

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

In re:)	
)	Chapter 11
)	
COBALT INTERNATIONAL ENERGY, INC., <i>et al.</i> ¹)	Case No. 17-36709 (MI)
)	
Reorganized Debtors.)	(Jointly Administered)
)	

**STIPULATION AND AGREED ORDER RESOLVING PROOFS OF CLAIM
NOS. 427, 428, AND 429 FILED BY NDE TECHNICAL SERVICES USA INC.**

This stipulation and agreed order (the “Stipulation and Agreed Order”) is made by and between Nader Tavakoli, solely in his capacity as Lead Member and Chairman of the Plan Administrator Committee of Cobalt International Energy, Inc., *et al.* (the “Plan Administrator”), and NDE Technical Services USA Inc. (“Claimant” and together with the Plan Administrator, the “Parties”).

WHEREAS, on December 14, 2017 (the “Petition Date”), Cobalt International Energy, Inc. and certain of its affiliates (collectively, the “Debtors,” and after the Effective Date, the “Reorganized Debtors”) filed voluntary petitions for relief in this Court under chapter 11 of title 11 of the United States Code;

WHEREAS, on February 22, 2018, the Court entered an order [Docket No. 469], which, among other things, established March 19, 2018 at 5:00 p.m. prevailing Central Time as the deadline for all non-governmental entities holding or wishing to assert a claim as defined in

¹ The Reorganized Debtors in the Chapter 11 Cases, along with the last four digits of each Reorganized Debtor’s federal tax identification number, are: Cobalt International Energy, Inc. (1169); Cobalt International Energy GP, LLC (7374); Cobalt International Energy, L.P. (2411); Cobalt GOM LLC (7188); Cobalt GOM # 1 LLC (7262); and Cobalt GOM # 2 LLC (7316). The Reorganized Debtors’ service address is: 945 Bunker Hill Road, Suite 625, Houston, TX 77024.



section 101(5) of the Bankruptcy Code (a “Claim”) against any of the Debtors that arose before the Petition Date to file a proof of such claim in writing;

WHEREAS, Claimant filed *Proof of Claim No. 427* asserting a general unsecured claim against Cobalt International Energy Inc. in the amount of \$68,453.03, *Proof of Claim No. 428* asserting a general unsecured claim against Cobalt International Energy Inc. in the amount of \$69,132.61, and *Proof of Claim No. 429* asserting a general unsecured claim against Cobalt International Energy Inc. in the amount of \$38,304.92;

WHEREAS, on April 5, 2018, the Court entered the *Order (I) Confirming the Fourth Amended Joint Chapter 11 Plan of Cobalt International Energy, Inc. and its Debtor Affiliates and (II) Approving the Sale Transaction* [Docket No. 784], which fourth amended plan of reorganization is attached to the Confirmation Order as Exhibit A (the “Plan”);

WHEREAS, on April 10, 2018, the effective date of the Plan occurred;

WHEREAS, among other things, the Plan provides:

[O]n and after the Effective Date, the Plan Administrator shall have the sole authority: (1) to File, withdraw, or litigate to judgment objections to Claims or Interests; (2) to settle or compromise any Disputed Claim or Disputed Interest without any further notice to or action, Order, or approval by the Bankruptcy Court; and (3) to administer and adjust the Claims Register to reflect any such settlements or compromises without any further notice to or action, Order, or approval by the Bankruptcy Court.

Plan Art. VII.B; and

WHEREAS, as a result of discussions between the Parties concerning the Claims of the Claimant that arose before the Petition Date, the Parties have reached an agreement resolving such Claims, as set forth herein.

NOW, THEREFORE, in consideration of the foregoing recitals, which are incorporated into this Stipulation and Agreed Order, the Parties hereby stipulate and agree as follows:

1. In final resolution of all Claims against the Debtors that arose before the Petition Date, Claimant is hereby granted an allowed claim in the amount of \$105,000.00 as a general unsecured claim in the chapter 11 case of Cobalt International Energy, L.P. (Case No. 17-36711).

2. Except as otherwise provided herein, Claimant shall not be entitled to any other or further recoveries on account of any Claim it has, had or may have against the Debtors that arose prior to the Petition Date.

IT IS SO ORDERED.

Dated: _____

HONORABLE MARVIN ISGUR
UNITED STATES BANKRUPTCY JUDGE

STIPULATED AND AGREED TO BY:

GREENBERG TRAURIG, LLP

By: /s/ David R. Eastlake
Shari L. Heyen
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***Counsel for Nader Tavakoli, solely in
his capacity as the Lead Member and
Chairman of the Plan Administrator
Committee of Cobalt International
Energy, Inc., et al.***

NDE TECHNICAL SERVICES USA INC.

By: /s/ Richard Schneider
Richard Schneider
Controller
NDE Technical Services USA, Inc.
19500 State Highway 249, Suite 560
Houston, TX 77070

Pro Se

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on September 14, 2018, a true and correct copy of the foregoing was electronically filed with the Clerk of the United States Bankruptcy Court for the Southern District of Texas, and was served upon the parties eligible to receive notice through the Court's ECF facilities by electronic mail.

/s/ David R. Eastlake
David R. Eastlake