

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

IN RE: § Chapter 11  
§  
COBALT INTERNATIONAL ENERGY, § CASE NO. 17-36709 (MI)  
INC., *et al.*<sup>1</sup> §  
§  
Debtors. § (Jointly Administered)

**NOTICE OF ELECTION TO OPT OUT OF THIRD PARTY RELEASES,  
EXCULPATION CLAUSE, AND RELATED INJUNCTIONS CONTAINED  
IN THE DEBTORS' PROPOSED CHAPTER 11 PLAN OF REORGANIZATION**

Whitton Petroleum Services Limited (“Whitton”), hereby files this Notice of Election to Opt Out of Third Party Releases, Exculpation Clause, and Related Injunctions contained in the Debtors’ Proposed Chapter 11 Plan of Reorganization, and respectfully states as follows:

1. On March 8, 2018, the Debtors filed their Fourth Amended Chapter 11 Plan of Cobalt International Energy, Inc. and its Debtor Affiliates (the “Plan”) [Doc. No. 561].
2. On March 16, 2018, Whitton timely filed a general unsecured claim in the amount of \$225,000,000 [Claim No. 104].
3. To the extent that Whitton falls within the definition of a “Releasing Party” contained in Section VIII.C of the Plan, Whitton expressly opts out of, objects to, and does not consent to the third party releases contained in Section VIII.C of the Plan.

---

<sup>1</sup> The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Cobalt International Energy, Inc. (1169); Cobalt International Energy GP, LLC (7374); Cobalt International Energy, LP (2411); Cobalt GOM LLC (7188); Cobalt GOM # 1 LLC (7262); and Cobalt GOM # 2 LLC (7316) (the “Debtors”). The Debtors’ service address is: 920 Memorial City Way, Suite 100, Houston, Texas 77024. References herein to the “Debtors” refer, as applicable, to the Debtors and their non-debtor subsidiaries and affiliates.



4. Whitton also expressly opts out of, objects to, and does not consent to the exculpation provisions contained in Section VIII.D of the Plan and the related injunction provisions contained in Section VIII.E of the Plan.

5. Whitton reserves all other rights it may have, including, but not limited to, objecting to the confirmation of the Plan.

Dated: March 28, 2018.

Respectfully submitted,

/s/ John F. Higgins

John F. Higgins  
State Bar No. 09597500  
Eric M. English  
State Bar No. 24062714  
Samuel A. Spiers  
State Bar No. 24106457  
Porter Hedges LLP  
1000 Main Street, 36th Floor  
Houston, Texas 77002  
Telephone: (713) 226-6000  
Fax: (713) 226-6248

**COUNSEL TO WHITTON PETROLEUM  
SERVICES LIMITED**

**CERTIFICATE OF SERVICE**

I hereby certify that on March 28, 2018, I caused a copy of the foregoing document to be served by electronic transmission to all registered ECF users appearing in the case.

/s/ John F. Higgins

John F. Higgins