

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

In re:	)	
	)	Chapter 11
VERTEX ENERGY, INC., <i>et al.</i> , <sup>1</sup>	)	
	)	Case No. 24-90507 (CML)
Debtors.	)	
	)	(Joint Administration Requested)

**NOTICE OF TELEPHONIC  
AND VIDEO CONFERENCE HEARING ON EMERGENCY MOTIONS**

**PLEASE TAKE NOTICE** that the following matters are set for emergency hearing on **September 25, 2024 at 12:30 p.m. (prevailing Central Time)** before the Honorable Judge Lopez, United States Bankruptcy Judge, Courtroom 401, 4th Floor, 515 Rusk Street, Houston, Texas 77002 (the “Hearing”).

In accordance with Sections A and I of the *Procedures for Complex Cases in the Southern District of Texas* (the “Complex Case Procedures”), the Hearing shall be held ***virtually only***. The Court will use both audio and video communication. If you want to see the documents as presented to the Court and hear the proceeding you should be (i) dialed in through the audio system and (ii) logged into the Court’s video via GoTo platform.

***Audio Communication***

Audio communication will be by use of the Court’s regular dial-in number. The dial-in number is 832-917-1510. You will be responsible for your own long-distance charges. Judge Lopez’s conference room number is 590153. Parties are encouraged to review the Court’s

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<sup>1</sup> A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ proposed claims and noticing agent at <https://www.veritaglobal.net/vertex>. The location of Debtor Vertex Energy, Inc.’s corporate headquarters and the Debtors’ service address in these chapter 11 cases is 1331 Gemini Street, Suite 250, Houston, Texas 77058.



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procedures for telephonic appearances located at: [https://www.txs.uscourts.gov/sites/txs/files/JP\\_Court\\_Procedures\\_8-21.pdf](https://www.txs.uscourts.gov/sites/txs/files/JP_Court_Procedures_8-21.pdf).

Each person who speaks at the electronic hearing should be prepared to restate that person's name each time that the person speaks in order to assist any transcriber of the audio recording.

### ***Video Communication***

Any evidence and demonstrative exhibits will be offered by the Debtors from a remote location. Parties may participate in electronic hearings by use of an internet connection. The internet site is **www.gotomeeting.com**. A GoTo app is available for download to computers. It is recommended that you download the free GoTo app on each device that will be used to connect to a hearing. Connecting via web browser only may limit the availability of some GoTo features. Persons connecting by mobile device will need to download the free GoTo app.

Once connected to GoTo, a participant should enter the meeting code "JudgeLopez". A participant can also connect using the link on Judge Lopez's homepage on the Southern District of Texas website.

Once connected to GoTo, click the settings icon in the upper right corner and enter your name under the personal information setting.

The Debtors will file exhibits on the Court's docket for ease of reference.

Any witness presented by the Debtors will appear via audio and video connection. Any person wishing to cross examine the witness will be permitted to do so during the Hearing.

All documents filed in these chapter 11 cases may be obtained by visiting the Court's website at <https://ecf.txs.uscourts.gov> in accordance with the procedures and fees set forth therein.

**A. Motions**

1. Debtors' **Emergency** Motion for Entry of an Order (I) Directing Joint Administration of the Debtors' Chapter 11 Cases and (II) Granting Related Relief [Docket No. 2].
2. Debtors' **Emergency** Motion Seeking Entry of Interim and Final Orders (I) Authorizing the Debtors to Obtain Postpetition Financing, (II) Authorizing the Debtors to Use Cash Collateral, (III) Granting Liens and Providing Claims with Superpriority Administrative Expense Status, (IV) Granting Adequate Protection to the Pre-Petition Term Loan Secured Parties, (V) Modifying the Automatic Stay, (VI) Scheduling a Final Hearing, and (VII) Granting Related Relief [Docket No. 20].
3. Debtors' **Emergency** Motion for Entry of Interim and Final Orders (I) Authorizing Continuation of the Intermediation Contracts, as Amended, (II) Authorizing the Debtors to Enter Into and Perform Postpetition Intermediation Transactions, (III) Providing Superpriority Administrative Expense Status in Respect of Postpetition Intermediation Transactions, (IV) Providing First Priority Liens in Respect of the Intermediation Collateral, (V) Providing Superpriority Administrative Expense Status in Respect of Shell Support Agreement, (VI) Modifying the Automatic Stay, (VII) Setting a Final Hearing, and (VIII) Granting Related Relief [Docket No. 23].
4. Debtors' **Emergency** Debtors' Emergency Motion Seeking Entry of an Order Authorizing the Debtors to Redact and File the Unredacted Confidential Intermediation Exhibits Under Seal [Docket No. 25].
5. Debtors' **Emergency** Motion for Entry of an Order (I) Approving the Bidding Procedures and Auction, (II) Scheduling Bid Deadlines, an Auction, Objection Deadlines, and a Sale Hearing, (III) Approving the Assumption and Assignment Procedures, (IV) Approving the Form and Manner of Notice of a Sale Transaction, the Auction, the Sale Hearings, and Assumption and Assignment Procedures, (V) Authorizing the Sale of the Debtors' Assets Free and Clear of All Encumbrances, and (VII) Granting Related Relief [Docket No. 5].
6. Debtors' **Emergency** Motion for Entry of an Order Scheduling Hearings and Objection Deadlines with Respect to the Debtors' Disclosure Statement and Plan Confirmation [Docket No. 6].
7. Debtors' **Emergency** Motion for Entry of an Order (I) Authorizing the Debtors to (A) Continue Insurance Coverage Entered Into Prepetition and Satisfy Prepetition Obligations Related Thereto, (B) Renew, Amend, Supplement, Extend, Purchase, and Enter Into New Insurance Policies, (C) Honor Prepetition Payment Arrangements, (D) Continue to Pay Brokerage Fees, and (E) Maintain the Surety Bond Program and (II) Granting Related Relief [Docket No. 9].

8. Debtors' Emergency Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Continue to Operate Their Cash Management System and Maintain Existing Bank Accounts, (B) Continue to Perform Intercompany Transactions, and (C) Maintain Existing Business Forms and Books and Records, and (II) Granting Related Relief [Docket No. 12].
9. Debtors' Emergency Motion for Entry of an Order Authorizing the Debtors to (I) Pay Prepetition Wages, Salaries, Other Compensation, and Reimbursable Expenses, (II) Continue Employee Benefits Programs, and (III) Granting Related Relief [Docket No. 7].
10. Debtors' Emergency Motion for Entry of an Order (I) Authorizing Continuation of Prepetition Hedging Arrangements, (II) Authorizing Entry Into and Performance Under Postpetition Hedging Arrangements, (III) Providing Superpriority Administrative Expense Status in Respect of Postpetition Hedging Arrangements, (IV) Modifying the Automatic Stay, and (V) Granting Related Relief [Docket No. 13].
11. Debtors' Emergency Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Certain Prepetition Claims of (A) 503(b)(9) Claimants, (B) Lien Claimants, (C) Critical Vendors, and (D) HSE Suppliers, (II) Confirming Administrative Expense Priority of Outstanding Orders, and (III) Granting Related Relief [Docket No. 8].
12. Debtors' Emergency Motion for Entry of an Order (I) Authorizing the Payment of Certain Taxes and Fees and (II) Granting Related Relief [Docket No. 10].
13. Debtors' Emergency Motion for Entry of an Order (I) Approving Notification and Hearing Procedures for Certain Transfers of and Declarations of Worthlessness with Respect to Common Stock and (II) Granting Related Relief. [Docket No. 11].
14. Debtors' Emergency *Ex Parte* Application for Entry of an Order Authorizing the Employment and Retention of Kurtzman Carson Consultants dba Verita Global as Claims, Noticing, and Solicitation Agent [Docket No. 3].
  - A. Notice of Filing of Revised Order Authorizing the Employment and Retention of Kurtzman Carson Consultants DBA Verita Global as Claims, Noticing, and Solicitation Agent [Docket No. 27]
15. Debtors' Emergency Motion for Entry of an Order Extending Time to File (I) Schedules of Assets and Liabilities, (II) Schedules of Current Income and Expenditures, (III) Schedules of Executory Contracts and Unexpired Leases, (IV) Statements of Financial Affairs, and (V) Rule 2015.3 Financial Reports [Docket No. 15].
16. Debtors' Emergency Motion for Entry of an Order (I) Authorizing the Debtors to (A) File a Consolidated Creditor Matrix and a Consolidated List of the 30 Largest

**Unsecured Creditors and (B) Redact Certain Personally Identifiable Information of Natural Persons, (II) Waiving the Requirement to File a List of Equity Security Holdings, (III) Approving the Form and Manner of Notifying Creditors of the Commencement of the Chapter 11 Cases and Other Information, and (IV) Granting Related Relief [Docket No. 16].**

17. **Debtors' Emergency Motion for Entry of an Order (I) Approving the Debtors' Proposed Adequate Assurance of Payment for Future Utility Services, (II) Prohibiting Utility Providers from Altering, Refusing, or Discontinuing Services, (III) Approving the Debtors' Proposed Procedures for Resolving Adequate Assurance Requests, and (IV) Granting Related Relief. [Docket No. 14].**

**B. General Related Documents**

1. **Declaration of R. Seth Bullock, Chief Restructuring Officer of Vertex Energy, Inc. in Support of the Debtors' Chapter 11 Petitions and First Day Motions [Docket No. 18].**
2. **Omnibus Declaration of Douglas McGovern in Support of the (I) Bidding Procedures Motion and (II) DIP Motion [Docket No. 19].**
3. **Debtors' Witness and Exhibit List for Hearing Scheduled for September 25, 2024 at 12:30 p.m. (Prevailing Central Time) [Docket No. 26].**

Houston, Texas  
September 25, 2024

/s/ Jason G. Cohen

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**Certificate of Service**

I certify that on September 25, 2024, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Jason G. Cohen

Jason G. Cohen