

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

----- X
In re: : Chapter 11
: :
EMERGE ENERGY SERVICES, LP, : Case No. 19-11563 (KBO)
: :
Reorganized Debtor.¹ : :
: :
----- X
MARKET & JOHNSON, INC., :
: :
Plaintiff, :
v. : Adversary Proceeding No. 19-50728 (KBO)
: :
SUPERIOR SILICA SANDS LLC, and :
HPS INVESTMENT PARTNERS, LLC, : Re: Docket No. 14
: :
Defendant. :
----- X

ORDER DISMISSING ADVERSARY COMPLAINT
FILED BY MARKET & JOHNSON, INC.

Upon consideration of the *Certification of Counsel Regarding Order Dismissing Adversary Complaint Filed by Market & Johnson, Inc.* (the “Certification of Counsel”);² and the Court having found that (i) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated as of February 29, 2012; (ii) this is a core proceeding pursuant to 28 U.S.C. § 157(b); (iii) venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and (iv) good and sufficient cause exists for the relief granted herein;

¹ The Reorganized Debtor in this case, along with the last four digits of the Reorganized Debtor’s federal tax identification number, is Emerge Energy Services LP (2937). The Reorganized Debtor’s address is 6500 West Freeway, Suite 800, Fort Worth, Texas 76116.

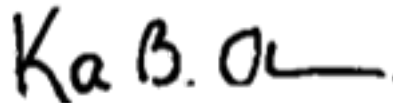
² Capitalized terms not otherwise defined herein have the meanings given to them in the Certification of Counsel.



IT IS HEREBY ORDERED THAT:

1. The M&J Adversary Complaint is dismissed with prejudice in accordance with the terms of the Stipulation.
2. Entry of this Order shall not affect or otherwise modify the terms of the Stipulation.
3. The adversary proceeding's docket shall be marked as "Closed."
4. The Clerk of the Court is authorized to take any actions necessary to effectuate the relief granted herein.
5. This Order shall be effective and enforceable immediately upon its entry.
6. The Court retains jurisdiction over any and all matters arising from or related to the implementation or interpretation of this Order.

**Dated: March 18th, 2022
Wilmington, Delaware**


**KAREN B. OWENS
UNITED STATES BANKRUPTCY JUDGE**

Notice Recipients

District/Off: 0311-1

User: admin

Date Created: 3/18/2022

Case: 19-50728-KBO

Form ID: pdfocd

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Recipients of Notice of Electronic Filing:

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TOTAL: 5

Recipients submitted to the BNC (Bankruptcy Noticing Center):

pla	Market & Johnson, Inc.	2350 Galloway Street	P.O. Box 630	Eau Claire, WI 54702-0630
dft	Superior Silica Sands LLC	6500 West Freeway	Suite 800	Fort Worth, TX 76116
dft	HPS Investment Partners, LLC	40 West 57th Street	33rd Floor	New York, NY 10019
aty	William E. Wallo	Bakke Norman, S. C.	130 South Barstow Street	Suite 1C Eau Claire, WI 54701
ust	U.S. Trustee	Office of the United States Trustee	J. Caleb Boggs Federal Building	844 King Street,
	Suite 2207	Lockbox 35	Wilmington, DE 19801	
ust	U.S. Trustee	Office of United States Trustee	J. Caleb Boggs Federal Building	844 King Street, Suite
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TOTAL: 6