

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

In re: ZACHRY HOLDINGS, INC., <i>et al.</i> , ¹ Reorganized Debtors.)))))))	Chapter 11 Case No. 24-90377 (MI) (Jointly Administered)
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**STIPULATION AND AGREED ORDER REGARDING THE CLAIMS OF INDUSTRIAL
WELDING SUPPLY**

This stipulation and agreed order (this “**Stipulation and Agreed Order**”) is made by and among Industrial Welding Supply Co. of Harvey Inc., IWS Gas and Supply of Texas Ltd., and BR Welding Supply LLC (together, “**IWS**”) and Zachry Holdings, Inc. and its affiliated debtors (collectively the “**Debtors**” or the “**Reorganized Debtors**,” and together with IWS, the “**Parties**,” and each a “**Party**”). The Parties hereby stipulate and agree as follows:

WHEREAS, on May 21, 2024, the Debtors commenced these chapter 11 cases (the “**Chapter 11 Cases**”) in the United States Bankruptcy Court for the Southern District of Texas (the “**Court**”);

WHEREAS, between May and August 2024, IWS filed nine proofs of claim in the Chapter 11 Cases (Claim Nos. 73, 74, 76, 78, 257, 259, 260, 261 and 941) against the Debtors (collectively, the “**Claims**”);

¹ The last four digits of Zachry Holdings, Inc.’s tax identification number are 6814. A complete list of each of the Reorganized Debtors in these Chapter 11 Cases and the last four digits of their federal tax identification numbers may be obtained on the website of the Reorganized Debtors’ claims and noticing agent at www.veritaglobal.net/zhi. The location of the Reorganized Debtors’ service address in these Chapter 11 Cases is: P.O. Box 240130, San Antonio, Texas 78224.



WHEREAS, through that certain PLNG Vendor Waiver, IWS was paid the portion of the amount due on the Claims that was in connection to work on the PLNG Project, leaving a balance due to IWS in the amount of \$234,113.58; and

WHEREAS, the Parties have reached an agreement with respect to the Claims, and have agreed to the treatment of the Claims on the terms and conditions set forth in this Stipulation and Agreed Order.

NOW, THEREFORE, IT IS HEREBY STIPULATED, AGREED, AND ORDERED:

1. Claim No. 941, which represents the balance due on the Claims, shall be allowed in the total amount equal to \$234,113.58, of which \$196,523.41 shall be a General Unsecured Claim² and \$37,590.17 shall be an Other Priority Claim.

2. The remaining Claims (Claim Nos. 73, 74, 76, 78, 257, 259, 260 and 261) shall be disallowed in their entirety.

3. Kurtzman Carson Consultants, LLC (dba Verita Global), as claims, noticing and solicitation agent, is authorized and directed to update the claims register maintained in these Chapter 11 Cases to reflect the relief granted in this Stipulation and Agreed Order.

4. This Stipulation and Agreed Order is subject to the approval of the Court and shall be of no force and effect unless it is approved by the Court.

5. The terms and conditions of this Stipulation and Agreed Order shall be immediately effective and enforceable upon entry by the Court.

6. This Stipulation and Agreed Order may be signed in counterparts and signatures may be delivered by fax or email, each of which shall be deemed an original, but all of which

² Capitalized terms used but not defined herein shall have the meanings ascribed to them in the *Further Modified First Amended Joint Chapter 11 Plan of Reorganization of Zachry Holdings, Inc. and Its Debtor Affiliates* [Docket No. 2363].

together shall constitute one and the same instrument. Each of the undersigned counsel that executes this Stipulation and Agreed Order by or on behalf of each respective Party represents and warrants that such undersigned counsel has been duly authorized and empowered to execute and deliver this Stipulation and Agreed Order on behalf of such Party.

7. Each Party represents and warrants that it is duly authorized to enter into and be bound by this Stipulation and Agreed Order.

8. This Stipulation and Agreed Order constitutes the entire agreement between the Parties with respect to the subject matter hereof and shall not be modified, altered, amended, or vacated without the prior written consent of all Parties hereto or by order of the Court.

9. The Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Stipulation and Agreed Order.

Signed: _____, 2025

THE HON. MARVIN ISGUR
UNITED STATES BANKRUPTCY JUDGE

STIPULATED AND AGREED THIS 24TH DAY OF APRIL, 2025:

/s/ Charles R. Koster

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Counsel to the Reorganized Debtors

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COO, Industrial Welding Supply Co. of
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STIPULATED AND AGREED THIS 24 TH DAY OF APRIL, 2025:

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COO, Industrial Welding Supply Co. of
Harvey, Inc.
COO, BR Welding Supply LLC*

Certificate of Service

I certify that on April 24, 2025, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Charles R. Koster
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