

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

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In re:) Chapter 11
)
EXTRACTION OIL & GAS, INC., <i>et al.</i> , ¹) Case No. 20-11548 (CSS)
)
Debtors.) (Jointly Administered)
<hr/>)
EXTRACTION OIL & GAS, INC.,)
)
)
Plaintiff,)
v.) Adv. Proc. No. 20-50833 (CSS)
)
) Re: Docket No. 77
PLATTE RIVER MIDSTREAM, LLC AND DJ)
SOUTH GATHERING, LLC,)
)
Defendants.)
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**NOTIFICATION OF ENTRY OF ORDER GRANTING APPELLEE'S
MOTION TO ACCEPT DOCUMENTS UNDER SEAL INTO APPELLATE RECORD**

Pursuant to Federal Rule of Bankruptcy Procedure 8009(f), Appellee Extraction Oil & Gas, Inc. (Extraction) hereby submits this notification that an *Order Granting Appellee's Motion To Accept Documents Under Seal Into Appellate Record* was entered in the appeal filed by Platte River Midstream, LLC pending in the United States District Court for the District of Delaware at Civil Case No. 20-1457-CFC in relation to Extraction's *Appellee Extraction Oil & Gas, Inc.'s Designation of Additional Items to be Included in the Record on Appeal*, which Extraction filed in the Adversary Proceeding captioned *Extraction Oil & Gas, Inc. vs. Platte River Midstream, LLC*

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Extraction Oil & Gas, Inc. (3923); 7N, LLC (4912); 8 North, LLC (0904); Axis Exploration, LLC (8170); Extraction Finance Corp. (7117); Mountaintop Minerals, LLC (7256); Northwest Corridor Holdings, LLC (9353); Table Mountain Resources, LLC (5070); XOG Services, LLC (6915); and XTR Midstream, LLC (5624). The location of the Debtors' principal place of business is 370 17th Street, Suite 5300, Denver, Colorado 80202.



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and DJ South Gathering, LLC, Adv. Pro. No. 20-50833 at Docket No. 77 on November 23, 2020. In that filing, Extraction designated three (3) sealed document to be included in the record on appeal for the above-captioned appeal. Federal Rule of Bankruptcy Procedure 8009(f) expressly states that “[a] document placed under seal by the bankruptcy court may be designated as part of the record on appeal,” but it further provides that the party seeking to include a sealed document in the record on appeal “must file a motion with the court where the appeal is pending to accept the document under seal.” Fed. R. Bankr. P. 8009(f). Then, “[i]f the motion is granted, the movant must notify the bankruptcy court of the ruling, and the bankruptcy clerk must promptly transmit the sealed document to the clerk of the court where the appeal is pending.” Fed. R. Bankr. P. 8009(f). On November 23, 2020, Extraction filed the requisite motion in the United States District Court for the District of Delaware, and in an order dated December 1, 2020, the District Court accepted the sealed document into the record on appeal. A copy of the District Court’s order is attached as **Exhibit A**.

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Dated: December 4, 2020
Wilmington, Delaware

/s/ Richard W. Riley

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² Whiteford, Taylor & Preston LLC operates as Whiteford Taylor & Preston L.L.P. in jurisdictions outside of Delaware.

EXHIBIT A

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

In re:

EXTRACTION OIL & GAS, INC., *et al.*,

Debtors.

PLATTE RIVER MIDSTREAM, LLC, *et al.*,

Appellants,

V.

EXTRACTION OIL & GAS, INC.

Appellee.

**ORDER GRANTING APPELLEE’S MOTION
TO ACCEPT DOCUMENTS UNDER SEAL INTO APPELLATE RECORD**

Upon the Motion of Appellee to Accept Documents Under Seal into Appellate Record (the “Motion”), for good cause shown; it is hereby ORDERED, ADJUDGED, and DECREED that:

1. The Motion is granted; and
2. The Clerk for the United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”) is permitted and authorized to transmit to the United States District Court for the District of Delaware (the “District Court”) those portions of the appellate record, as designated by the Appellee, that were received by the Bankruptcy Court under seal (the “Sealed Portion”).
3. This Court will accept, under seal, the Sealed Portion, and the Sealed Portion shall be dealt with by the parties pursuant to this Court’s usual practices and procedures concerning sealed materials.

Dated: December 1, 2020
Wilmington, Delaware

THE HONORABLE COLM F. CONNOLLY
UNITED STATES DISTRICT COURT JUDGE