



ENTERED
06/30/2021

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

IN RE:

COUNTRY FRESH HOLDING
COMPANY, INC., *et. al.*¹

Debtors.

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§
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Case No.: 21-30574

Jointly Administered

**ORDER GRANTING TRUSTEE'S *EXPEDITED* MOTION TO REJECT EXECUTORY
CONTRACTS AND UNEXPIRED LEASES**

[Related to Docket No. 740]

On this day came on to be considered the *Trustee's Expedited Motion To Reject Executory Contracts and Unexpired Leases* (the "**Motion**") by Janet Northrup, Chapter 7 Trustee of the bankruptcy estate of Country Fresh Holding Company, Inc., *et. al.* (the "**Trustee**"). The Court having considered the same is of the opinion that it should be in all things granted; it is therefore

ORDERED that the executory contracts and unexpired leases set forth in **Exhibit "1"** attached hereto are hereby rejected as of the date of entry of this Order to the extent not already rejected. It is further

ORDERED that any parties to an agreement listed on **Exhibit "1"** attached hereto are required to file any claim for rejection damages within thirty (30) days of the date this Order is signed. It is further

¹ The Debtors in these Chapter 7 cases and the last four digits of each Debtors' taxpayer identification number are as follows: Country Fresh Holding Company Inc. (7822); Country Fresh Midco Corp. (0702); Country Fresh Acquisition Corp. (5936); Country Fresh Holdings, LLC (7551); Country Fresh LLC (1258); Country Fresh Dallas, LLC (7237); Country Fresh Carolina, LLC (8026); Country Fresh Midwest, LLC (0065); Country Fresh Orlando, LLC (7876); Country Fresh Transportation LLC (8244) CF Products, LLC (8404) Country Fresh Manufacturing, LLC (7839); Champlain Valley Specialty of New York, Inc. (9030); Country Fresh Pennsylvania, LLC (7969); Sun Rich Fresh Foods (NV) Inc. (5526); Sun Rich Fresh Foods (USA) Inc. (0429); and Sun Rich Fresh Foods (PA) Inc. (4661). The Debtors' principal place of business is 3200 Research Forest Drive, Suite A5, The Woodlands, TX, 77381.

ORDERED that this Order does not enlarge the time for any previous Court-ordered deadlines. Is if further

ORDERED that to the extent applicable, Rules 6004(h) and 6006(d) of the Federal Rules of Bankruptcy Procedure are waived and this Order shall be effective and enforceable immediately upon entry. It is further

ORDERED that this Court retains exclusive jurisdiction with respect to all matters, claims, rights or disputes arising from or related to the implementation, interpretation, and enforcement of this Order and any other orders entered in these cases.

Signed: June 30, 2021

A handwritten signature in black ink, appearing to read 'M Isgur', is written over a horizontal line.

Marvin Isgur
United States Bankruptcy Judge

Exhibit "1"				
Rejected Agreements				
Counterparty	Debtor Entity	Contract Type	Description	Contract Date
Amerigas	Fresh Food Group (D/B/A Country Fresh Inc)	Utility Agreement	Amerigas Utility Agreement	2/18/2020
Cambrian Innovation Inc.	Champlain Valley Specialty Of New York, Inc.	Equipment Finance	Equipment Financing Agreement	11/30/2018
Comdata Inc.	Country Fresh LLC	Customer Agreement	Comdata Fuel Card Agreement	9/9/2020
Cortland Capital Market Services LLC	Country Fresh Acquisition Corp./Country Fresh Holdings LLC/Country Fresh LLC/CF Dallas LLC/CF Carolina LLC/CF Midwest LLC/CF Orlando LLC/CF Transportaion LLC/CF Pennsylvania LLC/CF Products LLC/CF Manufacturing LLC/Champlain Valley Specialty Of NY Inc/Sun Rich Fresh Foods (USA) Inc/Sun Rich Fresh Foods (NV) Inc/Sun Rich Fresh Foods (PA) Inc	Security Agreement	Super Senior – U.S. Guaranty And Security Agreement	6/1/2020
D6 Inc	Country Fresh LLC	Supply Agreement	Country Fresh Supply Agreement	10/20/2018
Effex Management Solutions LLC	Country Fresh Holdings LLC (D/B/A The Fresh Food Group)	Staffing Agreement	Effex Staffing Agreement Grand Prairie	8/26/2020
Effex Management Solutions LLC	Country Fresh Holdings, LLC	Staffing Agreement	Effex Staffing Agreement Houston	8/26/2020
Effex Management Solutions LLC	Country Fresh LLC	Staffing Agreement	Effex Staffing Agreement Orlando	11/7/2012
Effex Management Solutions LLC	Country Fresh South Carolina LLC	Staffing Agreement	Effex Staffing Agreement Gray Court	1/31/2014
Evanston Insurance Company	Country Fresh Holding Company, Inc	Insurance	Terrorism Policy	3/31/2020
First Specialty Insurance Corporation	Country Fresh Holdings LLC	Insurance	Property Policy	3/31/2020
Fresh Express Incorporated	Country Fresh Acquisition Corp	Trademark Agreement	Trademark Agreement	4/6/2020
Fusion Connect	Country Fresh LLC	Service Agreement	Service Order: 593886-2	2/2/2021
Great American E&S Insurance Company	Country Fresh LLC	Insurance	Environmental Policy	3/31/2020
Henessy Foods LLC	Country Fresh LLC	Supply Agreement	Hfc-14 Supply Agreement	8/1/2018

Exhibit "1"				
Rejected Agreements				
Counterparty	Debtor Entity	Contract Type	Description	Contract Date
Hiscox Inc	Country Fresh LLC	Insurance	Terrorism Policy	3/31/2020
Hudson Energy Services LLC	Sun Rich Fresh Foods (USA), Inc.	Utility Agreement	Hudson Energy Reading Agreement	8/1/2020
Ironshore Specialty Insurance Company	Country Fresh Holding Company, Inc.	Insurance	Excess (\$5M/\$5M) Liability Policy	4/29/2020
Jokey Plastics North America Inc	Country Fresh LLC	Supply Agreement	Jokey Supply Agreement	1/1/2018
Lexington Insurance Company	Country Fresh LLC	Insurance	Excess (\$5M/\$10M) Liability Policy	3/31/2020
Mark A. Garth	Country Fresh LLC	Settlement Agreement	Settlement Agreement	2/22/2020
Mcdowell, Amanda	Country Fresh Carolina, LLC (F/K/A Country Fresh Inc.)	Settlement Agreement	Settlement Agreement	3/12/2019
National Union Fire Insurance Co Of Pittsburgh PA	Country Fresh Holding Company Inc.	Insurance	Crime Policy	4/29/2020
Naylor Building Partnership Inc.	Country Fresh LLC	Service Agreement	Maintenance Agreement – Gray Court	5/18/2020
Neopost	Country Fresh Holdings, LLC	Equipment Lease	Rental Agreement	1/29/2019
Packers Sanitation Services, Inc., Ltd.	Country Fresh Holdings, LLC	Supply Agreement	Supply Agreement – Us Portion	8/1/2019
Packers Sanitation Services, Inc., Ltd.	Country Fresh Holding	Service Agreement	Sanitation Services Agreement	8/14/2019
Packers Sanitation Services, Inc., Ltd. (PSSI)	Country Fresh Holdings	Service Agreement	Sanitation Services Agreement (Houston, Tx Sow)	8/14/2019
Packers Sanitation Services, Inc., Ltd. (PSSI)	Country Fresh Holdings	Service Agreement	Sanitation Services Agreement (Gray Court, Sc Sow)	9/6/2019
Packers Sanitation Services, Inc., Ltd. (PSSI)	Country Fresh Holdings	Service Agreement	Sanitation Services Agreement (Hatfield, Pa Sow)	9/20/2019
Packers Sanitation Services, Inc., Ltd. (PSSI)	Country Fresh Holdings	Service Agreement	Sanitation Services Agreement (Toronto, On Sow)	9/7/2019
Panalosa-Gonzalez, Minerva	Country Fresh LLC	Settlement Agreement	Settlement Agreement	7/6/2018
Priority Staff Force Inc	Country Fresh LLC	Staffing Agreement	Priority Staff Force Staffing Agreement – Hatfield	5/13/2019
Real Time Staffing Services LLC (D/B/A Select Staffing or D/B/A ResourceMFG)	Sun Rich Fresh Foods (USA), Inc.	Settlement Agreement	Joint Stipulation of Settlement	10/30/2020

Exhibit "1"				
Rejected Agreements				
Counterparty	Debtor Entity	Contract Type	Description	Contract Date
Real Time Staffing Services LLC (D/B/A Select Staffing or D/B/A ResourceMFG)	Sun Rich Fresh Foods (USA), Inc.	Settlement Agreement	Confidential Agreement	3/16/2020
Retail Business Services LLC	Country Fresh Holdings LLC	Supply Agreement	Rbs Master Supply Agreement	9/1/2020
Revelation Waste Partners	Country Fresh Holdings LLC	Service Agreement	Solid Waste/Recycling Service Agreement	6/15/2017
Rex Personnel, LLC	Country Fresh Holdings LLC (D/B/A The Fresh Food Group)	Staffing Agreement	Country Fresh And Rex Personell – Confidentiality Agreement	7/24/2020
Us Foods	Country Fresh Inc	Vendor Agreement	Vendor Program Agreement With Amendments	5/1/2009
Verifract, LLC	Country Fresh LLC	Settlement Agreement	Settlement	6/15/2020
Waste Management	Unknown	Waste Hauling	Waste Hauling Agreement	
Westchester Surplus Lines Insurance Co	Country Fresh Holding Company, Inc.	Insurance	Epl Policy	4/29/2020
Willis Towers Watson Insurance	Country Fresh LLC	Insurance	Inland Marine Insurance	8/7/2020
XL Insurance America Inc.	Country Fresh LLC	Insurance	Equipment Breakdown Up And Running Policy	3/31/2020

United States Bankruptcy Court
Southern District of Texas

In re:
Country Fresh Holding Company Inc.
Official Committee of Unsecured Creditor
Debtors

Case No. 21-30574-mi
Chapter 7

CERTIFICATE OF NOTICE

District/off: 0541-4
Date Rcvd: Jun 30, 2021

User: TylerLaws
Form ID: pdf002

Page 1 of 3
Total Noticed: 59

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 02, 2021:

Recip ID	Recipient Name and Address
db	+ CF Products, LLC, 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Champlain Valley Specialty of New York, Inc., 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Acquisition Corp., 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Carolina, LLC, 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Dallas, LLC, 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Holding Company Inc., 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Holdings, LLC, 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh LLC, 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Manufacturing, LLC, 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Midco Corp., 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Midwest, LLC, 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Orlando, LLC, 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh Transportation LLC, 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Country Fresh of Pennsylvania, LLC, 3200 Research Forest Drive, Site A5, Woodlands, TX 77381-4084
db	+ Sun Rich Fresh Foods (NV) Inc., 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Sun Rich Fresh Foods (PA) Inc., 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
db	+ Sun Rich Fresh Foods (USA) Inc., 3200 Research Forest Drive, Suite A5, Woodlands, TX 77381-4084
aty	+ Catherine Schlomann Robertson, Pahl & McCay, 225 W Santa Clara St, Ste1500, San Jose, CA 95113-1723
aty	+ Jeremy Ryan, 1313 N. Market Street, 6th Floor, Wilmington, DE 19801-6102
aty	+ Nicholas S. Gatto, Harter Secrest & Emery LLP, 50 Fountain Plaza, Suite 1000, Buffalo, NY 14202-2214
cr	+ AMH Produce Company, P.O. Box 21199, Houston, TX 77226-1199
cr	+ Agpro Farms, Agpro Trucking LLC and Agpro Farms II, c/o Harris Beach PLLC, 333 West Washington St., Suite 200, Syracuse, NY 13202, US 13202-9204
cr	+ Amazon Produce Network, LLC, 2321 Industrial Way, Suite A, Vineland, NJ 08360-1551
cr	+ Basciani Foods, Inc., 8876 Gap Newport Pike, Avondale, PA 19311-9749
cr	+ Bay Valley Foods, LLC, c/o Elizabeth A. Green, 200 South Orange Avenue, Suite 2300, Orlando, FL 32801-3455
cr	+ CarbAmericas Inc., 830 W. Cypress Creek Road, Suite 110, Fort Lauderdale, FL 33309
cr	+ Central American Produce, Inc., Pompano Beach, FL 33064
cr	+ Dallas County, Linebarger Goggan Blair & Sampson, LLP, c/o Elizabeth Weller, 2777 N. Stemmons Freeway, Suite 1000 Dallas, TX 75207-2328
cr	+ DeMarree Fruit Farm, Inc., c/o Bond, Schoeneck & King, PLLC, Attn: Camille W. Hill, Esq., One Lincoln Center, Syracuse, NY 13202-1306
cr	+ Diamond Onions, Inc., c/o Howard Marc Spector, Spector & Cox, PLLC, 12770 Coit Road, Suite 1100 Dallas, TX 75251-1329
cr	+ Effex Management Solutions, LLC, c/o Ross Spence, Spence, Desenberg & Lee, PLLC, 1770 St. James Place, Suite 625 Houston, TX 77056-3500
op	+ Epiq Corporate Restructuring, LLC, 777 Third Avenue,, New York, NY 10017-1401
cr	+ FreshPoint, Inc, 8801 Exchange Drive, Orlando, FL 32809-7675
cr	+ Freshhouse II, LLC, 215 Rogers Way, Suite K, Westhampton Beach, NY 11978-1461
cr	+ Integrity Express Logistics, LLC, c/o Tiffany Strelow Cobb, Vorys, Sater, Seymour and Pease LLP, 52 East Gay Street, Columbus, OH 43215-3161
cr	+ KC Bailey Orchards, LLC, c/o Bond, Schoeneck & King, PLLC, Attn: Camille W. Hill, Esq., One Lincoln Center, Syracuse, NY 13202-1306
cr	+ Mason Farms Operating Co., LLC, c/o Bond, Schoeneck & King, PLLC, Attn: Camille W. Hill, Esq., One Lincoln Center, Syracuse, NY 13202-1306
cr	+ Melon 1 Sales Corp., Brooklyn, NY
cr	+ Nickey Gregory Company, LLC, 16 Forest Parkway, Bldg. M, Forest Park, GA 30297-2001
cr	+ O'Rourke Dist. Co., LLC, d/b/a ORourke Petroleum, c/o Thompson, O'Brien, Kemp & Nasuti, PC, 2 Sun Court, Suite 400, Peachtree Corners, GA 30092-2865

District/off: 0541-4

User: TylerLaws

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Date Rcvd: Jun 30, 2021

Form ID: pdf002

Total Noticed: 59

cr + Panorama Produce Sales, Inc., 933 Mamaroneck Avenue, Mamaroneck, NY 10543-1657

cr + Pete Pappas & Sons, Inc., P.O. Box 1189, Jessup, MD 20794-1189

cr + Robert Reiser & Co., Inc, 725 Dedham Street, Canton, MA 02021-1450

cr + SRFF08 READING PA L.P., c/o Paige Tinkham - Blank Rome LLP, 444 W. Lake Street, #1650, Chicago, IL 60606, UNITED STATES OF AMERICA 60606-0070

cr + Sargento Foods Inc., c/o Susan C. Mathews, Baker Donelson, 1301 McKinney Street, Ste 3700, Houston, TX 77010-3034

cr + Silchuk Logistics, 47184 Wild Clover Circle, Sioux Falls, SD 57107-6457

cr + Simpelaar Fruit Farm, c/o Bond, Schoeneck & King, PLLC, Attn: Camille W. Hill, Esq., One Lincoln Center, Syracuse, NY 13202-1306

cr + Stella Farms, 7373 E. Doubletree Ranch Road, Suite B-180, Scottsdale, AZ 85258-2035

cr + TMC Produce Solutions, Corp., 201 Enterprise Ave., Suite 600-B, League City, Tx 77573-3086

cr + Tarrant County, Linebarger, Goggan, Blair & Sampson, LLP, c/o Elizabeth Weller, 2777 N. Stemmons Frwy Ste 1000, Dallas, TX 75207 UNITED STATES 75207-2328

cr + Terra Fresh Foods LLC, PO Box 901575, Homestead, FL 33090-1575

cr Texas Comptroller of Public Accounts, Revenue Acco, Courtney J. Hull, PO Box 12548, Austin, TX 78711-2548

cr + Tree Crisp Orchards, LLC, c/o Bond, Schoeneck & King, PLLC, Attn: Camille W. Hill, Esq., One Lincoln Center, Syracuse, NY 13202-1306

cr + Van Fleet Orchards, LLC, c/o Bond, Schoeneck & King, PLLC, Attn: Camille W. Hill, Esq., One Lincoln Center, Syracuse, NY 13202-1306

cr + Visa Fruit LLC, 15115 Park Row, Suite 350-103, Houston, tx 77084-4947

cr + XTRA Lease LLC, c/o Kyle L. Hirsch, Bryan Cave Leighton Paisner, LLC, Two North Central Avenue, Suite 2100, Phoenix, AZ 85004-4533

TOTAL: 56

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/Text: bnkatty@aldineisd.org	Jun 30 2021 20:01:00	ALDINE INDEPENDENT SCHOOL DISTRICT, 2520 W.W. Thorne Drive, Legal Department, Houston, Tx 77073-3406
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 30 2021 20:01:00	Harris County, et al., Linebarger Goggan Blair & Sampson LLP, c/o John P. Dillman, P.O. Box 3064, Houston, TX 77253-3064
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 30 2021 20:01:00	Montgomery County, Linebarger Goggan Blair & Sampson LLP, C/O John P. Dillman, P.O. Box 3064, Houston, TX 77253-3064

TOTAL: 3

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
aty		Foley & Lardner LLP
cr		A Plus Growers LLC
cr		AFCO Credit Corporation
cr		Ad Hoc Group of Lenders
cr		AmericanStar Transport
cr		Arlington ISD
cr		Arlington Independent School District, et al
cr		BREIT Industrial HS Property Owner, LLC
cr		Bella Produce, LLC
cr		Blazer Wilkinson LP
cr		Brothers Produce, Inc.
cr		Bud's Salads, Inc.
cr		C. Lane Company, LLC
cr		C.H. Robinson Worldwide, Inc. d/b/a Robinson Fresh
cr		Cambrian Innovation, Inc.
cr		Cenveo Worldwide Limited
cr		Citrus Plus, Inc.
cr		Classic Harvest, LLC
cr		ColFin 2015-2 Industrial Owner, LLC

District/off: 0541-4
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Total Noticed: 59

cr	Commonwealth of Pennsylvania, Department of Revenue
cr	Continental Fresh LLC
intp	Cortland Capital Market Services LLC
cr	Custom Produce Sales
cr	David Oppenheimer and Company 1, LLC
cr	DeMarree Fruit Farm Inc
cr	Duda Farm Fresh Foods, Inc.
cr	Eagle Produce, LLC dba Martori Farms
cr	First Step Staffing, Inc.
cr	Flexible Funding Ltd., Liability Co.
cr	Fyffes North America Inc
cr	Grimmway Enterprises, Inc. d/b/a Grimmway Farms
cr	Hanshaw Sales
cr	Harvill's Produce Co., Inc.
cr	Houston South Mill, LLC
cr	IPFS Corporation
cr	JA Pacific Sales Company, Inc. dba Pacific Sales C
cr	K.M. Davies Co., Inc.
cr	KC Bailey Orchards LLC
cr	Kani
cr	Kapi Kapi Growers Inc.
cr	Loomis Distributing, Inc.
cr	Mason Farms Operating Co LLC
cr	Midwest Best Produce
cr	Monterey Mushrooms, Inc.
crcm	Official Committee of Unsecured Creditors
cr	Packer Sanitation Services, Inc., Ltd.
cr	Pura Vida Farms, LLC
cr	River Fresh Farms LLC
cr	S&S Marketing and Sales, Inc.
cr	Sol Group Marketing Company
cr	South Mill Mushroom, LLC
intp	Stellex/CF Buyer (US), LLC
cr	Tree Crisp Orchards LLC
cr	US Foods, Inc.
cr	Van Fleet Orchards, LLC
cr	Waste Management, Inc.
cr	Western Oilfields Supply Co, Inc. d/b/a Rain for R
cr	Winpak Films, Inc.
cr	Woodlands Metro Center M.U.D.

TOTAL: 59 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 02, 2021

Signature: /s/Joseph Speetjens