



Hal S. Shaftel  
212-801-2164  
shaftelh@gtlaw.com

January 11, 2021

**VIA ECF**

The Honorable Colm F. Connolly  
United States District Court  
for the District of Delaware  
J. Caleb Boggs Federal Building  
844 N. King Street  
Wilmington, DE 19801-357

Re: Grand Mesa Pipeline, LLC (Appellant) v. Extraction Oil & Gas, Inc. (Appellee),  
Civil Action No. 20-cv-01411-CFC  
Civil Action No. 20-cv-01521-CFC  
Civil Action No. 20-cv-01458-CFC  
Bankruptcy Case No. 20-11548 (CSS)

Dear Judge Connolly:

In response to Your Honor's Oral Order of January 4, 2021, Appellant Grand Mesa Pipeline, LLC ("Grand Mesa" or "Appellant") submits this letter to update the Court regarding the status of the following matters in connection with the bankruptcy proceeding of Appellee Extraction Oil & Gas, Inc. ("Appellee" and, together with Appellant, the "Parties") in which Grand Mesa participated as a creditor: (i) the above-referenced pending appeals involving Grand Mesa (the "Grand Mesa Appeals"); (ii) the Joint Request for Certification of Direct Appeal of Bankruptcy Court Orders, which the Federal Energy Regulatory Commission ("FERC") joined; and (iii) Joint Motion to Consolidate Bankruptcy Appeals and Conform Briefing Schedules, which FERC also joined (collectively, the "Pending Matters").

We are pleased to advise Your Honor that Grand Mesa has reached a settlement of all issues with Appellee that has been approved by the Bankruptcy Court.<sup>1</sup> As a result of the Parties'

---

<sup>1</sup> Specifically, on December 19, 2020, Appellee filed the *Debtors' Motion for Entry of an Order (I) Approving the Settlement By and Among the Debtors and Grand Mesa Pipeline, LLC, (II) Authorizing the Debtors to Enter Into and Assume the Supply Agreement with NGL Crude Logistics, LLC, and (III) Granting Related Relief* (D.I. 1427) seeking approval of a global settlement (the "Settlement") between the Parties. On December 21, 2020, after notice and a hearing, the Bankruptcy Court entered the *Order (I) Approving the Settlement by and Among the Debtors and Grand Mesa Pipeline, LLC (II) Authorizing the Debtors to Enter Into and Assume the Supply Agreement with NGL Crude Logistics, LLC, and (III) Granting Related Relief* (the "Settlement Order") (D.I. 1464), which approved the Settlement. And, on December 23, 2020, the Bankruptcy Court entered the *Findings of Fact, Conclusions of Law, and Order Confirming the Sixth Amended Joint Plan of Reorganization of Extraction Oil & Gas, Inc. and its Debtor Affiliates*

**Greenberg Traurig, LLP | Attorneys at Law**

New York | MetLife Building, 200 Park Avenue | New York, NY 10166 | 212.801.9200 | 212.801.6400

Albany. Amsterdam. Atlanta. Austin. Berlin. Boca Raton. Boston. Chicago. Dallas. Delaware. Denver. Fort Lauderdale. Houston. Las Vegas. London. Los Angeles. Mexico City. Miami. Milan. Minneapolis. Nashville. New Jersey. New York. Northern Virginia. Orange County. Orlando. Philadelphia. Phoenix. Sacramento. San Francisco. Seoul. Shanghai. Silicon Valley. Tallahassee. Tampa. Tel Aviv. Tokyo. Warsaw. Washington.

Operates as: \*Greenberg Traurig Germany, LLP; \*A separate UK registered legal entity; \*Greenberg Traurig, S.C.; \*Greenberg Traurig Santa Maria; \*Greenberg Traurig LLP Foreign Legal Consultant Office; ^



2011548210305000000000012

January 11, 2021

Page 2

Settlement, on January 8, 2021, the Parties filed a Joint Stipulation of Voluntary Dismissal of the Grand Mesa Appeals, which Your Honor “So Ordered” in each of the Grand Mesa Appeals earlier today.

Accordingly, no further proceedings are necessary in connection with the Pending Matters as related to Grand Mesa because such matters have either been voluntarily dismissed or have otherwise been rendered moot. Separately, we understand that FERC will be submitting a status report concerning its own position on the status of the Pending Matters as related to FERC.

We are appreciative of Your Honor’s attentiveness to these proceedings and of course are available should Your Honor have any questions.

Respectfully,

/s/ Hal S. Shaftel  
Hal S. Shaftel

---

*Pursuant to Chapter 11 of the Bankruptcy Code (the “Confirmation Order”) (D.I. 1509). FERC has appealed the Confirmation Order.*