

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

SOUTHCROSS ENERGY PARTNERS, L.P., *et al.*

Debtors.¹

FL RICH GAS SERVICES, LP

Plaintiff,

vs.

SOUTHCROSS HOLDINGS BORROWER, LP;
SOUTHCROSS TS MIDSTREAM SERVICES,
LP,

Defendants.

Chapter 11

Case No. 19-10702-MFW

Jointly Administered

Adv. Pro. No. 19-50283 (MFW)

**CERTIFICATION OF COUNSEL REGARDING
STIPULATION EXTENDING TIME**

Robert J. Dehney, a member of the law firm of Morris Nichols Arsht & Tunnell LLP, counsel to Debtor FL Rich Gas Services, L.P. ("Plaintiff"), hereby certifies the following:

1. On or about August 9, 2019, Plaintiff filed an *Adversary Proceeding Complaint* (the "Adversary Proceeding" and the "Complaint") against Southcross Holdings Borrower, LP

¹ The debtors and debtors in possession in these cases and the last four digits of their respective Employer Identification Numbers are as follows: Southcross Energy Partners, L.P. (5230); Southcross Energy Partners GP, LLC (5141); Southcross Energy Finance Corp. (2225); Southcross Energy Operating, LLC (9605); Southcross Energy GP LLC (4246); Southcross Energy LP LLC (4304); Southcross Gathering Ltd. (7233); Southcross CCNG Gathering Ltd. (9553); Southcross CCNG Transmission Ltd. (4531); Southcross Marketing Company Ltd. (3313); Southcross NGL Pipeline Ltd. (3214); Southcross Midstream Services, L.P. (5932); Southcross Mississippi Industrial Gas Sales, L.P. (7519); Southcross Mississippi Pipeline, L.P. (7499); Southcross Gulf Coast Transmission Ltd. (0546); Southcross Mississippi Gathering, L.P. (2994); Southcross Delta Pipeline LLC (6804); Southcross Alabama Pipeline LLC (7180); Southcross Nueces Pipelines LLC (7034); Southcross Processing LLC (0672); FL Rich Gas Services GP, LLC (5172); FL Rich Gas Services, LP (0219); FL Rich Gas Utility GP, LLC (3280); FL Rich Gas Utility, LP (3644); Southcross Transmission, LP (6432); T2 EF Cogeneration Holdings, LLC (0613); and T2 EF Cogeneration LLC (4976). The mailing address for the Debtors' corporate headquarters is 1717 Main Street, Suite 5200, Dallas, TX 75201.



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and Southcross TS Midstream Services, LP (“Defendants” and together with Plaintiff, the “Parties”).

2. The Parties have engaged in settlement discussions and are negotiating a settlement in principle of the Adversary Proceeding. In order to permit time to finalize and document the settlement, the Parties have stipulated (the “Stipulation”), subject to Court approval, to extend the time for Defendants to answer, move or otherwise respond to the Complaint by fifteen (15) days, through and including September 24, 2019, and to adjourn the pretrial scheduling conference in the Adversary Proceeding to the next regularly scheduled omnibus hearing after that date.

3. A proposed order (the “Order”) is attached hereto approving the Stipulation.

4. The undersigned respectfully requests that the Court enter the Order approving the Stipulation at its earliest convenience.

Dated: August 30, 2019

**MORRIS, NICHOLS, ARSHT &
TUNNELL LLP**

/s/ Robert J. Dehney
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EXHIBIT A

(Proposed Order)

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

In re:

SOUTHCROSS ENERGY PARTNERS, L.P., *et al.*

Debtors.¹

FL RICH GAS SERVICES, LP

Plaintiff,

vs.

SOUTHCROSS HOLDINGS BORROWER, LP;
SOUTHCROSS TS MIDSTREAM SERVICES,
LP,

Defendants.

Chapter 11

Case No. 19–10702-MFW

Jointly Administered

Adv. Pro. No. 19-50283 (MFW)

ORDER APPROVING STIPULATION EXTENDING TIME

This Court having considered the Stipulation Extending Time (the “Stipulation”) between FL Rich Gas Services, L.P. (the “Plaintiff”) and Southcross Holdings Borrower, LP and Southcross TS Midstream Services, LP (“Defendants”) attached hereto as Exhibit 1; the Court

¹ The debtors and debtors in possession in these cases and the last four digits of their respective Employer Identification Numbers are as follows: Southcross Energy Partners, L.P. (5230); Southcross Energy Partners GP, LLC (5141); Southcross Energy Finance Corp. (2225); Southcross Energy Operating, LLC (9605); Southcross Energy GP LLC (4246); Southcross Energy LP LLC (4304); Southcross Gathering Ltd. (7233); Southcross CCNG Gathering Ltd. (9553); Southcross CCNG Transmission Ltd. (4531); Southcross Marketing Company Ltd. (3313); Southcross NGL Pipeline Ltd. (3214); Southcross Midstream Services, L.P. (5932); Southcross Mississippi Industrial Gas Sales, L.P. (7519); Southcross Mississippi Pipeline, L.P. (7499); Southcross Gulf Coast Transmission Ltd. (0546); Southcross Mississippi Gathering, L.P. (2994); Southcross Delta Pipeline LLC (6804); Southcross Alabama Pipeline LLC (7180); Southcross Nueces Pipelines LLC (7034); Southcross Processing LLC (0672); FL Rich Gas Services GP, LLC (5172); FL Rich Gas Services, LP (0219); FL Rich Gas Utility GP, LLC (3280); FL Rich Gas Utility, LP (3644); Southcross Transmission, LP (6432); T2 EF Cogeneration Holdings, LLC (0613); and T2 EF Cogeneration LLC (4976). The mailing address for the Debtors’ corporate headquarters is 1717 Main Street, Suite 5200, Dallas, TX 75201.

having determined that good and adequate cause exists for approval of the Stipulation; and the Court having determined that no further notice of the Stipulation must be given; it is hereby

ORDERED that the Stipulation is approved.

ORDERED that Defendants shall have through and including September 24, 2019 to answer, move or otherwise respond to the Complaint in the above-captioned Adversary Proceeding and the pretrial scheduling conference shall be adjourned until the next regularly scheduled omnibus hearing after that date.

EXHIBIT 1

(Stipulation)

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

In re:

SOUTHCROSS ENERGY PARTNERS, L.P., *et al.*

Debtors.¹

FL RICH GAS SERVICES, LP

Plaintiff,

vs.

SOUTHCROSS HOLDINGS BORROWER, LP;
SOUTHCROSS TS MIDSTREAM SERVICES,
LP,

Defendants.

Chapter 11

Case No. 19–10702-MFW

Jointly Administered

Adv. Pro. No. 19-50283 (MFW)

STIPULATION EXTENDING TIME

FL Rich Gas Services, LP (the “Plaintiff”), and Southcross Holdings Borrower, LP and Southcross TS Midstream Services, LP (“Defendants” and together with the Plaintiff the “Parties”), by and through their undersigned counsel, hereby stipulate and agree as follows:

WHEREAS, on or about August 9, 2019, Plaintiff filed an *Adversary Proceeding Complaint* (the “Adversary Proceeding” and the “Complaint”) against Defendants.

¹ The debtors and debtors in possession in these cases and the last four digits of their respective Employer Identification Numbers are as follows: Southcross Energy Partners, L.P. (5230); Southcross Energy Partners GP, LLC (5141); Southcross Energy Finance Corp. (2225); Southcross Energy Operating, LLC (9605); Southcross Energy GP LLC (4246); Southcross Energy LP LLC (4304); Southcross Gathering Ltd. (7233); Southcross CCNG Gathering Ltd. (9553); Southcross CCNG Transmission Ltd. (4531); Southcross Marketing Company Ltd. (3313); Southcross NGL Pipeline Ltd. (3214); Southcross Midstream Services, L.P. (5932); Southcross Mississippi Industrial Gas Sales, L.P. (7519); Southcross Mississippi Pipeline, L.P. (7499); Southcross Gulf Coast Transmission Ltd. (0546); Southcross Mississippi Gathering, L.P. (2994); Southcross Delta Pipeline LLC (6804); Southcross Alabama Pipeline LLC (7180); Southcross Nueces Pipelines LLC (7034); Southcross Processing LLC (0672); FL Rich Gas Services GP, LLC (5172); FL Rich Gas Services, LP (0219); FL Rich Gas Utility GP, LLC (3280); FL Rich Gas Utility, LP (3644); Southcross Transmission, LP (6432); T2 EF Cogeneration Holdings, LLC (0613); and T2 EF Cogeneration LLC (4976). The mailing address for the Debtors’ corporate headquarters is 1717 Main Street, Suite 5200, Dallas, TX 75201.

WHEREAS, the Parties have engaged in settlement discussions and are negotiating a settlement in principle of the Adversary Proceeding.

WHEREAS, in order to permit time to finalize and document the settlement, the Parties have stipulated (the "Stipulation"), subject to Court approval, to extend the time for Defendants to answer, move or otherwise respond to the Complaint by fifteen (15) days, through and including September 24, 2019, and to adjourn the pretrial scheduling conference in the Adversary Proceeding to the next regularly scheduled omnibus hearing after that date.

THEREFORE, in consideration of the foregoing, and pursuant to Rule 7012-2 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware, the Parties stipulate and agree, subject to Court approval, that:

1. Defendants shall have through and including September 24, 2019 to answer, move or otherwise respond to the Complaint.
2. The pretrial scheduling conference in the Adversary Proceeding shall be adjourned until the next regularly scheduled omnibus hearing after September 24, 2019.

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3. Except as specifically set forth herein, all rights, claims and defenses of the Parties are fully preserved.

Dated: August 30, 2019

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Dated: August 30, 2019

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