

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

In re:

MOUNTAIN EXPRESS OIL COMPANY, et al.,

Debtors.¹

Chapter 11

Case No. 23-90147 (DRJ)

(Jointly Administered)

[Re: Docket Nos. 117 and 247]

**NOTICE OF CONTINUANCE OF: (A) FINAL DIP HEARING, AND
(B) HEARING ON EMERGENCY MOTION FOR ENTRY OF AN
ORDER (I) AUTHORIZING AND APPROVING A NON-INSIDER KEY
EMPLOYEE RETENTION PLAN AND (II) GRANTING RELATED RELIEF**

PLEASE TAKE NOTICE that on March 18, 2023, the above-referenced debtors and debtors in possession (the “Debtors”) commenced these chapter 11 cases in the United States Bankruptcy Court for the Southern District of Texas (the “Court”).

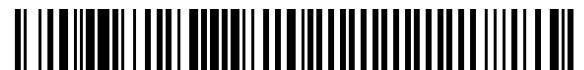
PLEASE TAKE FURTHER NOTICE that on March 23, 2023, the Debtors filed their *Emergency Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Obtain Postpetition Financing and (B) Use Cash Collateral, (II) Granting Liens and Providing Superpriority Administrative Expense Claims, (III) Granting Adequate Protection to Prepetition Secured Parties, (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief* [Docket No. 105] (the “DIP Motion”).

PLEASE TAKE FURTHER NOTICE that on March 23, 2023, the Court entered the *Interim Order Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, 364, and 507, Bankruptcy Rules 2002, 4001, 6004, and 9014, and Local Rule 4001–2 (I) Authorizing the Debtors to Use Cash Collateral and Obtain Post-Petition Financing, (II) Granting Liens and Providing Super-Priority Administrative Expense Status, (III) Granting Adequate Protection, (IV) Scheduling a Final Hearing, and (V) Granting Related Relief* [Docket No. 117] (the “Interim DIP Order”), scheduling the final hearing for April 12, 2023 at 12:00 p.m. (prevailing Central Time) before Judge David R. Jones of the Court (the “Final DIP Hearing”).

PLEASE TAKE FURTHER NOTICE that the Debtors previously continued the Final DIP Hearing to April 20, 2023 at 12:00 p.m. (prevailing Central Time). *See* Docket Nos. 228 & 260.

PLEASE TAKE FURTHER NOTICE that the Final DIP Hearing has been further continued to **April 25, 2023 at 11:00 a.m.** (prevailing Central Time).

¹ 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. 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.



PLEASE TAKE FURTHER NOTICE that on April 11, 2023, the Debtors filed their *Emergency Motion for Entry of an Order (I) Authorizing and Approving a Non-Insider Key Employee Retention Plan and (II) Granting Related Relief* [Docket No. 247] (the “KERP Motion”).

PLEASE TAKE FURTHER NOTICE that the Debtors previously scheduled a hearing on the KERP Motion on April 20, 2023 at 12:00 p.m. (prevailing Central Time). *See* Docket No. 260.

PLEASE TAKE FURTHER NOTICE that the hearing on the KERP Motion has been continued to **April 25, 2023 at 11:00 a.m.** (prevailing Central Time).

PLEASE TAKE FURTHER NOTICE that any party objecting to the relief requested in the KERP Motion must either appear at the hearing or file an objection with the Court prior to the date relief was requested in the KERP Motion (*i.e.* April 20, 2023).

PLEASE TAKE FURTHER NOTICE that audio communication will be by the use of the Court’s dial-in facility. You may access the facility at **(832) 917-1510**. Once connected, you will be asked to enter the conference room number. Judge Jones’s conference room number is **205691**. Video communication will be by use of the GoToMeeting platform. Connect via the free GoToMeeting application or click the link on Judge Jones’s homepage. The meeting code is “**JudgeJones**.” Click the settings icon in the upper right corner and enter your name under the personal information setting.

PLEASE TAKE FURTHER NOTICE that hearing appearances must be made electronically in advance of the Hearing. To make your appearance, click the “Electronic Appearance” link on Judge Jones’s homepage. Select the case name, complete the required fields, and click “Submit” to complete your appearance. All documents filed in this chapter 11 case are available free of charge by visiting www.kccllc.net/mountainexpressoil. Copies of any pleadings or papers filed with the Court may be obtained by visiting the Court’s website at <https://ecf.txsb.uscourts.gov> in accordance with the procedures and fees set forth therein.

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Dated: April 18, 2023

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Proposed Counsel to the Debtors and Debtors in Possession

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of April, 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