11/02/25	1938	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order Authorizing the Sealing of Response in Opposition to the Special Committee's Motion to Limit Evidence and to Strike and Declaration of Jonathan F. Cohn (Attachments: # 1 Proposed Order)
11/03/25	1941	Motion to Seal SPECIAL COMMITTEES MOTION TO SEAL PROTECTED PLEADINGS
11/03/25	1942	Sealed Document THE SPECIAL COMMITTEES REPLY IN SUPPORT OF ITS EMERGENCY MOTION TO LIMIT EVIDENCE RELIED UPON BY LEHOTSKY KELLER

Filing Date	Docket Number	Description on Docket
		COHN LLP AT THE HEARING AND TO STRIKE THE REQUEST UNDER 11 U.S.C. § 328
11/03/25	1943	Sealed Document NOTICE OF INTENT TO USE DECLARATIONS AS DIRECT TESTIMONY (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C)
11/03/25	1944	Sealed Document SPECIAL COMMITTEES RESPONSE IN OPPOSITION TO LEHOTSKY KELLER COHN LLPS EMERGENCY MOTION TO STRIKE SPECIAL COMMITTEES EXPERT WITNESS, MIKE ROSTEN (ECF No. 1933) (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F)
11/03/25	1946	Order (I) Authorizing the Sealing of Response to Special Committee's Emergency Motion to Strike and (II) Authorizing the Filing of a Redacted Version of the Response
11/03/25	1947	Sealed Document SPECIAL COMMITTEES RESPONSE IN OPPOSITION TO LEHOTSKY KELLER COHN LLPS EMERGENCY MOTION IN LIMINE NO. 1 TO EXCLUDE DOCUMENTS AND TESTIMONY RELATED TO SETTLEMENT NEGOTIATIONS [ECF NO. 1932]
11/03/25	1949	Motion to Seal Protected Pleadings
11/03/25	1950	Supplemental Notice of Intent to Use Declaration as Direct Testimony
11/03/25	1951	Sealed Document Declaration of Mike Rosten
11/03/25	1955	Courtroom Minutes. Time Hearing Held: 2:04 pm to 3:26 pm; 3:33 pm to 5:00 pm; 5:07 pm to 8:00 pm. Appearances: see log. Additional appearances: Chuck Topping, Chase Blackmon, Kevin Hays, David Eaton, Patricia "Patty" Tomasco, and Anna Richardson. Witnesses sworn and testified: Jonathan Jon Cohn, Chase Blackmon, and Chuck Topping. Admitted exhibits: Sealed ECF Nos.1896-2,1896-12, 1896-8, 1896-14, 1896-13, 1896-6, 1896-5, 1896-19, 1896-21; ECF Nos. 1895-21, 1897-259, 1897-307, 1897-201 (not admitted for the truth of the matter), 1897-245, 1897-212, and 1897-236. Judicial notice taken of ECF Nos. 1897-284. Emergency motion hearing held. Oral argument heard.

Filing Date	Docket Number	Description on Docket
		Debtor is to provide the Court with a breakdown of the fees into the following categories: retention, fee apps that include time spent working on the objections to the fee app, and miscellaneous. Parties are to confer and produce an agenda containing the various pending motions related to this matter. Parties are also to confer about the estimated time needed for this matter and contact the case manager to schedule a hearing date. The Court will enter an order for the debtor to escrow the outstanding balance as stated on the record. Motion 1886 is going to be reset to a future date to be determined; parties are to contact the case manager
11/04/25	1959	Certificate of Service re: Documents Served on October 28, 2025
11/05/25	1970	BNC Certificate of Mailing
11/05/25	1972	BNC Certificate of Mailing
11/06/25	1973	**DOCKETED IN ERROR** Transcript RE: fee application held on 11/3/25 before Judge ALFREDO R. PEREZ
11/06/25	1974	Sealed Transcript RE: fee application held on 11/3/25 before Judge ALFREDO R. PEREZ
11/12/25	1984	Hearing Set On (Related document(s):1560 Application for Compensation, 1561 Sealed Document) Movant to notice all interested parties and file a certificate of service with the court. Hearing scheduled for 12/3/2025 at 01:00 PM at Houston, Courtroom 400
11/13/25	1989	Notice of Hearing Scheduled for December 3, 2025
11/19/25	2000	Certificate of No Objection (Attachments: # 1 Proposed Order)
11/20/25		Hearing Set On (Related document(s):1881 Generic Motion, 2000 Certificate of No Objection) Movant to notice all interested parties and file a certificate of service with the court. Hearing scheduled for 11/25/2025 at 11:45 AM at telephone and video conference only
11/20/25	2004	Notice of Hearing

Filing Date	Docket Number	Description on Docket
11/21/25	2010	Objection - Lehotsky Keller Cohn LLP's Limited Objection to Plan and Reservation of Rights. (Attachments: # 1 Proposed Order)
11/24/25	2035	Order Granting the Motion to Seal Portions of the Emergency Motion for Authority to Pay Fees to Lehotsky Keller & Cohn LLP
11/24/25	2037	Order Authorizing the Sealing of Lehotsky Keller Cohn LLP's Witness and Exhibit List for November 3, 2025 Hearing
11/24/25	2038	Order Authorizing the Sealing of Lehotsky Keller Cohn LLP's Reply in Support of Fee Application and Declaration of Jonathan F. Cohn
11/25/25	2041	Order Granting the Motion to Seal Exhibits and Supplemented Witness and Exhibit Lists for the November 3, 2025 Hearing
11/25/25	2042	Courtroom Minutes. Time Hearing Held: 11:46 am - 11:54 am. Appearances: See attached. Additional appearances: Nathaniel Allard for the Official Committee of Unsecured Creditors. Joshua Wolfshohl for Lehotsky Keller Cohn. Declaration to be filed as stated on the record. Counsel to contact case manager when the documents are filed
11/26/25	2047	Order Granting the Motion to Seal Exhibits and Supplemented Witness and Exhibit Lists for the November 3, 2025 Hearing
11/26/25	2048	PDF with attached Audio File
11/26/25	2049	Notice of Intent to Adduce Testimony from a Remote Location by Telephone and Video Technology
11/26/25	2052	Certificate of Service re 1) Notice of Late Filing of Rhodium's Plan Supplement and 2) Certificate of No Objection
11/26/25	2053	Certificate of Service re 1) Notice of Filing Plan Supplement for First 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; 2) Notice of

Filing Date	Docket Number	Description on Docket
		Hearing; and 3) Barnes & Thornburg LLP's Fourteenth Monthly Fee Statement for the Period October 1, 2025, Through October 31, 2025
11/26/25	2056	BNC Certificate of Mailing
11/26/25	2057	BNC Certificate of Mailing
11/26/25	2058	BNC Certificate of Mailing
11/27/25	2059	BNC Certificate of Mailing
11/28/25	2060	BNC Certificate of Mailing
12/01/25	2064	Notice of Filing Supplemental Exhibit (Attachments: # 1 Exhibit 1)
12/01/25	2065	Witness List, Exhibit List
12/01/25	2066	Objection - Lehotsky Keller Cohn LLP's Objection to the Ad Hoc Group of Safe Parties' Notice of Intent to Adduce Testimony from a Remote Location by Telephone and Video Technology (Attachments: # 1 Proposed Order)
12/01/25	2067	Order Granting Motion To Seal Protected Pleadings
12/01/25	2068	Order Authorizing the Sealing of Lehotsky Keller Cohn LLP's Emergency Motion to Strike and Declaration of Jonathan F. Cohn
12/01/25	2069	Order Authorizing the Sealing of Lehotsky Keller Cohn LLP's Response in Opposition to Special Committee's Motion to Limit Evidence and to Strike and Declaration of Jonathan F. Cohn
12/01/25	2070	Order Granting the Motion to Seal Protected Pleadings
12/02/25	2090	Declaration re: of Mark Christopher Wheeler
12/02/25	2092	Agenda for Hearing on 12/3/2025
12/02/25	2093	Transcript RE: held on 11/25/25 before Judge ALFREDO R. PEREZ

Filing Date	Docket Number	Description on Docket
12/02/25	2101	Certificate of Service re: 1) The Plan Proponents Motion to Seal Confidential Information Included on the Plan Proponents Memorandum of Law in Support of Plan Confirmation, Joint Exhibit List for Hearings Scheduled for December 3, 2025, and the Declaration of Mitchell P. Hurley in Support of Plan Confirmation; 2) Declaration of Mark Christopher Wheeler; and 3) Agenda of Matters Set for Hearing on December 3, 2025, at 9:30 a.m.
12/03/25	2107	Amended Agenda for Hearing on 12/3/2025
12/03/25	2113	PDF with attached Audio File
12/03/25	2115	Courtroom Minutes. Time Hearing Held: 9:30 am to 11:53 am; 1:30 pm to 1:59 pm; 2:29 pm to 4:10 pm; 4:22 pm to 5:32 pm. Appearances: see log. Additional appearances: Kenneth "Ken" Kansa, Joshua Wolfshohl, Justin Camara, John Cone, Jacob Richards, Paige Lohse, and David Eaton. Sworn and testified witnesses: Michael Robinson, Mark "Chris" Wheeler, and Kevin Hayes. Admitted exhibits: ECF Nos. 2104-2 through 2104- 4, 2077-6 through 2104-8, 2104-27, 2104- 109 through 2104-111, 2104-14 through 2104-26, -29-28 through 2104-32, 2104-35 through 2104-80, 2104-91, 2104-93, 2104-95 through 2104-98, 2104-100 through 2104-107, 2104-108, 1897-216, 1897-244, 1896-17 (sealed), 1896-18 (sealed), and 1897-259. Judicial notice taken of 2104-5, 2104-13, and 2104-90. ECF No. 2050, 2063, 2074, and 2086 are admitted as direct testimony and are subject to cross examination. Confirmation and motion hearing held. Oral argument heard on the record. The Debtor shall file an exhibit list that cross-references each document with its corresponding ECF docket number. The plan is taken under advisement. Stipulation 2061 is terminated as moot. Application 1560 is continued to a date to be determined; parties are to contact the case manager to coordinate a hearing date
12/03/25	2118	BNC Certificate of Mailing
12/03/25	2119	BNC Certificate of Mailing
12/03/25	2120	BNC Certificate of Mailing

Filing Date	Docket Number	Description on Docket
12/03/25	2121	BNC Certificate of Mailing
12/03/25	2122	PDF with attached Audio File
12/03/25	2123	PDF with attached Audio File
12/03/25	2124	PDF with attached Audio File
12/09/25	2132	Notice OF INTENT TO ADDUCE TESTIMONY FROM A REMOTE LOCATION BY TELEPHONE AND VIDEO TECHNOLOGY (Attachments: # 1 Exhibit EXHIBIT A - Email re David Eaton Remote Testimony)
12/10/25		Hearing Set On (Related document(s):1560 Application for Compensation, 1832 Amended Disclosure Statement, 1881 Generic Motion) Movants to notice all interested parties and file a certificate of service with the court. Hearing scheduled for 12/11/2025 at 01:00 PM at Houston, Courtroom 400
12/10/25	2136	Notice of Hearing Scheduled for December 11, 2025
12/10/25	2137	Transcript RE: hearing held on 12/3/25 before Judge ALFREDO R. PEREZ.
12/11/25	2138	Amended Notice OF INTENT TO ADDUCE TESTIMONY FROM A REMOTE LOCATION BY TELEPHONE AND VIDEO TECHNOLOGY
12/11/25	2139	Transcript RE: held on 12/03/25 before Judge ALFREDO R. PEREZ.
12/11/25	2140	Declaration re: Amended Declaration of Mark Christopher Wheeler
12/11/25	2141	Notice of Filing Proposed Order (Attachments: # 1 Exhibit A-Redlined Version # 2 Proposed Order Exhibit B-clean order)
12/11/25	2142	Courtroom Minutes. (Related document(s):1560 Application for Compensation) Hearing scheduled for 12/17/2025 at 01:00 PM at Houston, Courtroom 400

Filing Date	Docket Number	Description on Docket
12/11/25		Hearing Set On (Related document(s):1881 Generic Motion) Hearing scheduled for 12/17/2025 at 01:00 PM at Houston, Courtroom 400
12/11/25	2143	PDF with attached Audio File
12/11/25	2144	PDF with attached Audio File
12/11/25	2145	Certificate of Service re: Documents Served on December 1, 2025
12/11/25	2146	Certificate of Service re: Documents Served on December 3, 2025
12/15/25	2150	Transcript RE: held on 12/11/25 before Judge ALFREDO R. PEREZ.
12/15/25	2151	Response - Lehotsky Keller Cohn LLP's Response to Amended Declaration of Mark Christopher Wheeler and Brief in Support of its Objection to Debtors' Proposed Plan. (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Proposed Order)
12/16/25	2152	Motion to Proffer Evidence Filed by Spec. Counsel Barnes & Thornburg LLP (Attachments: # 1 Exhibit A (Deposition Notices) # 2 Exhibit B (Kevin Hays Deposition) # 3 Exhibit C (Topping Deposition) # 4 Exhibit D (Eaton Deposition) # 5 Exhibit E (Mike Rosten Deposition Transcript) # 6 Exhibit F (Hearing Transcript) # 7 Exhibit G (Email with BOD Minutes) # 8 Exhibit H (Hearing Transcript) # 9 Exhibit I (Hearing Transcript) # 10 Exhibit J (Proposed Trial Exhibit 334) # 11 Exhibit K (Special Committee LKC))
12/16/25	2156	Response - Lehotsky Keller Cohn LLP's Response to the Special Committee's Proffer to Admit Evidence. (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Proposed Order)
12/16/25	2157	Sealed Document - Lehotsky Keller Cohn LLP's Response to the Special Committee's Proffer to Admit Evidence

Filing Date	Docket Number	Description on Docket
		(Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Proposed Order)
12/16/25	2158	Motion to Seal - Lehotsky Keller Cohn LLP's Motion for Entry of an Order (I) Authorizing the Sealing of Response to the Special Committee's Proffer to Admit Evidence and (II) Authorizing Filing of a Redacted Version of the Response (Attachments: # 1 Proposed Order)
12/17/25	2159	Response THE SPECIAL COMMITTEES RESPONSE IN OPPOSITION TO LEHOTSKY KELLER COHN LLPS RESPONSE TO AMENDED DECLARATION OF MARK CHRISTOPHER WHEELER AND BRIEF IN SUPPORT OF ITS OBJECTION TO DEBTORS PROPOSED PLAN
12/17/25	2160	Statement of the Safe AHG and the Transcend Group Concerning LKC Fee Dispute
12/17/25	2161	Courtroom Minutes. Time Hearing Held: 1:00 pm to 2:53 pm; 2:59 pm to 3:16 pm; 3:48 pm to 3:56 pm. Appearances: see log. Additional appearances: Joshua Wolfshohl, Todd Disher, Jon Cohn, Chase Potter, Nathaniel Allard, and Paige Lohse. Admitted exhibits: Lehotsky Keller Cohn LLP exhibit 5 (ECF No.1896-5) and 18 (ECF No. 1896-18) (unredacted version and the admission does not affect the privilege). Motion hearing held. Oral argument heard on the record. The plan is confirmed and the fees are rewarded. The debtor is to upload a new confirmation order and the SAFE AHG is to upload an order regarding the fees. The Motion to Enforce 1881 is granted in part and the debtor is to upload a proposed form of order as stated on the record. Application 1560 is granted as filed; movant, Lehotsky Keller Cohn LLP, is to upload a proposed form of order
12/17/25	2162	PDF with attached Audio File
12/17/25	2163	PDF with attached Audio File
12/17/25	2164	PDF with attached Audio File
12/24/25	2196	Notice of Proposed Final Order Allowing Compensation and Reimbursement of Expenses. (Attachments: # 1 proposed Final Order)

Filing Date	Docket Number	Description on Docket
12/24/25	2198	Final Order Allowing Compensation and Reimbursement of Expenses
12/26/25	2199	Certificate of Service re: 1) Amended Declaration of Mark Christopher Wheeler; and 2) Notice of Filing Proposed Order
12/26/25	2203	BNC Certificate of Mailing
01/02/26	2210	Transcript RE: held on 12/17/25 before Judge ALFREDO R. PEREZ.
01/07/26	2213	Notice of Appeal filed
01/07/26		Receipt of Notice of Appeal (24-90448) [appeal,ntcapl] (298.00) Filing Fee. Receipt number B26808177. Fee amount \$ 298.00
01/07/26	2214	Notice of Appeal filed
01/07/26		Receipt of Notice of Appeal(24-90448) [appeal,ntcapl] (298.00) Filing Fee. Receipt number A26808355. Fee amount \$ 298.00
01/07/26	2215	Election to Appeal to District Court
01/08/26	2217	Election to Appeal to District Court
01/12/25	2221	*Withdrawn* Motion - Lehotsky Keller Cohn LLP's Motion for Order Directing Payment of Fees and Expenses (Attachments: # 1 Exhibit A # 2 Proposed Order)
01/12/25	2222	Order Granting Lehotsky Keller Cohn LLP's Motion for Entry of an Order (I) Authorizing the Sealing of Response to the Special Committee's Proffer to Admit Evidence and (II) Authorizing Filing of a Redacted Version of the Response
01/12/26	2243	Clerk's Notice of Filing of an Appeal. On 01/07/2026, The Special Committee of the Board of Directors of Debtor Rhodium Enterprises, Inc. filed a notice of appeal. The appeal has been assigned to U.S. District Judge George C Hanks, Jr, Civil Action 26cv0233.
01/12/26	2244	Clerk's Notice of Filing of an Appeal. On 01/07/2026, The Ad Hoc Group of SAFE Parties filed a notice of appeal. The

Filing Date	Docket Number	Description on Docket
		appeal has been assigned to U.S. District Judge George C Hanks, Jr, Civil Action 25cv0235.
01/13/26	2246	Transcript RE: status conference held on 4/25/25 before Judge ALFREDO R. PEREZ
01/14/26	2248	BNC Certificate of Mailing
01/15/25	2268	Notice of Receipt of Payment and Withdrawal of Lehotsky Keller Cohn LLP's Motion for Order Directing Payment of Fees and Expenses
01/15/26	2270	BNC Certificate of Mailing
01/15/26	2271	BNC Certificate of Mailing

STATEMENT OF ISSUES TO BE PRESENTED ON APPEAL

Whether the Bankruptcy Court erred in granting Lehotsky Keller Cohn LLP's *Second and Final Application for Payment of Compensation and Reimbursement of Expenses for the Period August 28 through June 30, 2025* [Dkt. No. 1561] (the "**Application**") and thereby awarding Lehotsky Keller Cohn LLP compensation and reimbursement of expenses in the amount of \$11,671,994.33 for the period set forth in the Application?

RESERVATION OF RIGHTS

The Wind-Down Debtor reserves the right to amend, modify, and supplement the foregoing designations and issues on appeal and to adopt the designations or issues identified by any other party in connection with the appeal of the Final Order.

Dated: January 21, 2026

Respectfully Submitted,

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- and -

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Certificate of Service

I hereby certify that on January 21, 2026, a true and correct copy of the foregoing document was served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Mitchell P. Hurley
Mitchell P. Hurley