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

In re:	)	Case No. 17-10064 (KG)
Chieftain Sand and Proppant, LLC, et al.,	)	Chapter 11
Debtors. <sup>1</sup>	)	(Joint Administration Requested)

## DEBTORS' NOTICE OF COMMENCEMENT OF BANKRUPTCY CASE AND HEARING ON VARIOUS MOTIONS AND APPLICATIONS FOR FIRST DAY RELIEF

PLEASE TAKE NOTICE that on January 9, 2017, the above-captioned debtors (the "<u>Debtors</u>") filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code (as amended, the "<u>Bankruptcy Code</u>") with the United States Bankruptcy Court for the District of Delaware (the "<u>Bankruptcy Court</u>"). The Debtors continue to operate their businesses and manage their properties as debtors and debtors-in-possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.

PLEASE TAKE FURTHER NOTICE that the Debtors have filed the following motions, applications and supporting pleadings in connection with requests for various "first day" relief (collectively, the "Motions"):

- 1. Debtors' Motion for Entry of an Order Directing Joint Administration of the Debtors' Chapter 11 Cases (01/09/17; Docket No. 5);
- 2. Debtors' Application for Entry of an Order Authorizing and Approving the Appointment of Donlin Recano as Claims and Noticing Agent Under 28 U.S.C. § 156, 11 U.S.C. § 105(a), and LBR 2002-1(f) (01/09/17; Docket No. 6);

The Debtors in these chapter 11 cases, and the last four digits of their respective federal tax identification numbers, are Chieftain Sand and Proppant, LLC (1729) and Chieftain Sand and Proppant Barron, LLC (0418). The Debtors' service address is: 331 27<sup>th</sup> Street, New Auburn, WI 54757.

- 3. Debtors' Motion for Entry of an Order Extending the Time to File Schedules of Assets and Liabilities, Current Income and Expenditures, Executory Contracts and Unexpired Leases, and Statements of Financial Affairs (01/09/17; Docket No. 7);
- 4. Debtors' Motion for Entry of Interim and Final Orders Authorizing the Debtors to Pay Certain Taxes (01/09/17; Docket No. 8, 14);
- 5. Debtors' Motion for Entry of Interim and Final Orders Authorizing Continued Use of the Debtors' Cash Management System (01/09/17; Docket No. 9);
- 6. Debtors' Motion for Entry of Interim and Final Orders Authorizing the Debtors to Pay Prepetition Wages, Compensation, Employee Benefits and other Associated Obligations (01/09/17; Docket No. 10);
- 7. Debtors' Motion for Entry of Interim and Final Orders Establishing Adequate Assurance Procedures with Respect to the Debtors' Utility Providers (01/09/17; Docket No. 11);
- 8. Debtors' Motion for Entry of an Order Authorizing the Debtors to Continue Insurance Policies and Pay Related Obligations (01/09/17; Docket No. 12);
- 9. Debtors' Motion for Entry of Interim and Final Orders Pursuant to Sections 361, 362, 363 and 364 of the Bankruptcy Code and Rule 4001 of the Federal Rules of Bankruptcy Procedure (A) Authorizing the Debtors to (I) Use Cash Collateral of the Prepetition Secured Parties, (II) Obtain Secured Superpriority Postpetition Financing and (III) Provide Adequate Protection to the Prepetition Secured Parties and (B) Scheduling Final Hearing (01/09/17; Docket No. 13).

PLEASE TAKE FURTHER NOTICE that a hearing (the "Hearing") on the foregoing Motions will be held before the Honorable Kevin Gross, United States Bankruptcy Judge, at the United States Bankruptcy Court for the District of Delaware, 824 Market Street, 6<sup>th</sup> Floor, Courtroom #3, Wilmington, Delaware 19801, on January 10, 2017 at 10:30 a.m. (ET).

PLEASE TAKE FURTHER NOTICE that copies of all First Day Pleadings will be mailed to you subsequent to the Hearing, and are currently available on the website of the Debtors' proposed claims and noticing agent, Donlin Recano & Company, Inc., dedicated to these chapter 11 cases, found at <a href="https://www.donlinrecano.com/chieftainsand">www.donlinrecano.com/chieftainsand</a> or on the Courts' website,

www.deb.uscourts.gov. If you would like to receive copies of any of the First Day Pleadings prior to the Hearing, please contact Ellen Rosen at 973-596-4562 or elrosen@gibbonslaw.com. All parties wishing to participate in the Hearing telephonically must make arrangements with CourtCall by telephone at (866) 582-6878 or on the internet at <a href="www.courtcall.com">www.courtcall.com</a>.

Dated: January 9, 2017 Wilmington, Delaware

## **GIBBONS P.C.**

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## PROPOSED ATTORNEYS FOR THE DEBTORS