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

In re:

EXTRACTION OIL & GAS, INC., et al.,<sup>1</sup>

Debtors.

EXTRACTION OIL & GAS, INC.,

Plaintiff,

v.

PLATTE RIVER MIDSTREAM, LLC and DJ SOUTH GATHERING, LLC

Defendants.

Chapter 11

Case No. 20-11548 (CSS)

(Jointly Administered)

Adversary Proceeding

Adv. Proc. No. 20-50833 (CSS)

### NOTICE OF DISPOSITION OF APPEAL

Pursuant to Rule 8024-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware, Platte River Midstream, LLC ("<u>PRM</u>"), DJ South Gathering, LLC ("<u>DJ South</u>"), and Platte River Holdings, LLC ("<u>PRH</u>") (collectively, the "<u>Companies</u>"), creditors and parties-in-interest in the above-captioned cases of the above-captioned debtors and debtors in possession, hereby notify the Court that on February 4, 2021, the Companies filed the *Stipulation for Dismissal with Prejudice* [D.I. 29], a copy of which is attached hereto as **Exhibit A**, in the United States District Court for the District of Delaware, stipulating to the dismissal of the appeal captioned Civil Action No. 20-1457 (CFC) with prejudice.

<sup>&</sup>lt;sup>1</sup> The Debtors in the 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.



Dated: February 4, 2021 Wilmington, Delaware

/s/ Brett S. Turlington Curtis S. Miller (No. 4853) Matthew B. Harvey (No. 5186) Taylor M. Haga (No. 6549) Brett S. Turlington (No. 6705) **MORRIS, NICHOLS, ARSHT & TUNNELL LLP** 1201 Market Street, 16th Floor Wilmington, Delaware 19801 Telephone: (302) 658-9200 Facsimile: (302) 658-9200 Facsimile: (302) 658-3989 Email: cmiller@morrisnichols.com mharvey@morrisnichols.com thaga@morrisnichols.com

- and -

Matthew J. Ochs (Colorado No. 31713) Christopher A. Chrisman (Colorado No. 33132) Michelle R. Seares (Colorado No. 54455) **HOLLAND & HART LLP** 555 17th Street, Suite 3200, Denver, CO 80202 Telephone: (303) 295-8000 Email: mjochs@hollandhart.com cachrisman@hollandhart.com

- and -

Brianne McClafferty (Montana No. 36411453) HOLLAND & HART LLP 401 North 31st Street, Suite 1500 Billings, MT 59101 Telephone: (406) 896-4642 Email: bcmcclafferty@hollandhart.com

Counsel to Platte River Midstream, LLC, DJ South Gathering, LLC, and Platte River Holdings, LLC

# EXHIBIT A

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

In re: EXTRACTION OIL & GAS, INC., <i>et</i> <i>al.</i> , <sup>1</sup> Debtors.	Bankruptcy Case No. 20- 11548 (CSS) (Jointly Administered)
PLATTE RIVER MIDSTREAM, LLC, DJ SOUTH GATHERING, LLC, and PLATTE RIVER HOLDINGS, LLC,	
Appellants, v.	Civil Action No. 20-1457 (CFC)
EXTRACTION OIL & GAS, INC.,	
Appellee.	

## **STIPULATION FOR DISMISSAL WITH PREJUDICE**

Pursuant to Rule 8023 of the Federal Rules of Bankruptcy Procedure, Appellants Platte River Midstream, LLC ("<u>PRM</u>"), DJ South Gathering, LLC ("<u>DJS</u>"), and Platte River Holdings, LLC ("<u>PRH</u>") (together, "<u>Platte River</u>") and Appellee Extraction Oil & Gas, Inc. ("<u>Extraction</u>") (collectively, the "<u>Parties</u>")

<sup>&</sup>lt;sup>1</sup> The Debtors in the 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.

hereby stipulate to the dismissal of this appeal, with prejudice, with each party to

bear its own attorneys' fees and costs, including court costs and expert fees.

DATED this 4th day of February, 2021.

<u>/s/ Curtis S. Miller</u> Curtis S. Miller (No. 4853) Brett S. Turlington (No. 6705) **MORRIS, NICHOLS, ARSHT & TUNNELL LLP** 1201 Market Street, 16th Floor Wilmington, Delaware 19801 Telephone: (302) 658-9200 Facsimile: (302) 658-3989 Email: cmiller@morrisnichols.com bturlington@morrisnichols.com

- and -

Stephen G. Masciocchi (Colorado No. 19873)
Matthew J. Ochs (Colorado No. 31713)
Christopher A. Chrisman (Colorado No. 33132)
Michelle R. Seares (Colorado No. 54455)
HOLLAND & HART LLP
555 17th Street, Suite 3200,
Denver, CO 80202
Telephone: (303) 295-8000
Email: mjochs@hollandhart.com cachrisman@hollandhart.com

mrseares@hollandhart.com smasciocchi@hollandhart.com /s/ Stephen B. Gerald

Richard W. Riley (No. 4052) Stephen B. Gerald (No. 5857) Marc R. Abrams (No. 955) Whiteford, Taylor & Preston LLC<sup>2</sup> The Renaissance Center 405 North King Street, Suite 500 Wilmington, DE 19801 Telephone No.: (302) 353-4144 Email: rriley@wtplaw.com sgerald@wtplaw.com mabrams@wtplaw.com

- and -

George W. Hicks, Jr. Andrew C. Lawrence **Kirkland & Ellis LLP** 1301 Pennsylvania Ave. NW Washington, DC 20004 Telephone No.: (202) 389-5031

Counsel for Appellee Extraction Oil & Gas, Inc.

- and -

<sup>&</sup>lt;sup>2</sup> Whiteford, Taylor & Preston LLC operates as Whiteford Taylor & Preston LLP in jurisdictions outside of Delaware.

Brianne McClafferty (Montana No. 36411453) **HOLLAND & HART LLP** 401 North 31st Street, Suite 1500 Billings, MT 59101 Telephone: (406) 896-4642 Email: bcmcclafferty@hollandhart.com

Counsel to Platte River Midstream, LLC, DJ South Gathering, LLC, and Platte River Holdings, LLC

#### **CERTIFICATE OF SERVICE**

I, Brett S. Turlington, certify that I am not less than 18 years of age, and that service of the foregoing *Notice of Disposition of Appeal* was caused to be made on February 4, 2021, via CM/ECF upon those parties registered to receive such electronic notifications and served additionally, as indicated, upon the parties identified below.

### VIA ELECTRONIC MAIL

Richard L. Schepacarter OFFICE OF THE UNITED STATES TRUSTEE U.S. Department of Justice 844 King Street, Suite 2207 Lockbox #35 Wilmington, DE 19801 richard.schepacarter@usdoj.gov

Marc R. Abrams Richard W. Riley Stephen B. Gerald WHITEFORD, TAYLOR & PRESTON LLC The Renaissance Centre 405 North King Street, Suite 500 Wilmington, Delaware 19801 mabrams@wtplaw.com rriley@wtplaw.com sgerald@wtplaw.com

Anna G. Rotman, P.C. Jamie Aycock Kenneth A. Young KIRKLAND & ELLIS LLP 609 Main Street Houston, TX 77002 anna.rotman@kirkland.com jamie.aycock@kirkland.com kenneth.young@kirkland.com Christopher Marcus, P.C. Allyson Smith Weinhouse Ciara Foster KIRKLAND & ELLIS LLP 601 Lexington Avenue New York, New York 10022 christopher.marcus@kirkland.com allyson.smith@kirkland.com ciara.foster@kirkland.com

Date: February 4, 2021

/s/ Brett S. Turlington Brett S. Turlington (No. 6705)