

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

In re:

MOUNTAIN EXPRESS OIL COMPANY, et al.,  
  
Debtors.<sup>1</sup>

Chapter 11

Case No. 23-90147 (DRJ)

(Joint Administration Requested)

**WITNESS AND EXHIBIT LIST**

The above-captioned debtors and debtors in possession (collectively, the “Debtors”) hereby submit the following *Witness and Exhibit List* (the “Witness and Exhibit List”) with respect to the hearing scheduled on March 20, 2023 at 12:00 pm. (CT) (the “Hearing”), in the above-captioned bankruptcy cases (the “Cases”), pending before the Honorable David R. Jones, United States Bankruptcy Judge, Courtroom 400, 515 Rusk, Houston, Texas 77002.

**WITNESS LIST**

The Debtors may call the following witnesses:

1. Michael Healy, Chief Restructuring Officer
2. Any witness listed, offered, or called by any other party.
3. Any witness required for rebuttal or impeachment.

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<sup>1</sup> A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ proposed claims and noticing agent at [www.kccllc.net/mountainexpressoil](http://www.kccllc.net/mountainexpressoil). The location of Debtor Mountain Express Oil Company’s principal place of business and the Debtors’ service address in these Chapter 11 Cases is 3650 Mansell Road, Suite 250, Alpharetta, GA 30022.



**EXHIBIT LIST**

<b>Exhibit No.</b>	<b>Description</b>	<b>Offered</b>	<b>Objection</b>	<b>Admitted</b>	<b>Disposition After Hearing</b>
1.	Interim Cash Collateral Budget				
2.	Any exhibits listed, designated, or offered by any other party.				
3	Any exhibits necessary for rebuttal.				
4.	Any pleading or other document filed with the Court on the docket of the above-captioned chapter 11 cases and related adversary proceedings				

The Debtors reserve the right to modify, amend or supplement this Witness and Exhibit List at any time. The Debtors reserve the right to ask the Court to take judicial notice of pleadings, orders, transcripts and/or documents filed in or in connection with these Cases, to offer rebuttal exhibits, and to supplement or amend this Witness and Exhibit List at any time prior to the Hearing. Designation of any exhibit above does not waive any objections the Debtors may have to any exhibit listed on any other party's exhibit list.

*[Remainder of Page Intentionally Left Blank]*

Dated: March 20, 2023

**PACHULSKI STANG ZIEHL & JONES LLP**

*/s/ Michael D. Warner*

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*Proposed Counsel to the Debtors and Debtors in Possession*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 20<sup>th</sup> day of March, 2023, a true and correct copy of the above and foregoing has been served on all parties that are registered to receive electronic transmission through this Court's CM/ECF filing system in these cases.

*/s/ Michael D. Warner*

Michael D. Warner

**Cash Collateral Budget WE 3/24**  
**Mountain Express Oil**  
*(\$ in '000s)*

**Week 1**  
**Forecast**  
**24-Mar-23**

<u>Operating Receipts</u>	
Net Fuel Profit	\$2,771
Rent Income	–
Net Retail Supporting Operations	(411)
<b>Total Operating Receipts</b>	<b>\$2,360</b>
<u>Operating Disbursements</u>	
Rent Expense	–
Payroll & Benefits	–
Vendor Disbursements [1]	(6,000)
Utilities & Insurance	(3)
Other Operating Disbursements	(15)
<b>Total Operating Costs</b>	<b>(\$6,018)</b>
<b>Operating Cash Flow</b>	<b>(\$3,657)</b>
<u>Non-Restructuring Related</u>	
Inventory	300
Capital Expenditures	–
Funded Debt	–
<b>Total Non-Restructuring Related</b>	<b>\$300</b>
<u>Restructuring Related</u>	
Restructuring Fees	–
Other Restructuring Related	–
<b>Total Restructuring Related</b>	<b>–</b>
<b>Net Cash Flow</b>	<b>(\$3,357)</b>
<u>Cash (Unrestricted)</u>	
Beginning Balance [2]	\$3,696
Net Cash Flow	(3,357)
<b>Ending Unrestricted Cash Balance</b>	<b>\$339</b>

[1]: Vendor disbursements of \$6.0 million above solely reflect the postpetition purchase of fuel. Such fuel will improve the collateral position of the Prepetition Lenders. The Debtors expect to sell such fuel at a profit during this week and subsequent weeks of the Budget.

[2]: The beginning cash balance does not include \$6.648 million hedge termination payment.