UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION

ALLIANZ GLOBAL RISKS US INSURANCE CO.; CERTAIN UNDERWRITERS AT LLOYD'S OF LONDON SUBSCRIBING TO POLICY NO. B0180ME2219036; GREAT LAKES INSURANCE SE; GUIDEONE NATIONAL INSURANCE COMPANY; and TOKIO MARINE AMERICA INSURANCE COMPANY, *as subrogees of FLNG Policy Procurement, LLC; FLNG Liquefaction, LLC; FLNG Liquefaction 2, LLC; and FLNG Liquefaction 3, LLC*,	§	
Plaintiffs,	§	Adv. Pro. No. _____
v.	§	
ZACHRY INDUSTRIAL, INC.; ZACHRY INDUSTRIES, INC.; JVIC DEMERGER FABRICATION, INC.; ZACHRY ENTERPRISE SOLUTIONS DEMERGER, INC.; CB&I LLC; MCDERMOTT INTERNATIONAL LTD., f/k/a CB&I LLC; CHIYODA INTERNATIONAL CORPORATION; and PSRG, INC.,	§	Removed from: 239th Judicial District Court Brazoria County, Texas Cause No. 128926-CV Related to: In re: Zachry Holdings, Inc., *et al.* Case No. 24-90377 (MI)
Defendants.	§	

NOTICE OF REMOVAL BY DEFENDANTS ZACHRY INDUSTRIAL, INC.; ZACHRY INDUSTRIES, INC.; JVIC DEMERGER FABRICATION, INC.; AND ZACHRY ENTERPRISE SOLUTIONS DEMERGER, INC.

TO THE COURT AND TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

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PLEASE TAKE NOTICE that, pursuant to 28 U.S.C. §§ 1332(a), 1334(b), 1441(a), and 1452(a), Federal Rule of Bankruptcy Procedure 9027(a)(1), and Local Rule 9027–1, Defendants Zachry Industrial, Inc.; Zachry Industries, Inc.; JVIC Demerger Fabrication, Inc.; and Zachry Enterprise Solutions Demerger, Inc. (collectively, "Removing Defendants") hereby remove to this Court this action pending in the 239th Judicial District Court of Brazoria County, Texas, Cause Number 128926-CV ("Removed Action").

The grounds for removal are as follows:

1. On May 21, 2024, Defendant Zachry Industrial, Inc. and affiliated entities (collectively, "Zachry") filed voluntary petitions for relief under Chapter 11 of the U.S. Bankruptcy Code in this Court, consolidated into Case No. 24-90377 ("Zachry Chapter 11 Cases"). According to its first-day declaration, Zachry sought bankruptcy protection "as a result of financial distress caused by one of [the debtors'] major projects, the liquified natural gas . . . project . . . awarded to Debtor [and Defendant herein] Zachry Industrial, Inc." and its joint venture partners. Zachry Chapter 11 Cases, Doc. 7 at 2, ¶ 3. Those joint-venture partners are co-Defendants Chiyoda International Corporation and CB&I LLC, the latter of which is a wholly owned subsidiary of co-Defendant McDermott International, Inc. *Id.* The Zachry Chapter 11 Cases remain pending.

2. On June 7, 2024, two groups on insurers each filed separate subrogation cases in Brazoria County, Texas: (1) this Removed Action; and (2) *FLNG Liquefaction, LLC, et al. v. Zachry Industrial, Inc., et al.*, 412th Judicial District Cause No. 128933-CV (collectively, "Brazoria County Cases"). Both Brazoria County Cases assert the same allegations and essentially the same claim for negligence arising from a June 8, 2022 incident at the

Quintana Island LNG Liquefaction and Export Terminal in Freeport, Texas. The incident caused damages to the facility, for which the plaintiff insurers allegedly indemnified their insureds — and seek reimbursement from Defendants jointly and severally — for more than $1.3 billion. The plaintiff insurers have requested citation and served Defendants, but no other filings have occurred in the Brazoria County Cases.

3. Removing Defendants expressly do not concede that they are proper parties to either of the Brazoria County Cases.

4. The Brazoria County Cases are civil actions that may be removed to this Court pursuant to 28 U.S.C. § 1452(a) because the Court has jurisdiction over the claims asserted therein under 28 U.S.C. § 1334. Section 1334(b) grants this Court "original but not exclusive jurisdiction of all civil proceedings . . . related to cases under title 11," and it "is well established that '[f]ederal courts have "related to" subject matter jurisdiction over litigation arising from a bankruptcy case if the proceeding could conceivably affect the estate being administered in bankruptcy.'" *In re KSRP, Ltd.*, 809 F.3d 263, 266 (5th Cir. 2015) (quoting *Lone Star Fund V (U.S.), L.P. v. Barclays Bank PLC*, 594 F.3d 383, 386 (5th Cir. 2010)). Moreover, cases "are 'related to' a bankruptcy case if they involve legal claims by and against the debtor." *Menggui Zhang v. Rothrock*, 2006 WL 8446467, at *1 (S.D. Tex. Jan. 4, 2006).

5. The Brazoria County Cases fall under "related to" jurisdiction because they involve legal claims against debtor Zachry Industrial, Inc., and because they could conceivably affect the estate being administered in bankruptcy. Specifically, as noted above, the Brazoria County Cases seek money judgments against Zachry and its co-Defendants jointly

and severally for more than **$1.3 billion**. According to Zachry's first-day declaration, these potential damages are nearly eight times Zachry's cash on hand and nearly one-fourth of its entire 2023 revenue. Zachry Chapter 11 Cases, Doc. No. 7 at 13, ¶ 27. The claims asserted in the Brazoria County Cases will represent one of the largest — if not the largest — claim against Zachry's estate. Zachry will likely incur significant costs disputing liability and damages, further reducing its estate and affecting the administration. If there is a judgment against Zachry's co-Defendants, Zachry might be subject to contribution claims.

6. Additionally and independently, the Brazoria County Cases are civil actions that may be removed to this Court pursuant to 28 U.S.C. § 1441(a) because the Court has jurisdiction over the claims asserted therein under 28 U.S.C. § 1332(a)(3): the matter in controversy exceeds the sum or value of $75,000, exclusive of interest and costs, and is between citizens of different States and in which citizens or subjects of a foreign state are additional parties. In particular, Plaintiffs are citizens of the States of Illinois, Iowa, and New York and of the United Kingdom; whereas Defendants are citizens of the States of Delaware, Texas, and Washington.

7. Removal by Removing Defendants is timely under 28 U.S.C. § 1446(b)(1) and Federal Rule of Bankruptcy Procedure 9027(a)(3)(A), because Removing Defendants first received copies of the petitions in the Brazoria County Cases on or about June 11, 2024, which is fewer than 30 days ago.

8. Pursuant to Federal Rule of Bankruptcy Procedure 9027(a)(1), the Removing Parties state that they consent to entry of final orders or judgment by the bankruptcy court.

9. The information required by Local Rule 9027-1(a) — (i) a list of all names and addresses of the parties, (ii) a designation of those parties service of process has been accomplished, and (iii) a list of the name, address, and telephone number of the counsel for every party — is attached hereto as Exhibit 1.

10. Pursuant to Federal Rule of Bankruptcy Procedure 9027(a)(1) and Local Rule 9027–1(b), copies of all papers that have been filed in Cause No. 128926-CV in the 239th Judicial District Court of Brazoria County, Texas are attached hereto as Exhibit 2.

11. Pursuant to 28 U.S.C. § 1446(d) and Federal Rule of Bankruptcy Procedure 9027(b)–(c), Removing Defendants will, promptly after filing this Notice of Removal, (1) serve a copy of the notice on all parties to the Brazoria County Cases and (2) file a copy of the notice with the clerk of the 239th Judicial District Court of Brazoria County, Texas.

WHEREFORE, Defendants Zachry Industrial, Inc.; Zachry Industries, Inc.; JVIC Demerger Fabrication, Inc.; and Zachry Enterprise Solutions Demerger, Inc. respectfully give notice that the Removed Action pending against them in the 239th Judicial District Court of Brazoria County, Texas is hereby removed to this Court.

Dated: July 5, 2024

Respectfully submitted,

/s/ John B. Thomas

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Counsel for Defendants Zachry Industrial, Inc.; Zachry Industries, Inc.; JVIC Demerger Fabrication, Inc.; and Zachry Enterprise Solutions Demerger, Inc.

INDEX OF EXHIBITS

1. All information required by Local Rule 9027–1(a).

2. Copies of all papers filed in Cause No. 128926-CV in the 239th Judicial District Court of Brazoria County, Texas.

Exhibit 1

INFORMATION REQUIRED BY LOCAL RULE 9027–1(a)

Plaintiff Allianz Global Risks US Insurance Co.
225 West Washington Street, Suite 1800
Chicago, Illinois 60606

Plaintiff Certain Underwriters at Lloyd's of London Subscribing to Policy No. B0180ME2219036
1 Lime Street
London, EC3M 7HA
United Kingdom

Plaintiff Great Lakes Insurance SE
10 Fenchurch Avenue
London, EC3M 5BN
United Kingdom

Plaintiff GuideOne National Insurance Company
1111 Ashworth Road
West Des Moines, Iowa 50265

Plaintiff Tokio Marine America Insurance Company
590 Madison Avenue, 29th Floor
New York, New York 10022

Counsel for all Plaintiffs:
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Deneberg Tuffley, PLLC
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Southfield, Michigan 48034
(248) 549-3900

Removing Defendant Zachry Industrial, Inc. (service accomplished)
Removing Defendant Zachry Industries, Inc. (service accomplished)
Removing Defendant JVIC Demerger Fabrication, Inc. (service accomplished)
Removing Defendant Zachry Enterprise Solutions Demerger, Inc. (not served)
527 Logwood Avenue
San Antonio, Texas 78221

Counsel:
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Hicks Thomas LLP
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Houston, Texas 77002
(713) 547-9100

Defendant CB&I LLC (service accomplished)
Defendant McDermott International, Inc. (not served)
915 North Eldridge Parkway
Houston, Texas 77079

Counsel:
Jack W. Massey
jack.massey@bakermckenzie.com
Baker McKenzie
800 Capitol Street, Suite 2100
Houston, Texas 77002
(713) 427-5000

Defendant Chiyoda International Corporation (service accomplished)
2050 West Sam Houston Parkway South, Suite 850
Houston, Texas 77042

Counsel:
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2323 Victory Avenue, Suite 700
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(214) 561-5073
Brian Singleterry
brian.singleterry@haynesboone.com
301 Commerce Street
Fort Worth, Texas 76102
(817) 347-6619

Defendant PSRG, Inc. (service accomplished)
800 West Sam Houston Parkway South, Suite 107
Houston, Texas 77042

Counsel:
Unknown

Exhibit 2

PAPERS FILED IN CAUSE NO. 128926-CV IN THE 239TH JUDICIAL DISTRICT COURT OF BRAZORIA COUNTY, TEXAS

A. Register of Actions (as of July 5, 2024).

B. Plaintiffs' Original Petition and Jury Demand (June 7, 2024).

C. Process Request (June 7, 2024).

D. Return of Service for Zachry Industrial, Inc. (June 14, 2024).

E. Return of Service for Zachry Industries, Inc. (June 14, 2024).

F. Return of Service for CB&I, LLC (June 14, 2024).

G. Return of Service for Chiyoda International Corporation (June 14, 2024).

H. Return of Service for JVIC Demerger Fabrication, Inc. (June 14, 2024).

I. Return of Service for PSRG, Inc. (June 18, 2024).

A

Register of Actions
Case No. 128926-CV

Allianz Global Risks US Insurance Co. et al vs. Zachary Holdings LTD, et al §§§§§

Case Type: **Injury or Damage - Other**
Date Filed: **06/07/2024**
Location: **239th District Court**

Party Information

		Attorneys
Defendant	**CB&I LLC**	
Defendant	**Chiyoda International Corporation**	
Defendant	**JVIC Demerger Fabrication, Inc.**	
Defendant	**McDermott International, Inc**	
Defendant	**PSRG, Inc.**	
Defendant	**Zachry Enterprise Solutions Demerger, Inc.**	
Defendant	**Zachry Industrial, Inc.**	
Defendant	**Zachry Industries, Inc (Zachry2)**	
Plaintiff	**Allianz Global Risks US Insurance Co. et al**	**Evan J. Malinowski, Esquire** *Retained* 248-549-3900(W)
Plaintiff	**Certain Underwriters at Lloyd's of London Subscribing to Policy No. B0180ME2219036**	**Evan J. Malinowski, Esquire** *Retained* 248-549-3900(W)
Plaintiff	**Great Lakes Insurance SE**	**Evan J. Malinowski, Esquire** *Retained* 248-549-3900(W)
Plaintiff	**Guideone National Insurance Company**	**Evan J. Malinowski, Esquire** *Retained* 248-549-3900(W)
Plaintiff	**Tokio Marine America Insurance Company**	**Evan J. Malinowski, Esquire** *Retained* 248-549-3900(W)

Events & Orders of the Court

OTHER EVENTS AND HEARINGS

06/07/2024	**Original Petition (1-10 Plaintiffs) (OCA)**		
06/10/2024	**Request**		
06/11/2024	**Citation**		
	Zachry Industrial, Inc.	Served	06/13/2024
	Zachry Industries, Inc (Zachry2)	Served	06/13/2024 2:20 PM
	JVIC Demerger Fabrication, Inc.	Served	06/13/2024
	Zachry Enterprise Solutions Demerger, Inc.	Unserved	
	CB&I LLC	Served	06/13/2024
	McDermott International, Inc	Unserved	
	Chiyoda International Corporation	Served	06/13/2024
	PSRG, Inc.	Served	06/14/2024 1:34 PM
06/14/2024	**Service Returned**		
06/14/2024	**Service Returned**		
06/14/2024	**Service Returned**		
06/14/2024	**Service Returned**		

06/14/2024	**Service Returned**
06/18/2024	**Service Returned**

B

Filed for Record
6/7/2024 11:38 AM
Cassandra C. Tigner, District Clerk
Brazoria County, Texas
128926-CV
Cathy Richard, Deputy

128926-CV

CAUSE NO. _____

ALLIANZ GLOBAL RISKS US INSURANCE CO.; CERTAIN UNDERWRITERS AT LLOYD'S OF LONDON SUBSCRIBING TO POLICY NO. B0180ME2219036; GREAT LAKES INSURANCE SE; GUIDEONE NATIONAL INSURANCE COMPANY; and TOKIO MARINE AMERICA INSURANCE COMPANY; *as subrogees of FLNG Policy Procurement, LLC; FLNG Liquefaction, LLC; FLNG Liquefaction 2, LLC; and FLNG Liquefaction 3, LLC*	§	**IN THE DISTRICT COURT**
Plaintiffs,	§	
v.	§	**_____ JUDICIAL DISTRICT**
ZACHRY INDUSTRIAL,INC.; ZACHRY INDUSTRIES, INC.; JVIC DEMERGER FABRICATION, INC.; ZACHRY ENTERPRISE SOLUTIONS DEMERGER, INC.; CB&I LLC; MCDERMOTT INTERNATIONAL LTD., f/k/a CB&I LLC; CHIYODA INTERNATIONAL CORPORATION; and PSRG, INC.	§	**BRAZORIA COUNTY, TEXAS**
Defendants.	§	

PLAINTIFFS' ORIGINAL PETITION

Plaintiffs, ALLIANZ GLOBAL RISKS US INSURANCE CO.; CERTAIN UNDERWRITERS AT LLOYD'S OF LONDON SUBSCRIBING TO POLICY NO. B0180ME2219036; GREAT LAKES INSURANCE SE; GUIDEONE NATIONAL INSURANCE COMPANY; and TOKIO MARINE AMERICA INSURANCE COMPANY, *as subrogees of FLNG Policy Procurement, LLC; FLNG Liquefaction, LLC; FLNG Liquefaction 2, LLC; and FLNG Liquefaction 3 LLC* (collectively, "Plaintiff Insurers") by and through their

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undersigned counsel, file this Original Petition against ZACHRY INDUSTRIAL, INC.; ZACHRY INDUSTRIES, INC.; JVIC DEMERGER FABRICATION, INC.; ZACHRY ENTERPRISE SOLUTIONS DEMERGER, INC.; CB&I LLC; MCDERMOTT INTERNATIONAL LTD., f/k/a CB&I LLC; CHIYODA INTERNATIONAL CORPORATION; and PSRG, INC., respectfully showing as follows:

I. PRELIMINARY STATEMENT

1. Plaintiff Insurers are subrogated insurance companies who made certain Payments to their collective Insured, FLNG Policy Procurement, LLC, and related and affiliated entities, for damage to property located on Quintana Island near Freeport, Texas.

2. Defendants were responsible for construction, engineering, and process hazard analysis and implementation at a liquified natural gas ("LNG") export facility, the details of which are discussed below. As a result of an explosion and resulting property damage on June 8, 2022, Plaintiff Insurers have discovered significant negligence in the performance of Defendants' work that has caused major damage to key equipment at the LNG facility resulting in substantial repair costs, the shut-down of operations, and other damages. Plaintiffs file this action in their own name as subrogated insurance carriers to recover all damages caused by Defendants tortious actions and inactions.

II. STATEMENT OF RELIEF

3. Pursuant to Texas Rule of Civil Procedure 47, Plaintiffs assert that they seek monetary relief over $1,000,000 and all the other relief to which they are entitled.

III. DISCOVERY LEVEL

4. This case is intended to be conducted under Discovery Level 3 in accordance with Texas Rule of Civil Procedure 190.4.

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IV. PARTIES

5. At all times material, Plaintiff ALLIANZ GLOBAL RISKS US INSURANCE CO. ("Allianz"), was an Illinois corporation with its principal place of business located at 225 West Washington Street, Suite 1800, Chicago, Illinois 60606, authorized to write policies of insurance in the State of Texas, and for all relevant timeframes set forth herein, insured the real and personal property of the Insured (as defined *infra*).

6. At all times material, Plaintiff, CERTAIN UNDERWRITERS AT LLOYD'S OF LONDON SUBSCRIBING TO POLICY NO. B0180ME2219036 ("Underwriters"), were foreign organizations and underwriters of insurance policies comprised of a group of syndicates acting by and through their appointed active underwriters, with their principal place of business located at 1 Lime Street, London, EC3M 7HA, United Kingdom, and were authorized to write policies of insurance in the State of Texas. For all relevant timeframes set forth herein, Underwriters insured the real and personal property of the Insured (as defined *infra*).

7. At all times material, Plaintiff, GREAT LAKES INSURANCE SE; ("Great Lakes"), was a United Kingdom entity with its principal place of business located at 10 Fenchurch Avenue, London EC3M 5BN, United Kingdom, authorized to write policies of insurance in the State of Texas, and for all relevant timeframes set forth herein, insured the real and personal property of the Insured (as defined *infra*).

8. At all times material, Plaintiff GUIDEONE NATIONAL INSURANCE COMPANY ("GuideOne") was an Iowa corporation with its principal place of business located in Des Moines, Iowa, authorized to write policies of insurance in the State of Texas, and for all relevant timeframes set forth herein, insured the real and personal property of the Insured (as defined *infra*).

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9. At all times material, Plaintiff TOKIO MARINE AMERICA INSURANCE COMPANY ("Tokio") was a New York corporation with its principal place of business located in New York, New York, authorized to write policies of insurance in the State of Texas, and for all relevant timeframes set forth herein, insured the real and personal property of the Insured (as defined *infra*).

10. Plaintiff's Insured, FLNG Policy Procurement, LLC ("FLNG"), was a Texas limited liability company that owned the FLNG Liquification facility located on Quintana Island, Texas. Additional Insureds FLNG Liquefaction, LLC ("FLIQ1"), FLNG Liquefaction 2, LLC ("FLIQ2"), FLNG Liquefaction 3, LLC ("FLIQ3") are Delaware limited liabilitycompanies with their principal place of business in Houston, Texas. FLNG, FLIQ1, FLIQ2, and FLIQ3 may be collectively referred to as the "Insured." At all relevant times, Plaintiffs provided property insurance policies for the Insured, and made payments to the Insured for the damages that give rise to this Petition.

11. Defendant ZACHRY INDUSTRIAL, INC. ("Zachry") is a Delaware corporation with its principal place of business in San Antonio, Texas. Zachry may be served with process through itsregistered agent C T Corporation, 1999 Bryan Street, Suite 900, Dallas, Texas 75201.

12. Defendant ZACHRY INDUSTRIES, INC ("Zachry2") is a Delaware corporation with its principal place of business in San Antonio, Texas. Zachry2 may be served with process through its registered agent C T Corporation, 1999 Bryan Street, Suite 900, Dallas, Texas 75201.

13. Defendant JVIC DEMERGER FABRICATION, INC. ("JVIC"), Zachry Company, is a Texas corporation with its principal place of business in San Antonio, Texas. JVIC may be served with process through its registered agent 1999 BRYAN STREET SUITE 900 DALLAS, TX 75201.

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14. Defendant ZACHRY ENTERPRISE SOLUTIONS DEMERGER, INC. ("Enterprise") is a Texas corporation with its principal place of business in San Antonio, Texas. Enterprise may be served with process through its registered agent 1999 BRYAN STREET SUITE 900 DALLAS, TX 75201.

15. Collectively, Zachry, Zachry2, Enterprise, and JVIC may be referred to as the "Zachry Defendants."

16. Defendant CB&I LLC. ("CB&I") is a Texas corporation with its principal place of business in Houston, Texas. CB&I may be served with process through its registered agent C T Corporation, 1999 Bryan Street, Suite 900, Dallas, Texas 75201.

17. Defendant MCDERMOTT INTERNATIONAL INC., f/k/a CB&I. ("McDermott") is a Texas corporation with its principal place of business in Dallas, Texas. McDermott merged with CB&I in 2018. McDermott may be served with process through its registered agent BH McDermott, 11424 Denton Dr., Dallas TX 75229.

18. Defendant CHIYODA INTERNATIONAL CORPORATION ("Chiyoda") is a Washington corporation with its principal place of business in Houston, Texas. Chiyoda may be served with process through its registered agent C T Corporation, 1999 Bryan Street, Suite 900, Dallas, Texas75201.

19. Defendant PSRG, INC. ("PSRG") is a Texas corporation with its principal place of business in Houston, Texas PSRG may be served with process through its registered agent Robert Weber, 800 West Sam Houston Parkway South, Ste. 107, Houston, TX 77042

V. JURISDICTION & VENUE

20. Venue is proper in Brazoria County pursuant to Texas Civil Practice & Remedies Code § 15.002 because all of the events or omissions giving rise to the claim occurred in

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Brazoria County, Texas.

21. This Court has subject matter jurisdiction over this dispute because the amount in controversy is above the jurisdictional minimums of this Court.

22. This Court has personal jurisdiction over Defendants because they are citizens of Texas by virtue of having their principal places of business in Texas, and/or Defendants conduct business in Texas, including but not limited to, by performing work in Texas and maintaining offices and employees in Texas. Defendants have purposefully availed themselves of the benefits and protections of the State of Texas by establishing minimum contacts here, and this Court's exercise of jurisdiction over Defendants does not offend traditional notions of fair play and substantial justice.

VI. FACTUAL BACKGROUND

A. Freeport LNG's Quintana Island Facility

23. Freeport LNG Development, L.P. ("Freeport LNG") is one of the first and largest exporters of LNG. With its joint venture partners, Freeport LNG owns and operates an LNG facility located on Quintana Island near Freeport, Texas (the "LNG Facility").

24. The LNG Facility was previously an LNG import and regasification facility (the "Regas Facility") featuring two 160,000 cubic meter LNG storage tanks, a marine dock that could accommodate the largest LNG tankers in service, and an LNG vaporization system capable of producing over 2 billion cubic feet (Bcf) of gas per day. Construction on the Regas Facility started in 2005, and commercial operations began in 2008. However, by the time the import terminal commenced operations in 2008, the North American natural gas industry had begun to experience a sea change—the shale gas revolution.

25. In 2010, to take advantage of excess domestic natural gas reserves due primarily to

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improvements in extracting gas from shale, Freeport LNG began a project to transform the Regas Facility from an import terminal into a natural gas liquefaction and LNG export facility (as defined above, the "LNG Facility").

26. LNG is natural gas that is super-cooled to transform it from a gaseous state into a liquid for ease and safety of non-pressurized storage and transport. Natural gas is converted to a liquid in a liquefaction plant that performs a sequence of processes, which is often referred to as "liquefying" the natural gas. This liquefaction process takes place in processing units that are often referred to as "trains."

27. The LNG Facility, which currently has three liquefaction processing units, or trains, is the first world-scale electric-powered LNG plant in North America. Train 1 was commissioned and began commercial operations in December 2019. Train 2 and Train 3 commenced operations in January and May 2020, respectively. When operating at full capacity, the output from the Facility's three liquefaction trains is enough to decrease the United States trade deficit by 1-2% alone.

28. FLIQ1, FLIQ2, and FLIQ3 are affiliates of FLNG.

29. FLIQ1 developed the first LNG train ("Train 1"). FLIQ2 developed the second LNG train ("Train 2"), and FLIQ3 developed the third LNG train ("Train 3").

30. FLIQ1 and FLIQ2 selected CB&I (now McDermott) and Zachry Defendants, through a joint venture arrangement, to provide all engineering, procurement, construction, pre-commissioning, commissioning, start- up and testing services for Train 1 and Train 2.

31. FLIQ3 selected CB&I (now McDermott), Zachry Defendants and Chiyoda, through a joint venture arrangement, to provide engineering, procurement, construction, pre-commissioning, commissioning, start-up and testing services for Train 1, Train 2, and Train 3.

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32. FLNG selected PSRG a/k/a Process Safety and Reliability Group to conducted studies of the FLNG systems.

B. The June 8, 2022, explosion and subsequent investigation

33. On June 8, 2022, at 11:28 a.m. central time, the Facility experienced a Boiling Liquid Expanding Vapor Explosion ("BLEVE") that resulted in the catastrophic failure of line 18"-LNG-185185-VIPS ("Line 185185") within the pipe rack between Tanks 2 and 3, which in turn was immediately followed by a deflagration (vapor cloud explosion), referred to herein as the "Incident."

34. This Incident caused significant damage to process piping at the Facility, requiring that the Facility cease operations until this assessment can be completed and any necessary corrective actions and repairs to any damaged equipment can be completed.

35. At the time of the Incident, Line 185185 was a 300 ft long, 18-inch, vacuum-insulated pipe ("VIPS"), which consisted of an inner pipe that carried the liquid, and an outer stainless-steel pipe with a vacuum shield between to prevent heat loss.

36. The Incident occurred because liquid gas was blocked in a section of Line 185185 following annual testing of the pressure relief valve prior to the Incident. The trapped liquid natural gas warmed until it converted to a gaseous state, and the expanding pressure led to the Incident.

37. Subsequent investigation revealed that the original design of Line 185185 was to be a 36" inch, conventionally-insulated piping, which was modified to the VIPS setup during the facility conversion from import to export finishing in 2020.

38. Furthermore, associated piping instrumentation, process data trending and process alarms were designed and installed by the CB&I (now McDermott), Zachry Defendants and

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Chiyoda Joint Venture to aid in the assessment of the piping including its pressure and pressure trending to keep it in a safe process operating zone and avoid any hazardous conditions. However, upon investigation post-Incident, it was discovered that after commissioning., i.e. startup, the CB&I (now McDermott), Zachry Defendants and Chiyoda Joint Venture decided the described instrumentation was no longer needed and eliminated noticeable and audible alarm(s) and data trending, etc., for the operators to be warned and therefore address what could be and ultimately was a dangerous situation. There were no temperature trending or alarms available outside of initial commissioning but there should have been. Had there been temperature trending or alarms available outside of initial commissioning, this Incident would have never happened.

39. Because Line 185185 did not have operable temperature or pressure instrumentation with alarms, and trending, the Insured's operators in the control room were unaware that the LNG within the line was warming beyond critical temperatures and exerting excessive pressure on the line and its components until the Incident occurred.

40. The HAZOP Study documented in LQF LNG Storage Tank 18T-3 HAZOP Report dated July 22, 2016, failed to evaluate the impact of operating modes and potential consequences caused by the intentional or accidental closure of Valves 18XV-2004 and 18XV-2049 by operators and the resulting over pressurization of Line 185185 due to LNG thermal expansion. This is the fault of the CB&I (now McDermott), Zachry Defendants and Chiyoda Joint Venture and PSRG.

41. PSRG conducted studies of the FLNG systems and failed to identify this obvious potentially hazardous condition and did not provide recommendations to eliminate this hazard or at least warn against it.

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42. Plaintiffs incorporate the information contained in the attached Exhibit A – Certificate of Merit of Quentin Baker, as if fully incorporated herein, pursuant to Tex. R. Civ. P. 59.

43. As detailed in the attached Exhibit A, during the redesign of the facility and any Process Hazard Analysis or Management of Change in conversion of Line 185185, the Defendants collectively did not take necessary action that a reasonably prudent engineer and contractor would take to analyze and prevent fire and explosion such as the Incident, from occurring.

44. The Insured has incurred damages, costs, losses, and expenses as a result of the Incident and Contractor's negligent actions.

45. Pursuant to insurance policies in place with Plaintiff Insurers and payment made to the Insured, Plaintiff Insurers are subrogated to the Insured's rights of recovery against Defendants and assert this lawsuit in the name of Plaintiff Insurers directly.

VII. CAUSE OF ACTION

A. Negligence and/or Professional Negligence of Defendants

46. Plaintiffs incorporate and reallege the preceding allegations as if fully set forth below.

47. The Incident made the basis of this lawsuit resulted, at least in part, from the improper conduct of all Defendants. The conduct of the Defendants, as described herein, constitutes negligence as that term is understood in law and such negligent conduct was a proximate cause of the occurrence and damages to Plaintiff made the basis of this suit.

48. In compliance with Tex. Civ. Prac. & Rem. Code §150.002, Plaintiffs attach Exhibit A, Certificate of Merit of Quentin Baker to this Petition. The certificate outlines Mr.

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Baker's theories of liability against the Defendants. Mr. Baker meets the requirements outlined in §150.002(a).

49. Specifically, as the design and construction professionals responsible for construction and oversight of the Facility Conversion that was completed in 2020 as well as all PHA, MOC, and HAZOP studies and implementation, the Defendants owed the Insured (and Plaintiff Insurers) a duty to design a facility and implement all PHA and MOC as to prevent reasonably foreseeable damage to the facility, including damage due to explosion and/or fire, such as the Incident.

50. Defendants breached the aforementioned duties owed, constituting negligence, in the following ways:

a. Failing to design Line 185185 to have a pressure relief valve or some other mode of failure prevention in line with industry standards that would have prevented the Incident;

b. Failing to evaluate or consider the hazard associated with warming LNG in Line 185185 during any Process Hazard Analysis (PHA) or Management of Change (MOC) implemented and overseen by the Defendants during the changeover of Line 185185 from 36" conventional to 18" VIPS;

c. Making the piping instrumentation, process data trending, process pressure and alarms for Line 185185 hidden, inaudible and unavailable to the plant operations;

d. Failing to make the piping instrumentation, process data trending, process pressure and alarms for Line 185185 visible and audible to the plant operations;

e. Failing to conduct studies of the FLNG systems to identify this obvious potentially hazardous condition;

f. Failing to provide recommendations to eliminate this hazard or at least warn against it;

g. Otherwise failing to use due care under the circumstances;

h. All acts and omissions enumerated in the attached and incorporated

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Certificate of Merit;

i. Other acts of omissions identified during the course of discovery in this action.

51. As a direct and proximate result of Defendants' breaches, the Incident occurred, and the Insured suffered property damage and business interruption losses.

52. As a result of the Insured's damages, it made a claim to Plaintiff Insurers pursuant to the various policies of insurance in place, and as a result, Plaintiff Insurers were obligated to pay, and did pay, for the damages sustained by the Insured. As a result of those payments, Plaintiff Insurers are subrogated to the rights of recovery against Defendants and bring this action in their own name pursuant to Texas law.

B. Joint And Several Liability

53. The Defendants are jointly and severally liable for the harm to the Plaintiff and the damages caused by their negligence

VIII. REQUEST FOR RELIEF

54. Plaintiffs respectfully requests that Defendants be cited to appear and answer, and that Plaintiffs be granted judgment including the following relief:

a. all damages caused by Defendants' negligence;

b. pre-judgment and post-judgment interest at the highest allowable rate;

c. costs and reasonable and necessary attorneys' fees; and

d. all other relief to which Plaintiffs are entitled.

IX. DEMAND FOR JURY

55. Plaintiffs respectfully requests a trial by Jury.

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Dated: June 7, 2024.

Respectfully submitted,



EVAN J. MALINOWSKI, ESQ.
Texas Bar No. 24119454
PAUL B. HINES, ESQ.
Texas Bar No. 24104750
emalinowski@dt-law.com
phines@dt-law.com
Denenberg Tuffley, PLLC
28411 Northwestern Hwy., Ste. 600
Southfield, MI 48034
Phone: (248) 549-3900
Fax: (248) 593-5808
Attorney for Plaintiffs

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EXHIBIT A

CERTIFICATE OF MERIT OF QUENTIN BAKER, P.E.

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CERTIFICATE OF MERIT OF QUENTIN BAKER, P.E.

My name is Quentin Baker, P.E. I am over the age of 18 and am legally competent to issue this Certificate of Merit. I am a licensed Professional Engineer in the State of Texas with 46 years of practice. I received my Bachelor of Science degree in Mechanical Engineering from Texas A&M University. My career has focused on combustion and explosions including research and development, consequence and risk analyses, and incident investigation. I work at Baker Engineering and Risk Consultants, Inc. where I am Director of Investigation Services. I am a Certified Fire and Explosion Investigator (CFEI) and a Certified Fire Investigation Instructor (CFII). I am also a Principal member of the NFPA Technical Committee that revises NFPA 921, the "Guide for Fire and Explosion Investigations." A copy of my current curriculum vitae is attached.

I have investigated the cause of the explosion and fire that occurred on June 8, 2022 at the Freeport LNG (FLNG) facility in Freeport, TX (the "Incident"). A Boiling Liquid Expanding Vapor Explosion (BLEVE) occurred when a segment of an 18-inch diameter liquefied natural gas (LNG) pipe ruptured. The 18-inch pipe was identified by line number 18"-LNG-185185-VIPS (the "LNG pipe"). LNG vapor from the ruptured pipe ignited shortly after the pipe ruptured. I reviewed process data, drawings, process hazards analyses, reports, photographs, pressure safety valve (PSV) inspection reports, and other information concerning the facility and accident. I inspected the facility while the LNG pipe was being repaired. I inspected evidence collected from the scene, which included the entirety of the ruptured pipe segment.

My investigation to date has determined that the LNG pipe ruptured due to remotely actuated control valves being closed in two locations that blocked LNG in the pipe segment between the two valves. The isolate pipe segment was about 650 ft long between the closed valves. In addition, a pressure safety valve (PSV) connected to the isolated segment of LNG pipe was unable to relieve pressure due to a manual block valve for the PSV being closed. The combination of three closed valves blocked LNG in the 18-inch pipe with no means to relieve pressure.

Over a period of five days after the LNG pipe was fully isolated, the pipe absorbed heat from the surrounding air and solar radiation. As the temperature of LNG inside the pipe increased, LNG boiled and vaporized inside the pipe, which increased pressure in the pipe. The LNG pipe ultimately ruptured from internal pressure of vaporized LNG.

The LNG pipe was equipped with temperature sensors along the isolated pipe segment. Temperature sensors were mounted on top and bottom of the inner pipe at four locations for commissioning of the pipe to ensure gradual and even cooling of the pipe as LNG was slowly introduced to the pipe. Temperature measurements were displayed on operator monitors in the Control Room during facility commissioning. There were also visible and audible alarms during commissioning to alert operators if LNG pipe temperatures exceeded operating limits.

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Commissioning of the LNG pipe was done while the Freeport facility was under the care and control of the joint venture comprised of CB&I (now McDermott), Chiyoda, and Zachary Industrial (CCZJV). On August 2, 2018, after the LNG pipe was operating, a team of 8 representatives of the CCZJV plus one representative from FLNG revised alarm rationalization. The team was chaired by an instruments and controls engineer from McDermott. Another McDermott engineer signed off on the last rationalization report on October 4, 2019. The team decided that LNG pipe temperature measurements were not needed any longer, so the team changed the alarm priority for the LNG pipe to "not be alarmed." As a result, the CCZJV (1) changed the LNG pipe temperature measurements to not alarm visibly or audibly, (2) moved temperature alarms from the primary screen to a background screen, (3) recorded temperature data in a journal data file rather than being displayed on a screen, and (4) recorded alarm data to a journal data file.

As a result of the changes in temperature monitoring and alarms, the rising temperature in the LNG pipe after it was fully isolated was not readily visible to operators, and temperature alarms were not visually or audibly available to operators. Operators were unaware of the rising temperature in the LNG pipe for the five days that it was isolated during which LNG heated and vaporized until the LNG pipe ruptured. Had the temperature display and alarm priority been left in place from commissioning, operators would have had five days to observe the temperature rise and alarms, which was ample time to investigate the temperature rise and open a valve to alleviate pressure in the LNG pipe. Changes to the display of temperatures and alarms on temperatures for the LNG pipe were errors that removed layers of protection and contributed to the cause of the Incident.

PSVs were tested annually at FLNG. The frequent testing required of PSVs in LNG service in-situ were opportunities for human error exactly like occurred in the Incident. The 650 ft segment LNG pipe that ruptured was protected by a single PSV with no other layers of protection. A Hazards and Operability (HAZOP) study performed in 2016 failed to consider operating modes that allowed operators to simultaneously close two control valves that isolated the LNG pipe and the necessity to have a functional PSV for that mode of operation to protect against pipeline overpressurization from LNG heating and vaporization. A second HAZOP study was performed in 2019, this one being a Management of Change (MOC) study that included a change in the LNG pipe from 26 inch to 18 inch. This MOC also failed to consider the operating modes that allowed the LNG pipe to be isolated by control valves and the necessity to have a functional PSV. LNG industry practice for a process hazards analysis (PHA), including a HAZOP, is to evaluate protective systems including PSVs to ensure that protective systems will work to avoid over-pressuring an LNG pipe due to heating and vaporization. Had the HAZOP teams evaluated the overpressure protection on the LNG pipe, additional layers of protection could have been added, such as a formal car seal (valve lock) program including an independent operator check that the manual block valve for the PSV was opened after PSV testing and a car seal was installed to lock the valve open. Process Safety and Reliability Group (PSRG) facilitated the 2016 and 2019 HAZOPs and wrote the HAZOP reports. The HAZOP teams were comprised of personnel from

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PSRG, CCZJV, and FLNG. Failure to add layers of protection was an error on their part that contributed to the cause of the Incident.

I reserve the right to modify or supplement my findings and opinions if new information becomes available and is provided to me.

Submitted June 7, 2024

Quentin A. Baker, P.E.

STATE OF TEXAS

COUNTY OF BEXAR

This instrument was acknowledged before me on 06/07/2024 by Quentin Baker.

Maria Lopez

Notary Public

Printed Name: Maria Lopez

My Commission Expires:

ML
11/14/~~2024~~ 2026

MARIA JESUS LOPEZ
Notary ID #134065134
My Commission Expires
November 14, 2026

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BAKERRISK

QUENTIN A. BAKER, P.E.

Director – Investigation Services

Senior Principal Engineer

M.B.A., University of Texas at San Antonio

B.S., Mechanical Engineering, Texas A&M University

Areas of Practice

Mr. Baker's career has focused on explosion and combustion phenomena. He has conducted numerous R&D projects, hazards analyses, and engineering studies involving airblast effects from a wide variety of explosion sources, blast loads, fragmentation effects, debris throw, blast damage, and personnel injury. Injury prediction and risk analysis have also been the subject of Mr. Baker's research; he has contributed to the development of a building occupant vulnerability model.

Experience

- Mr. Baker's experience with explosion phenomena includes experimentation with high explosives. He conducted an R&D program to develop a distributed explosives system to neutralize landmines, testing the system both on land and in shallow water to investigate blast output and sympathetic detonation of an acceptor charge. He also conducted tests to study shaped charge initiation of cased acceptor charges from long standoffs, with the acceptor charges positioned above ground and buried.
- Researched airblast propagation through openings into buildings and designed and tested passive devices to protect ventilation systems, which resulted in a patented design.
- Contributed to the design of a vapor cloud explosion test apparatus and participated in vapor cloud explosion tests.
- Developed shock tubes to simulate the blast loading from very large explosive charges and vapor cloud explosions. He subsequently tested glass/glazing systems to protect building occupants from glass fragments from vapor cloud explosion threats.
- Worked on numerous facility siting, safety analysis review, consequence analysis, explosion hazard analysis and blast-resistant structural design projects during which he predicted internal and external blast loads. The blast sources have included high explosives, runaway chemical reactions, dust explosions, electrical arc, vapor clouds, bursting pressure vessels, and propellants. He has predicted fragment size, velocity, and throw for bursting pressure vessels and cased explosives.
- Inspected numerous petrochemical plants, specialty chemical plants, refineries, offshore platform, and other industrial facilities; identified explosion hazards, and developed explosion scenarios. He has conducted facility-wide risk analyses to predict the risk to personnel from potential explosion hazards.
- Investigated over 120 accidental explosions and fires, both domestic and international, to determine the number and magnitude of explosions, their locations on the site, origin of the explosion, and probable causes of initiation of each explosion. These accidents include internal and external vapor cloud explosions at refineries, chemical plants, offshore platforms, oil/gas wells, industrial facilities, and houses; an ammonium-perchlorate plant explosion; an electrical arc in a rail-gun research laboratory; runaway reactions in reactors, pipes and tanks resulting in vessel burst and fragmentation including an ethylene oxide reactor, a waste products mixing tank, an agricultural products settling tank, ammonium nitrate reactor, a loop reactor, a fertilizer pump, and a pressure relief valve; large power generation boiler explosions; BLEVEs of rail cars and process vessels; and dust explosions in food processing, grain, rubber recycling, foundry, and rubber compounding facilities.
- Designed and conducted tests to evaluate hypotheses during incident investigations, and to evaluate functionality or performance of equipment recovered from incident sites. He has developed numerous protocols for inspections and tests of evidence in-situ and in laboratories, and facilitated the execution of numerous protocols in cooperation with government and private investigators.
- He has provided incident investigation training to industry and government personnel and has led short course instruction in blast and fragmentation effects.

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QUENTIN A. BAKER, P.E.

Director – Investigation Services

Senior Principal Engineer

- Managed a number of projects to develop computer programs to calculate the blast loads on structures from high explosive, vapor cloud explosion, and bursting pressure vessel sources considering ground reflection, Mach stem formation, and receptor structure orientation. He was involved in the development of a computational fluid dynamics model to predict bursting pressure vessel and vapor cloud explosion blast parameters, and with the use of this code, developed blast curves for both classes of explosions.
- Participated on API, NFPA and ACI standards development committees including API RP-753 and RP-752, and NFPA 921, and ACI 370.
- Managed projects and was contributing author for three CCPS books related to blast predictions, facility siting and incident investigation.

Professional Chronology

Southwest Research Institute, 1978-1987; Baker Engineering and Risk Consultants, Inc., 1987- present

Professional Registrations / Certifications

- Registered Professional Engineer (Texas, Delaware, Iowa, Michigan)
- Certified Fire and Explosion Investigator (CFEI)
- Certified Fire Investigation Instructor (CFII)

Professional Memberships

- American Society of Mechanical Engineers (ASME)
- American Institute of Chemical Engineers (AIChE)
- National Fire Protection Association (NFPA)
- National Association of Fire Investigators (NAFI)
- National/Texas Society of Professional Engineers (NSPE, TSPE)

Current Committee Memberships

- NFPA 921, Guidelines for Fire and Explosion Investigations
- Mechanical Engineering Department Industry Advisory Council, Texas A&M University

Past Committee Memberships

- API Facility Siting Task Force
- CCPS Vapor Cloud Explosion Committee
- ACI Committee 370, Short Duration Dynamic and Vibratory Load Effects

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C

BRAZORIA COUNTY DISTRICT CLERK
CASSANDRA TIGNER

128926-CV
Carly Whistler, Deputy

Process Request – Please Type/Print All Information
***One request for each party being served.**

Cause No. 128926-CV
Document(s) to be Served: Plaintiffs' Original Petition and Cover Letter
Name of Party to be Served: ZACHRY INDUSTRIAL, INC
Registered Agent (if applicable): CT Corporation
Service Address: 1999 Bryan Street, Suite 900
City, State, Zip: Dallas, Texas 75201

Service by: (check one)

☐BCSO Bo Stallman
☐Constable David Thacker Pct. 1
☐Constable Willie Howell Pct. 2
☐Constable Buck Stevens Pct. 3
☐Constable James Brawner Pct. 4

☐Certified Mail ☐Restricted ☐Non-Restricted
☐Return to Attorney by Mail: _____
☑Email: emalinowski@dt-law.com
☐Pick up by (Name): _____

☐Publication (Name & Address of Newspaper) _____
☐Publication to OCA Portal/Website #of days _____
☐Posting at Courthouse Door

Family –
Relief Requested (Required): _____
Date of Birth/Place of Birth for Each Child (Required): _____

Civil – As per TRCP 115, attach legal description of property if applicable and state relief requested.
Relief Requested (Required): _____
Property Description: _____

When Service is by SHERIFF/CONSTABLE, please provide as much information as possible by completing the blanks to expedite service.

Description:
☐Male ☐Female Date of Birth_____ Race_____ Eyes_____ Hair_____
Tattoos, Scars, Facial Hair, Glasses, etc._____
Other address person may be found: _____
Gate Access Code_____ Building Number_____
Descr. of house (i.e., trailer park, subdivision):_____
Cell/Home Phone:_____ Work Phone:_____
Any vehicles? Yr_____ Make_____ Model_____ Color_____ LP#_____
Best time to Serve: ☐Days ☐Evenings ☐Nights
Name and address of Employer:_____
List any other information the deputies should know. For example, is party being served known to be violent, owns weapons, mental or physical illness, dogs in yard, locked gates, etc.?

Service requested by:
Name and Email: Evan Malinowski emalinowski@dt-law.com
Cell/Home Phone: 248 203 2780 Work: 248 549 3900

BRAZORIA COUNTY DISTRICT CLERK
CASSANDRA TIGNER

Process Request – Please Type/Print All Information
***One request for each party being served.**

Cause No. 128926-CV
Document(s) to be Served: Plaintiffs' Original Petition and Cover Letter
Name of Party to be Served: ZACHRY INDUSTRIES, INC
Registered Agent (if applicable): CT Corporation
Service Address: 1999 Bryan Street, Suite 900
City, State, Zip: Dallas, Texas 75201

Service by: (check one)

☐BCSO Bo Stallman
☐Constable David Thacker Pct. 1
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☐Constable James Brawner Pct. 4

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☐Return to Attorney by Mail: _____
☑Email: emalinowski@dt-law.com
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Name and address of Employer:_____
List any other information the deputies should know. For example, is party being served known to be violent, owns weapons, mental or physical illness, dogs in yard, locked gates, etc.?

Service requested by:
Name and Email: Evan Malinowski emalinowski@dt-law.com
Cell/Home Phone: 248 203 2780 Work: 248 549 3900

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CASSANDRA TIGNER

Process Request – Please Type/Print All Information
***One request for each party being served.**

Cause No. 128926-CV
Document(s) to be Served: Plaintiffs' Original Petition and Cover Letter
Name of Party to be Served: JVIC DEMERGER FABRICATION, INC
Registered Agent (if applicable): CT Corporation
Service Address: 1999 Bryan Street, suite 900
City, State, Zip: Dallas, Texas 75201

Service by: (check one)

☐BCSO Bo Stallman
☐Constable David Thacker Pct. 1
☐Constable Willie Howell Pct. 2
☐Constable Buck Stevens Pct. 3
☐Constable James Brawner Pct. 4

☐Certified Mail ☐Restricted ☐Non-Restricted
☐Return to Attorney by Mail: _____
☑Email: emalinowski@dt-law.com
☐Pick up by (Name): _____

☐Publication (Name & Address of Newspaper) _____
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☐Posting at Courthouse Door

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Gate Access Code_____ Building Number_____
Descr. of house (i.e., trailer park, subdivision):_____
Cell/Home Phone:_____ Work Phone:_____
Any vehicles? Yr_____ Make_____ Model_____ Color_____ LP#_____
Best time to Serve: ☐Days ☐Evenings ☐Nights
Name and address of Employer:_____
List any other information the deputies should know. For example, is party being served known to be violent, owns weapons, mental or physical illness, dogs in yard, locked gates, etc.?

Service requested by:
Name and Email: Evan Malinowski emalinowski@dt-law.com
Cell/Home Phone: 248 203 2780 Work: 248 549 3900

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BRAZORIA COUNTY DISTRICT CLERK
CASSANDRA TIGNER

Process Request – Please Type/Print All Information
***One request for each party being served.**

Cause No. 128926-CV
Document(s) to be Served: Plaintiffs' Original Petition and Cover Letter
Name of Party to be Served: ZACHRY ENTERPRISE SOLUTIONS DEMERGER, INC
Registered Agent (if applicable): CT Corporation
Service Address: 1999 Bryan Street, Suite 900
City, State, Zip: Dallas, Texas 75201

Service by: (check one)

☐BCSO Bo Stallman
☐Constable David Thacker Pct. 1
☐Constable Willie Howell Pct. 2
☐Constable Buck Stevens Pct. 3
☐Constable James Brawner Pct. 4

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☐Return to Attorney by Mail: _____
☑Email: emalinowski@dt-law.com
☐Pick up by (Name): _____

☐Publication (Name & Address of Newspaper) _____
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☐Posting at Courthouse Door

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Cell/Home Phone:_____ Work Phone:_____
Any vehicles? Yr_____ Make_____ Model_____ Color_____ LP#_____
Best time to Serve: ☐Days ☐Evenings ☐Nights
Name and address of Employer:_____
List any other information the deputies should know. For example, is party being served known to be violent, owns weapons, mental or physical illness, dogs in yard, locked gates, etc.?

Service requested by:
Name and Email: Evan Malinowski emalinowski@dt-law.com
Cell/Home Phone: 248 203 2780 Work: 248 549 3900

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Process Request – Please Type/Print All Information
***One request for each party being served.**

Cause No. 128926-CV
Document(s) to be Served: Plaintiffs' Original Petition and Cover Letter
Name of Party to be Served: CB&I LLC
Registered Agent (if applicable): CT Corporation
Service Address: 1999 Bryan Street, suite 900
City, State, Zip: Dallas, Texas 75201

Service by: (check one)

☐BCSO Bo Stallman
☐Constable David Thacker Pct. 1
☐Constable Willie Howell Pct. 2
☐Constable Buck Stevens Pct. 3
☐Constable James Brawner Pct. 4
☐Certified Mail ☐Restricted ☐Non-Restricted
☐Return to Attorney by Mail: _____
☑Email: emalinowski@dt-law.com
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Any vehicles? Yr_____ Make_____ Model_____ Color_____ LP#_____
Best time to Serve: ☐Days ☐Evenings ☐Nights
Name and address of Employer:_____
List any other information the deputies should know. For example, is party being served known to be violent, owns weapons, mental or physical illness, dogs in yard, locked gates, etc.?

Service requested by:
Name and Email: Evan Malinowski emalinowski@dt-law.com
Cell/Home Phone: 248 203 2780 Work: 248 549 3900

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CASSANDRA TIGNER

Process Request – Please Type/Print All Information
***One request for each party being served.**

Cause No. 128926-CV
Document(s) to be Served: Plaintiffs' Original Petition and Cover Letter
Name of Party to be Served: MCDERMOTT INTERNATIONAL INC., F/K/A CB&I
Registered Agent (if applicable): BH McDermott
Service Address: 11424 Denton Dr.
City, State, Zip: Dallas, Texas 75229

Service by: (check one)

☐BCSO Bo Stallman
☐Constable David Thacker Pct. 1
☐Constable Willie Howell Pct. 2
☐Constable Buck Stevens Pct. 3
☐Constable James Brawner Pct. 4

☐Certified Mail ☐Restricted ☐Non-Restricted
☐Return to Attorney by Mail: _____
☑Email: emalinowski@dt-law.com
☐Pick up by (Name): _____

☐Publication (Name & Address of Newspaper) _____
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Tattoos, Scars, Facial Hair, Glasses, etc._____
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Cell/Home Phone:_____ Work Phone:_____
Any vehicles? Yr_____Make_____Model_____Color_____LP#_____
Best time to Serve: ☐Days ☐Evenings ☐Nights
Name and address of Employer:_____
List any other information the deputies should know. For example, is party being served known to be violent, owns weapons, mental or physical illness, dogs in yard, locked gates, etc.?

Service requested by:
Name and Email: Evan Malinowski emalinowski@dt-law.com
Cell/Home Phone: 248 203 2780 Work: 248 549 3900

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Process Request – Please Type/Print All Information
***One request for each party being served.**

Cause No. 128926-CV
Document(s) to be Served: Plaintiffs' Original Petition and Cover Letter
Name of Party to be Served: CHIYODA INTERNATIONAL CORPORATION
Registered Agent (if applicable): CT Corporation
Service Address: 1999 Bryan Street, suite 900
City, State, Zip: Dallas, Texas 75201

Service by: (check one)

☐BCSO Bo Stallman
☐Constable David Thacker Pct. 1
☐Constable Willie Howell Pct. 2
☐Constable Buck Stevens Pct. 3
☐Constable James Brawner Pct. 4

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Date of Birth/Place of Birth for Each Child (Required): _____
_____

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Relief Requested (Required): _____
Property Description: _____
_____

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Description:
☐Male ☐Female Date of Birth_____ Race_____ Eyes_____ Hair_____
Tattoos, Scars, Facial Hair, Glasses, etc._____
Other address person may be found: _____
Gate Access Code_____ Building Number_____
Descr. of house (i.e., trailer park, subdivision):_____
Cell/Home Phone:_____ Work Phone:_____
Any vehicles? Yr_____ Make_____ Model_____ Color_____ LP#_____
Best time to Serve: ☐Days ☐Evenings ☐Nights
Name and address of Employer:_____
List any other information the deputies should know. For example, is party being served known to be violent, owns weapons, mental or physical illness, dogs in yard, locked gates, etc.?
_____

Service requested by:
Name and Email: Evan Malinowski emalinowski@dt-law.com
Cell/Home Phone: 248 203 2780 Work: 248 549 3900

Copy from re:SearchTX

BRAZORIA COUNTY DISTRICT CLERK
CASSANDRA TIGNER

Process Request – Please Type/Print All Information
***One request for each party being served.**

Cause No. 128926-CV
Document(s) to be Served: Plaintiffs' Original Petition and Cover Letter
Name of Party to be Served: PSRG, INC
Registered Agent (if applicable): Robert Weber
Service Address: 800 West Sam Houston Parkway South, Ste. 107
City, State, Zip: Houston, TX 77042

Service by: (check one)

☐BCSO Bo Stallman
☐Constable David Thacker Pct. 1
☐Constable Willie Howell Pct. 2
☐Constable Buck Stevens Pct. 3
☐Constable James Brawner Pct. 4

☐Certified Mail ☐Restricted ☐Non-Restricted
☐Return to Attorney by Mail: _____
☑Email: emalinowski@dt-law.com
☐Pick up by (Name): _____

☐Publication (Name & Address of Newspaper) _____
☐Publication to OCA Portal/Website #of days _____
☐Posting at Courthouse Door

Family –
Relief Requested (Required): _____
Date of Birth/Place of Birth for Each Child (Required): _____

Civil – As per TRCP 115, attach legal description of property if applicable and state relief requested.
Relief Requested (Required): _____
Property Description: _____

When Service is by SHERIFF/CONSTABLE, please provide as much information as possible by completing the blanks to expedite service.

Description:
☐Male ☐Female Date of Birth_____ Race_____ Eyes_____ Hair_____
Tattoos, Scars, Facial Hair, Glasses, etc._____
Other address person may be found: _____
Gate Access Code_____ Building Number_____
Descr. of house (i.e., trailer park, subdivision):_____
Cell/Home Phone:_____ Work Phone:_____
Any vehicles? Yr_____Make_____Model_____Color_____LP#_____
Best time to Serve: ☐Days ☐Evenings ☐Nights
Name and address of Employer:_____
List any other information the deputies should know. For example, is party being served known to be violent, owns weapons, mental or physical illness, dogs in yard, locked gates, etc.?

Service requested by:
Name and Email: Evan Malinowski emalinowski@dt-law.com
Cell/Home Phone: 248 203 2780 Work: 248 549 3900

Copy from re:SearchTX

Automated Certificate of eService

This automated certificate of service was created by the efiling system. The filer served this document via email generated by the efiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Evan Malinowski on behalf of Evan Malinowski
Bar No. 24119454
emalinowski@dt-law.com
Envelope ID: 88612107
Filing Code Description: REQUEST
Filing Description: Process Requests (8)
Status as of 6/10/2024 2:23 PM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Evan Malinowski		emalinowski@dt-law.com	6/10/2024 11:08:48 AM	SENT
Paul Hines		phines@dt-law.com	6/10/2024 11:08:48 AM	SENT
Danielle Lukitsh		dlukitsh@dt-law.com	6/10/2024 11:08:48 AM	SENT

Copy from re:SearchTX

D

CAUSE NO. 128926-CV

ALLIANZ GLOBAL RISKS US INSURANCE CO.; et al.,	§	**IN THE DISTRICT COURT**
Plaintiff(s),	§	
vs.	§	**239TH JUDICIAL DISTRICT**
ZACHRY INDUSTRIAL, INC.; et al.,	§	
Defendant(s).	§	**BRAZORIA COUNTY, TEXAS**

RETURN OF SERVICE

Came to my hand on **Thursday, June 13, 2024 at 12:59 PM,**
Executed at: **1999 BRYAN STREET, STE 900, DALLAS, TX 75201**
at **2:20 PM,** on **Thursday, June 13, 2024,** by delivering to the within named:

ZACHRY INDUSTRIAL, INC

by delivering to its **Registered Agent, CT CORPORATION SYSTEM**
by delivering to its **Authorized Employee, TIERICA WILLIAMS**
a true copy of this

CITATION and PLAINTIFFS' ORIGINAL PETITION with EXHIBIT A

having first endorsed thereon the date of the delivery.

I am a person not less than eighteen (18) years of age and I am competent to make this oath. I am a resident of the State of Texas. I have personal knowledge of the facts and statements contained herein and aver that each is true and correct. I am not a party to nor related or affiliated with any party to this suit. I have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I am familiar with the Texas Rules of Civil Procedure, and the Texas Civil Practice and Remedies Codes as they apply to service of process. I am certified by the Judicial Branch Certification Commission to deliver citations and other notices from any District, County and Justice Courts in and for the State of Texas in compliance with rule 103 and 501.2 of the TRCP."

My name is Tracy Edwards, my date of birth is September 15, 1963 and my business address is 5470 L.B.J. Freeway, Dallas, Texas, 75240 in the county of Dallas, United States of America. I declare under penalty of perjury that the foregoing is true and correct.

Executed in Dallas County, State of Texas, on Thursday, June 13, 2024

By: _____
Tracy Edwards - PSC 1872 - Exp 03/31/26
served@specialdelivery.com

Service I.D. No. 286652

CAUSE NO. 128926-CV
239th District Court

THE STATE OF TEXAS — CITATION

TO: **Zachry Industrial, Inc** — Defendant
By serving its Registered Agent
CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

NOTICE:

You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the Clerk who issued this Citation by 10:00 a.m. on the Monday next following the expiration of 20 days after you were served this **Citation** and **Plaintiff's Original Petition and Cover Letter** a Default Judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org. If filing Pro se, said answer may be filed by mailing same to: Brazoria County District Clerk's office, 111 E. Locust, Suite 304, Angleton, TX 77515-4678 or by bringing said answer in person to the aforementioned address.

The case is presently pending before the **239th District Court** of Brazoria County sitting in Angleton, Texas, and was filed on the **7th day of June, 2024.** It bears Cause No. **128926-CV** and Styled:

Allianz Global Risks US Insurance Co. et al
vs.
Zachary Holdings LTD, et al

The name and address of the Attorney filing this action (or Party, if Pro Se) is **Evan J. Malinowski, Esq., Denenberg Tuffley, PLLC, 28411 Northwestern Hwy., Ste. 600, Southfield, MI 33602.**

The nature of the demands of said Plaintiff is shown by a true and correct copy of Plaintiff's Petition to be attached by Plaintiff's attorney.

Issued under my hand and the seal of said Court, at Angleton, Texas, on the **11th day of June, 2024.**

CASSANDRA TIGNER, DISTRICT CLERK
Brazoria County, Texas

By _____, Deputy
Digitally signed by Jessica Ochs
Date: 2024.06.11 13:51:39 -05'00'
Jessica Ochs

DISTRICT COURT * BRAZORIA COUNTY, TEXAS *

Original

Citation by Registered Agent

Copy from re:SearchTX

Service I.D. No. 286652

RETURN OF SERVICE

CAUSE NO. 128926-CV 239th District Court

ALLIANZ GLOBAL RISKS US INSURANCE CO. ET AL
VS.
ZACHARY HOLDINGS LTD, ET AL

Zachry Industrial, Inc
By serving its Registered Agent
CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

Came to hand on the _____ day of _____, 20___ at _____, o'clock ____.m., and executed in _____ County, Texas by delivering to each of the within named parties in person, a true copy of this CITATION with the date of delivery endorsed thereon, together with the accompanying copy of the Plaintiff's Original Petition and Cover Letter at the following times and places, to-wit:

NAME	DATE	TIME	PLACE, COURSE, AND DISTANCE FROM COURTHOUSE	MILEAGE

and not executed as to (NAME)_____

and the cause or failure to execute this process is for the following reason: _____

_____

The diligence used in finding said (NAME) being: _____

FEES:
Serving Citation and Copy $_____
Mileage: _____ miles @ $_____ per mile $_____
Total $_____

_____, Officer
_____ County, Texas
_____
Deputy/Authorized Person

COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.
In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign the return. The return must either be verified or be signed under penalty of perjury. A return signed under penalty of perjury must contain the statement below in substantially the following form:

"My name is _____, my date of birth is _____, and my
(First, Middle, Last)
address is_____
(Street, City, State, Zip Code, Country)

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in _____ County, State of _____, on the ____ day of _____, 20__.

_____
Declarant/Authorized Process Server

_____
(Id No. and expiration of certification)

RETURN / AFFIDAVIT
PROOF / ATTACHED

Citation by Registered Agent

Copy from re:SearchTX

E

CAUSE NO. 128926-CV

ALLIANZ GLOBAL RISKS US INSURANCE CO.; et al.,	§	**IN THE DISTRICT COURT**
Plaintiff(s),	§	
vs.	§	**239TH JUDICIAL DISTRICT**
ZACHRY INDUSTRIAL, INC.; et al.,	§	
Defendant(s).	§	**BRAZORIA COUNTY, TEXAS**

RETURN OF SERVICE

Came to my hand on **Thursday, June 13, 2024 at 12:59 PM,**
Executed at: **1999 BRYAN STREET, STE 900, DALLAS, TX 75201**
at **2:20 PM,** on **Thursday, June 13, 2024,** by delivering to the within named:

ZACHRY INDUSTRIES, INC

by delivering to its **Registered Agent, CT CORPORATION SYSTEM**
by delivering to its **Authorized Employee, TIERICA WILLIAMS**
a true copy of this

CITATION and PLAINTIFFS' ORIGINAL PETITION with EXHIBIT A

having first endorsed thereon the date of the delivery.

I am a person not less than eighteen (18) years of age and I am competent to make this oath. I am a resident of the State of Texas. I have personal knowledge of the facts and statements contained herein and aver that each is true and correct. I am not a party to nor related or affiliated with any party to this suit. I have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I am familiar with the Texas Rules of Civil Procedure, and the Texas Civil Practice and Remedies Codes as they apply to service of process. I am certified by the Judicial Branch Certification Commission to deliver citations and other notices from any District, County and Justice Courts in and for the State of Texas in compliance with rule 103 and 501.2 of the TRCP."

My name is Tracy Edwards, my date of birth is September 15, 1963 and my business address is 5470 L.B.J. Freeway, Dallas, Texas, 75240 in the county of Dallas, United States of America. I declare under penalty of perjury that the foregoing is true and correct.

Executed in Dallas County, State of Texas, on Thursday, June 13, 2024

By: _____
Tracy Edwards - PSC 1872 - Exp 03/31/26
served@specialdelivery.com

Service I.D. No. 286653

CAUSE NO. 128926-CV
239th District Court

THE STATE OF TEXAS — CITATION

TO: **Zachry Industries, Inc** — Defendant
By serving its Registered Agent
CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

NOTICE:

You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the Clerk who issued this Citation by 10:00 a.m. on the Monday next following the expiration of 20 days after you were served this **Citation** and **Plaintiffs' Original Petition and Cover Letter** a Default Judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org. If filing Pro se, said answer may be filed by mailing same to: Brazoria County District Clerk's office, 111 E. Locust, Suite 304, Angleton, TX 77515-4678 or by bringing said answer in person to the aforementioned address.

The case is presently pending before the **239th District Court** of Brazoria County sitting in Angleton, Texas, and was filed on the **7th day of June, 2024.** It bears Cause No. **128926-CV** and Styled:

Allianz Global Risks US Insurance Co. et al
vs.
Zachary Holdings LTD, et al

The name and address of the Attorney filing this action (or Party, if Pro Se) is **Evan J. Malinowski, Esq., Denenberg Tuffley, PLLC, 28411 Northwestern Hwy., Ste. 600, Southfield, MI 33602.**

The nature of the demands of said Plaintiff is shown by a true and correct copy of Plaintiff's Petition to be attached by Plaintiff's attorney.

Issued under my hand and the seal of said Court, at Angleton, Texas, on the **11th day of June, 2024.**

CASSANDRA TIGNER, DISTRICT CLERK
Brazoria County, Texas

By _____, Deputy
Digitally signed by Jessica Ochs
Date: 2024.06.11 13:56:32 -05'00'
Jessica Ochs

DISTRICT COURTS ★ BRAZORIA COUNTY, TEXAS

Original

Citation by Registered Agent

Copy from re:SearchTX

Service I.D. No. 286653

RETURN OF SERVICE

CAUSE NO. 128926-CV 239th District Court

ALLIANZ GLOBAL RISKS US INSURANCE CO. ET AL
VS.
ZACHARY HOLDINGS LTD, ET AL

Zachry Industries, Inc
By serving its Registered Agent
CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

Came to hand on the _____ day of _____, 20___ at _____, o'clock ____.m., and executed in _____ County, Texas by delivering to each of the within named parties in person, a true copy of this CITATION with the date of delivery endorsed thereon, together with the accompanying copy of the Plaintiffs' Original Petition and Cover Letter at the following times and places, to-wit:

NAME	DATE	TIME	PLACE, COURSE, AND DISTANCE FROM COURTHOUSE	MILEAGE

and not executed as to (NAME)_____

and the cause or failure to execute this process is for the following reason: _____

_____

The diligence used in finding said (NAME) being: _____

FEES:
Serving Citation and Copy $_____
Mileage: _____ miles @ $_____ per mile $_____
Total $_____

_____, Officer
_____ County, Texas
_____
Deputy/Authorized Person

COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.
In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign the return. The return must either be verified or be signed under penalty of perjury. A return signed under penalty of perjury must contain the statement below in substantially the following form:

"My name is _____, my date of birth is _____, and my
(First, Middle, Last)
address is_____
(Street, City, State, Zip Code, Country)

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in _____ County, State of _____, on the ____ day of _____, 20__.

_____
Declarant/Authorized Process Server

_____
(Id No. and expiration of certification)

RETURN / AFFIDAVIT
PROOF / ATTACHED

Citation by Registered Agent

Copy from re:SearchTX

F

CAUSE NO. 128926-CV

ALLIANZ GLOBAL RISKS US INSURANCE CO.; et al.,	§	**IN THE DISTRICT COURT**
Plaintiff(s),	§	
vs.	§	**239TH JUDICIAL DISTRICT**
ZACHRY INDUSTRIAL, INC.; et al.,	§	
Defendant(s).	§	**BRAZORIA COUNTY, TEXAS**

RETURN OF SERVICE

Came to my hand on **Thursday, June 13, 2024 at 12:59 PM,**
Executed at: **1999 BRYAN STREET, STE 900, DALLAS, TX 75201**
at **2:20 PM,** on **Thursday, June 13, 2024,** by delivering to the within named:

CB&I LLC

by delivering to its **Registered Agent, CT CORPORATION SYSTEM**
by delivering to its **Authorized Employee, TIERICA WILLIAMS**
a true copy of this

CITATION and PLAINTIFFS' ORIGINAL PETITION with EXHIBIT A

having first endorsed thereon the date of the delivery.

I am a person not less than eighteen (18) years of age and I am competent to make this oath. I am a resident of the State of Texas. I have personal knowledge of the facts and statements contained herein and aver that each is true and correct. I am not a party to nor related or affiliated with any party to this suit. I have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I am familiar with the Texas Rules of Civil Procedure, and the Texas Civil Practice and Remedies Codes as they apply to service of process. I am certified by the Judicial Branch Certification Commission to deliver citations and other notices from any District, County and Justice Courts in and for the State of Texas in compliance with rule 103 and 501.2 of the TRCP."

My name is Tracy Edwards, my date of birth is September 15, 1963 and my business address is 5470 L.B.J. Freeway, Dallas, Texas, 75240 in the county of Dallas, United States of America. I declare under penalty of perjury that the foregoing is true and correct.

Executed in Dallas County, State of Texas, on Thursday, June 13, 2024

By: _____

Tracy Edwards - PSC 1872 - Exp 03/31/26
served@specialdelivery.com

Service I.D. No. 286656

CAUSE NO. 128926-CV
239th District Court

THE STATE OF TEXAS — CITATION

TO: **CB&I LLC** — Defendant
By serving its Registered Agent
CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

NOTICE:

You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the Clerk who issued this Citation by 10:00 a.m. on the Monday next following the expiration of 20 days after you were served this **Citation** and **Plaintiffs' Original Petition and Cover Letter** a Default Judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org. If filing Pro se, said answer may be filed by mailing same to: Brazoria County District Clerk's office, 111 E. Locust, Suite 304, Angleton, TX 77515-4678 or by bringing said answer in person to the aforementioned address.

The case is presently pending before the **239th District Court** of Brazoria County sitting in Angleton, Texas, and was filed on the **7th day of June, 2024.** It bears Cause No. **128926-CV** and Styled:

Allianz Global Risks US Insurance Co. et al
vs.
Zachary Holdings LTD, et al

The name and address of the Attorney filing this action (or Party, if Pro Se) is **Evan J. Malinowski, Esq., Denenberg Tuffley, PLLC, 28411 Northwestern Hwy., Ste. 600, Southfield, MI 33602.**

The nature of the demands of said Plaintiff is shown by a true and correct copy of Plaintiff's Petition to be attached by Plaintiff's attorney.

Issued under my hand and the seal of said Court, at Angleton, Texas, on the **11th day of June, 2024.**

CASSANDRA TIGNER, DISTRICT CLERK
Brazoria County, Texas

By JOchs Digitally signed by Jessica Ochs Date: 2024.06.11 14:11:33 -05'00' _____, Deputy
Jessica Ochs

DISTRICT COURT ★ BRAZORIA COUNTY, TEXAS ★

Original

Citation by Registered Agent

Copy from re:SearchTX

Service I.D. No. 286656

RETURN OF SERVICE

CAUSE NO. 128926-CV 239th District Court

ALLIANZ GLOBAL RISKS US INSURANCE CO. ET AL
VS.
ZACHARY HOLDINGS LTD, ET AL

CB&I LLC
By serving its Registered Agent
CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

Came to hand on the _____ day of _____, 20___ at _____, o'clock ____.m., and executed in _____ County, Texas by delivering to each of the within named parties in person, a true copy of this CITATION with the date of delivery endorsed thereon, together with the accompanying copy of the Plaintiffs' Original Petition and Cover Letter at the following times and places, to-wit:

NAME	DATE	TIME	PLACE, COURSE, AND DISTANCE FROM COURTHOUSE	MILEAGE

and not executed as to (NAME)_____

and the cause or failure to execute this process is for the following reason: _____

_____

The diligence used in finding said (NAME) being: _____

FEES:
Serving Citation and Copy $_____
Mileage: _____ miles @ $_____ per mile $_____
Total $_____

_____, Officer
_____ County, Texas
_____
Deputy/Authorized Person

COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.
In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign the return. The return must either be verified or be signed under penalty of perjury. A return signed under penalty of perjury must contain the statement below in substantially the following form:

"My name is _____, my date of birth is _____, and my
(First, Middle, Last)
address is_____
(Street, City, State, Zip Code, Country)

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in _____ County, State of _____, on the ____ day of _____, 20__.

_____
Declarant/Authorized Process Server

_____
(Id No. and expiration of certification)

RETURN / AFFIDAVIT
PROOF / ATTACHED

Citation by Registered Agent

Copy from re:SearchTX

G

CAUSE NO. 128926-CV

ALLIANZ GLOBAL RISKS US INSURANCE CO.; et al.,	§	**IN THE DISTRICT COURT**
Plaintiff(s),	§	
vs.	§	**239TH JUDICIAL DISTRICT**
ZACHRY INDUSTRIAL, INC.; et al.,	§	
Defendant(s).	§	**BRAZORIA COUNTY, TEXAS**

RETURN OF SERVICE

Came to my hand on **Thursday, June 13, 2024 at 12:59 PM,**
Executed at: **1999 BRYAN STREET, STE 900, DALLAS, TX 75201**
at **2:20 PM, on Thursday, June 13, 2024,** by delivering to the within named:

CHIYODA INTERNATIONAL CORPORATION

by delivering to its **Registered Agent, CT CORPORATION SYSTEM**
by delivering to its **Authorized Employee, TIERICA WILLIAMS**
a true copy of this

CITATION and PLAINTIFFS' ORIGINAL PETITION with EXHIBIT A

having first endorsed thereon the date of the delivery.

I am a person not less than eighteen (18) years of age and I am competent to make this oath. I am a resident of the State of Texas. I have personal knowledge of the facts and statements contained herein and aver that each is true and correct. I am not a party to nor related or affiliated with any party to this suit. I have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I am familiar with the Texas Rules of Civil Procedure, and the Texas Civil Practice and Remedies Codes as they apply to service of process. I am certified by the Judicial Branch Certification Commission to deliver citations and other notices from any District, County and Justice Courts in and for the State of Texas in compliance with rule 103 and 501.2 of the TRCP."

My name is Tracy Edwards, my date of birth is September 15, 1963 and my business address is 5470 L.B.J. Freeway, Dallas, Texas, 75240 in the county of Dallas, United States of America. I declare under penalty of perjury that the foregoing is true and correct.

Executed in Dallas County, State of Texas, on Thursday, June 13, 2024

By: _____

Tracy Edwards - PSC 1872 - Exp 03/31/26
served@specialdelivery.com

Service I.D. No. 286658

CAUSE NO. 128926-CV
239th District Court

THE STATE OF TEXAS — CITATION

TO: **Chiyoda International Corporation** — Defendant
By serving its Registered Agent
CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

NOTICE:

You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the Clerk who issued this Citation by 10:00 a.m. on the Monday next following the expiration of 20 days after you were served this **Citation** and **Plaintiffs' Original Petition and Cover Letter** a Default Judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org. If filing Pro se, said answer may be filed by mailing same to: Brazoria County District Clerk's office, 111 E. Locust, Suite 304, Angleton, TX 77515-4678 or by bringing said answer in person to the aforementioned address.

The case is presently pending before the **239th District Court** of Brazoria County sitting in Angleton, Texas, and was filed on the **7th day of June, 2024.** It bears Cause No. **128926-CV** and Styled:

Allianz Global Risks US Insurance Co. et al
vs.
Zachary Holdings LTD, et al

The name and address of the Attorney filing this action (or Party, if Pro Se) is **Evan J. Malinowski, Esq., Denenberg Tuffley, PLLC, 28411 Northwestern Hwy., Ste. 600, Southfield, MI 33602.**

The nature of the demands of said Plaintiff is shown by a true and correct copy of Plaintiff's Petition to be attached by Plaintiff's attorney.

Issued under my hand and the seal of said Court, at Angleton, Texas, on the **11th day of June, 2024.**

CASSANDRA TIGNER, DISTRICT CLERK
Brazoria County, Texas

By _____, Deputy
Digitally signed by Jessica Ochs
Date: 2024.06.11 14:19:48 -05'00'
Jessica Ochs

DISTRICT COURT ★ BRAZORIA COUNTY, TEXAS ★

Original

Citation by Registered Agent

Copy from re:SearchTX

Service I.D. No. 286658

RETURN OF SERVICE

CAUSE NO. 128926-CV 239th District Court

ALLIANZ GLOBAL RISKS US INSURANCE CO. ET AL
VS.
ZACHARY HOLDINGS LTD, ET AL

Chiyoda International Corporation
By serving its Registered Agent
CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

Came to hand on the _____ day of _____, 20___ at _____, o'clock ____.m., and executed in _____ County, Texas by delivering to each of the within named parties in person, a true copy of this CITATION with the date of delivery endorsed thereon, together with the accompanying copy of the Plaintiffs' Original Petition and Cover Letter at the following times and places, to-wit:

NAME	DATE	TIME	PLACE, COURSE, AND DISTANCE FROM COURTHOUSE	MILEAGE

and not executed as to (NAME)_____

and the cause or failure to execute this process is for the following reason: _____

_____

The diligence used in finding said (NAME) being: _____

FEES:
Serving Citation and Copy $_____
Mileage: _____ miles @ $_____ per mile $_____
Total $_____

_____, Officer
_____ County, Texas
_____
Deputy/Authorized Person

COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.
In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign the return. The return must either be verified or be signed under penalty of perjury. A return signed under penalty of perjury must contain the statement below in substantially the following form:

"My name is _____, my date of birth is _____, and my
(First, Middle, Last)
address is_____
(Street, City, State, Zip Code, Country)

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in _____ County, State of _____, on the ____ day of _____, 20__.

_____
Declarant/Authorized Process Server

_____
(Id No. and expiration of certification)

RETURN / AFFIDAVIT
PROOF / ATTACHED

Citation by Registered Agent

Copy from re:SearchTX

H

CAUSE NO. 128926-CV

ALLIANZ GLOBAL RISKS US INSURANCE CO.; et al.,	§	**IN THE DISTRICT COURT**
Plaintiff(s),	§	
vs.	§	**239TH JUDICIAL DISTRICT**
ZACHRY INDUSTRIAL, INC.; et al.,	§	
Defendant(s).	§	**BRAZORIA COUNTY, TEXAS**

RETURN OF SERVICE

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Executed at: **1999 BRYAN STREET, STE 900, DALLAS, TX 75201**
at **2:20 PM,** on **Thursday, June 13, 2024,** by delivering to the within named:

JVIC DEMERGER FABRICATION, INC

by delivering to its **Registered Agent, CT CORPORATION SYSTEM**
by delivering to its **Authorized Employee, TIERICA WILLIAMS**
a true copy of this

CITATION and PLAINTIFFS' ORIGINAL PETITION with EXHIBIT A

having first endorsed thereon the date of the delivery.

I am a person not less than eighteen (18) years of age and I am competent to make this oath. I am a resident of the State of Texas. I have personal knowledge of the facts and statements contained herein and aver that each is true and correct. I am not a party to nor related or affiliated with any party to this suit. I have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude. I am familiar with the Texas Rules of Civil Procedure, and the Texas Civil Practice and Remedies Codes as they apply to service of process. I am certified by the Judicial Branch Certification Commission to deliver citations and other notices from any District, County and Justice Courts in and for the State of Texas in compliance with rule 103 and 501.2 of the TRCP."

My name is Tracy Edwards, my date of birth is September 15, 1963 and my business address is 5470 L.B.J. Freeway, Dallas, Texas, 75240 in the county of Dallas, United States of America. I declare under penalty of perjury that the foregoing is true and correct.

Executed in Dallas County, State of Texas, on Thursday, June 13, 2024

By: _____
Tracy Edwards - PSC 1872 - Exp 03/31/26
served@specialdelivery.com

Service I.D. No. 286654

CAUSE NO. 128926-CV
239th District Court

THE STATE OF TEXAS — CITATION

TO: **JVIC Demerger Fabrication, Inc** — Defendant
By serving its Registered Agent
1999 Bryan Street, Suite 900
Dallas, Texas 75201

NOTICE:

You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the Clerk who issued this Citation by 10:00 a.m. on the Monday next following the expiration of 20 days after you were served this **Citation** and **Plaintiffs' Original Petition and Cover Letter** a Default Judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org. If filing Pro se, said answer may be filed by mailing same to: Brazoria County District Clerk's office, 111 E. Locust, Suite 304, Angleton, TX 77515-4678 or by bringing said answer in person to the aforementioned address.

The case is presently pending before the **239th District Court** of Brazoria County sitting in Angleton, Texas, and was filed on the **7th day of June, 2024.** It bears Cause No. **128926-CV** and Styled:

Allianz Global Risks US Insurance Co. et al
vs.
Zachary Holdings LTD, et al

The name and address of the Attorney filing this action (or Party, if Pro Se) is **Evan J. Malinowski, Esq., Denenberg Tuffley, PLLC, 28411 Northwestern Hwy., Ste. 600, Southfield, MI 33602.**

The nature of the demands of said Plaintiff is shown by a true and correct copy of Plaintiff's Petition to be attached by Plaintiff's attorney.

Issued under my hand and the seal of said Court, at Angleton, Texas, on the **11th day of June, 2024.**

CASSANDRA TIGNER, DISTRICT CLERK
Brazoria County, Texas

By JOchs Digitally signed by Jessica Ochs Date: 2024.06.11 14:01:29 -05'00', Deputy
Jessica Ochs

DISTRICT COURT BRAZORIA COUNTY, TEXAS

Original

Citation by Registered Agent

Copy from re:SearchTX

Service I.D. No. 286654

RETURN OF SERVICE

CAUSE NO. 128926-CV 239th District Court

ALLIANZ GLOBAL RISKS US INSURANCE CO. ET AL
VS.
ZACHARY HOLDINGS LTD, ET AL

JVIC Demerger Fabrication, Inc
By serving its Registered Agent
CT Corporation
1999 Bryan Street, Suite 900
Dallas, Texas 75201

Came to hand on the _____ day of _____, 20___ at _____, o'clock ____.m., and executed in _____ County, Texas by delivering to each of the within named parties in person, a true copy of this CITATION with the date of delivery endorsed thereon, together with the accompanying copy of the Plaintiffs' Original Petition and Cover Letter at the following times and places, to-wit:

NAME	DATE	TIME	PLACE, COURSE, AND DISTANCE FROM COURTHOUSE	MILEAGE

and not executed as to (NAME)_____

and the cause or failure to execute this process is for the following reason: _____

_____

The diligence used in finding said (NAME) being: _____

FEES:
Serving Citation and Copy $_____
Mileage: _____ miles @ $_____ per mile $_____
Total $_____

_____, Officer
_____ County, Texas
_____
Deputy/Authorized Person

COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.
In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign the return. The return must either be verified or be signed under penalty of perjury. A return signed under penalty of perjury must contain the statement below in substantially the following form:

"My name is _____, my date of birth is _____, and my
(First, Middle, Last)
address is_____
(Street, City, State, Zip Code, Country)

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in _____ County, State of _____, on the ____ day of _____, 20__.

_____
Declarant/Authorized Process Server

_____
(Id No. and expiration of certification)

RETURN / AFFIDAVIT
PROOF / ATTACHED

Citation by Registered Agent

Copy from re:SearchTX

I

128926-CV
Carly Whistler, Deputy

AFFIDAVIT OF SERVICE

State of Texas **County of BRAZORIA** **239th Judicial District Court**

Case Number: 128926-CV

Plaintiff: **ALLIANZ GLOBAL RISKS US INSURANCE CO.; CERTAIN UNDERWRITERS AT LLOYD'S OF LONDON SUBSCRIBING TO POLICY NO. B0180ME2219036; GREAT LAKES INSURANCE SE; GUIDEONE NATIONAL INSURANCE COMPANY; and TOKIO MARINE AMERICA INSURANCE COMPANY; as subrogees of FLNG Policy Procurement, LLC; FLNG Liquefaction, LLC; FLNG Liquefaction 2, LLC; and FLNG Liquefaction 3, LLC**
vs.
Defendant: **ZACHRY INDUSTRIAL, INC.; ZACHRY INDUSTRIES, INC.; JVIC DEMERGER FABRICATION, INC.; ZACHRY ENTERPRISE SOLUTIONS DEMERGER, INC.; CB&I LLC; MCDERMOTT INTERNATIONAL LTD., f/k/a CB&I LLC; CHIYODA INTERNATIONAL CORPORATION; and PSRG, INC.**

Received these papers on the 13th day of June, 2024 at 1:10 pm to be served on **PSRG, INC. By delivering to Registered Agent, ROBERT WEBER, 800 WEST SAM HOUSTON PARKWAY SOUTH, STE 107, HOUSTON, TX 77042.**

I, Velichko Georgiev, being duly sworn, depose and say that on the **14th day of June, 2024 at 1:34 pm, I:**

served a **REGISTERED AGENT** by delivering a true copy of the **ITATION and PLAINTIFFS' ORIGINAL PETITION with EXHIBIT A** with the date and hour of service endorsed thereon by me, to: **ROBERT WEBER as Registered Agent** at the address of: **800 WEST SAM HOUSTON PARKWAY SOUTH, STE 107, HOUSTON, TX 77042** on behalf of **PSRG, INC. By delivering to Registered Agent, ROBERT WEBER**, and informed said person of the contents therein, in compliance with state statutes.

Description of Person Served: Age: 65, Sex: M, Race/Skin Color: White, Height: 5'8", Weight: 205, Hair: Light Brown, Glasses: Y

My name is Velichko Georgiev and my date of birth is 11/23/1963, and my address is 3620 Woodchase Drive, Unit 23, Houston, TX 77042, within the county of Harris. I declare under the penalty of perjury that the foregoing is true and correct.

Executed in Harris, County, State of Texas, on the 17 day of June, 2024.

Velichko Georgiev
PSC- 14160 EXP MARCH 31, 2026

Our Job Serial Number: DNE-2024000419
Ref: 1650233

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Service I.D. No. 286659

CAUSE NO. 128926-CV
239th District Court

THE STATE OF TEXAS — CITATION

TO: **PSRG, Inc.** — Defendant
By serving its Registered Agent
Robert Weber
800 West Sam Houston Parkway South, Ste. 107
Houston, Texas 77042

NOTICE:

You have been sued. You may employ an attorney. If you or your attorney does not file a written answer with the Clerk who issued this Citation by 10:00 a.m. on the Monday next following the expiration of 20 days after you were served this **Citation** and **Plaintiffs' Original Petition and Cover Letter** a Default Judgment may be taken against you. In addition to filing a written answer with the clerk, you may be required to make initial disclosures to the other parties of this suit. These disclosures generally must be made no later than 30 days after you file your answer with the clerk. Find out more at TexasLawHelp.org. If filing Pro se, said answer may be filed by mailing same to: Brazoria County District Clerk's office, 111 E. Locust, Suite 304, Angleton, TX 77515-4678 or by bringing said answer in person to the aforementioned address.

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Allianz Global Risks US Insurance Co. et al
vs.
Zachary Holdings LTD, et al

The name and address of the Attorney filing this action (or Party, if Pro Se) is **Evan J. Malinowski, Esq., Denenberg Tuffley, PLLC, 28411 Northwestern Hwy., Ste. 600, Southfield, MI 33602.**

The nature of the demands of said Plaintiff is shown by a true and correct copy of Plaintiff's Petition to be attached by Plaintiff's attorney.

Issued under my hand and the seal of said Court, at Angleton, Texas, on the **11th day of June, 2024.**

CASSANDRA TIGNER, DISTRICT CLERK
Brazoria County, Texas

By JOchs Digitally signed by Jessica Ochs Date: 2024.06.11 14:23:53 -05'00', Deputy
Jessica Ochs

DISTRICT COURT ★ BRAZORIA COUNTY, TEXAS ★

Original

Citation by Registered Agent

Copy from re:SearchTX

Service I.D. No. 286659

RETURN OF SERVICE

CAUSE NO. 128926-CV 239th District Court

ALLIANZ GLOBAL RISKS US INSURANCE CO. ET AL
VS.
ZACHARY HOLDINGS LTD, ET AL

PSRG, Inc.
By serving its Registered Agent
Robert Weber
800 West Sam Houston Parkway South, Ste. 107
Houston, Texas 77042

RETURN / AFFIDAVIT
PROOF / ATTACHED

Came to hand on the _____ day of _____, 20__ at _____, o'clock ____.m., and executed in _____ County, Texas by delivering to each of the within named parties in person, a true copy of this CITATION with the date of delivery endorsed thereon, together with the accompanying copy of the Plaintiffs' Original Petition and Cover Letter at the following times and places, to-wit:

NAME	DATE	TIME	PLACE, COURSE, AND DISTANCE FROM COURTHOUSE	MILEAGE

and not executed as to (NAME)_____

and the cause or failure to execute this process is for the following reason: _____

_____

The diligence used in finding said (NAME) being: _____

FEES:

Serving Citation and Copy	$_____	_____, Officer
Mileage: _____ miles @ $_____ per mile	$_____	_____ County, Texas
Total	$_____	_____
		Deputy/Authorized Person

COMPLETE IF YOU ARE A PERSON OTHER THAN A SHERIFF, CONSTABLE, OR CLERK OF THE COURT.
In accordance with Rule 107: The officer or authorized person who serves, or attempts to serve, a citation shall sign the return. The return must either be verified or be signed under penalty of perjury. A return signed under penalty of perjury must contain the statement below in substantially the following form:

"My name is _____, my date of birth is _____, and my
(First, Middle, Last)
address is_____
(Street, City, State, Zip Code, Country)

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Executed in _____ County, State of _____, on the ____ day of _____, 20__.

_____
Declarant/Authorized Process Server

_____
(Id No. and expiration of certification)

Copy from re:SearchTX