

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

In re:)	Chapter 11
)	
Chieftain Sand and Proppant, LLC, <i>et al.</i> , ¹)	Case No. 17-10064 (KG)
)	
Debtors.)	(Jointly Administered)
)	
)	Ref. Docket No. _____

**ORDER GRANTING CALDWELL-BAKER COMPANY’S
MOTION FOR ALLOWANCE AND IMMEDIATE PAYMENT OF
ADMINISTRATIVE EXPENSE CLAIMS**

Caldwell-Baker Company (“Caldwell-Baker”), having moved the Court (the “Motion”), pursuant to sections 365(d)(5) and 503(b)(1) of the Bankruptcy Code² for allowance of Caldwell-Baker’s administrative expense claims, as described therein, and compelling the immediate payment thereof; the Court having reviewed the Motion and it appearing that the relief requested is in the best interests of the Debtors’ estates, their creditors, and other parties in interest; and it appearing that this Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and it appearing that this Motion is a core proceeding pursuant to 28 U.S.C. § 157; and adequate notice of the Motion and opportunity for objection having been given, with no objections or requests for hearing having been filed, or all objections having been overruled, as the case may be; and it appearing that no other notice need be given; and after due deliberation and sufficient cause therefore, it is hereby:

ORDERED that the Motion shall be, and hereby is, GRANTED; and it is further

ORDERED that Caldwell-Baker is hereby granted an administrative expense claim in the amount of \$366,315.62 on account of rent obligation, plus any costs associated with repair,

¹ 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 27th Street, New Auburn, WI 54757.

² Capitalized terms not defined herein shall have the meaning ascribed to such terms in the Motion.

maintenance and Return Requirement obligations pursuant to section 365(d)(5) of the Bankruptcy Code for the period from March 10, 2017 through May 31, 2017; and it is further

ORDERED that Caldwell-Baker is hereby granted an administrative expense claim in the amount of \$270,243.74 on account of rent obligation, plus any costs associated with repair, maintenance and Return Requirement obligations pursuant to section 503(b)(1) of the Bankruptcy Code of the Bankruptcy Code for the 60-Day Period; and it is further

ORDERED that Caldwell-Baker is hereby granted an administrative expense claim for reimbursement of its attorneys' fees pursuant to section 365(d)(5) of the Bankruptcy Code; and it is further

ORDERED that the Debtors are hereby authorized and directed to immediately pay such claims.

Dated: _____, 2017
Wilmington, Delaware

Kevin Gross
United States Bankruptcy Judge