

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS

In re: Zachry Holdings, Inc. et al

Debtor

§

Civil Action No 25cv5980

§

§

Bankruptcy Case No 24-90377

Encina Development Group. LLC

§

§

Appellant

Notice of Filing of an Appeal

1. A notice of appeal to the district court was filed before the bankruptcy court on December 8, 2025
2. This appeal has been assigned to United States District Judge Charles Eskridge
3. The appeal has been docketed as 25cv5980
4. Motions affecting this appeal, or the judgment or order from which this appeal is taken must be filed in accordance with Fed. R. Bankr. P. 8006, 8007, 8008 and 8009(e).
5. Within 14 days after the notice of appeal was filed, the appellant must file a designation of the record. *See* Fed. R. Bankr. P. 8009. Within 14 days after being served with the appellant's designation, appellees may file additional designations.
6. Designations of the record must be filed with the bankruptcy court. Do not file copies of designated items that are already on file with the bankruptcy court. Parties must electronically file copies of admitted trial exhibits they designate for inclusion in the record.

Date December 11, 2025

Nathan Ochsner, Clerk of Court

H. Lerma

Deputy Clerk



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

IN RE:	§	CASE NO: 24-90377
	§	
ZACHRY HOLDINGS, INC., <i>et al.</i>, Debtors	§	Jointly Administered
	§	CHAPTER 11

**ENCINA DEVELOPMENT GROUP LLC'S NOTICE OF APPEAL
AND STATEMENT OF ELECTION**

Part 1: Identify the appellant(s)

1. Name(s) of appellant(s): **Encina Development Group, LLC**
2. Position of appellant(s) in the adversary proceeding or bankruptcy case that is the subject of this appeal:

For appeals in an adversary proceeding.

- ☐ Plaintiff
☐ Defendant
☐ Other (describe)

For appeals in a bankruptcy case and not in an adversary proceeding.

- ☐ Debtor
☒ **Creditor**
☐ Trustee
☐ Other (describe)

Part 2: Identify the subject of this appeal

1. Describe the judgment—or the appealable order or decree—from which the appeal is taken:

Order and Memorandum Opinion entered on November 24, 2025 regarding Encina Development Group, LLC's Motion to Permit Filing Proof of Claim After Bar Date

2. State the date on which the judgment—or the appealable order or decree—was entered:

November 24, 2025

Part 3: Identify the other parties to the appeal

List the names of all parties to the judgment—or the appealable order or decree—from which the appeal is taken and the names, addresses, and telephone numbers of their attorneys (attach additional pages if necessary):

1. Party: Encina Development Group, LLC (movant / creditor)

Attorney: Kathryn Skagerberg
NELSON MULLINS RILEY & SCARBOROUGH LLP
1222 Demonbreun, Suite 1700
Nashville, TN 37203
(615) 664-5351
kate.skagerberg@nelsonmullins.com

2. Party: Zachry Engineering Corp. (debtor)

Attorney: Charles Koster
WHITE & CASE LLP
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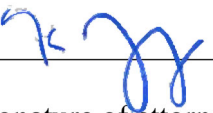
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Part 4: Optional election to have appeal heard by District Court (applicable only in certain districts)

If a Bankruptcy Appellate Panel is available in this judicial district, the Bankruptcy Appellate Panel will hear this appeal unless, pursuant to 28 U.S.C. § 158(c)(1), a party elects to have the appeal heard by the United States District Court. If an appellant filing this notice wishes to have the appeal heard by the United States District Court, check below. Do not check the box if the appellant wishes the Bankruptcy Appellate Panel to hear the appeal.

☒ Appellant(s) elect to have the appeal heard by the United States District Court rather than by the Bankruptcy Appellate Panel.

Part 5: Sign below



Signature of attorney for appellant

Date: December 8, 2205

Name, address, and telephone number of attorney:

Kathryn Skagerberg
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1222 Demonbreun, Suite 1700
Nashville, TN 37203
(615) 664-5351
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CERTIFICATE OF SERVICE

I certify that on December 8, 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 to all parties registered to receive such service.

s/ Kathryn Skagerberg
Kathryn Skagerberg