

ENTERED

July 29, 2021

Nathan Ochsner, Clerk

**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 SECOND *EXPEDITED* MOTION TO REJECT
EXECUTORY CONTRACTS AND UNEXPIRED LEASES
[Related to Docket No. 812]**

On this day came on to be considered the *Trustee’s Second 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 Motion is of the opinion that all due and proper service and notice of the Motion has been provided and that it should be granted in all respects; 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 entered. 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: July 29, 2021



Marvin Isgur
United States Bankruptcy Judge

EXHIBIT 1**Rejected Agreements**

COUNTERPARTY	DEBTOR ENTITY	CONTRACT TYPE	DESCRIPTION	CONTRACT DATE
ARAMARK UNIFORM & CAREER APPAREL LLC	FRESH FOOD GROUP (D/B/A COUNTRY FRESH INC); SUN RICH	SUPPLY AGREEMENT	ARAMARK AGREEMENT 5/11/2020	5/11/2020
CAROLINA MATERIAL HANDLING SERVICES, INC. (CMH)	COUNTRY FRESH	SERVICE AGREEMENT	PLANNED MAINTENANCE AGREEMENT (GRAY COURT)	1/26/2018
CENVEO WORLDWIDE LIMITED	COUNTRY FRESH LLC	SUPPLY AGREEMENT	CENVEO SUPPLY AGREEMENT - COUNTRY FRESH	6/1/2019
CITISTAFF SOLUTIONS INC	SUN RICH FRESH FOODS (USA), INC.	STAFFING AGREEMENT	CITISTAFF SOLUTIONS STAFFING AGREEMENT	10/14/2020
COMCAST BUSINESS SERVICES	COUNTRY FRESH LLC	SERVICE AGREEMENT	COMCAST ID # 18672873	3/5/2018
DE LAGE LANDEN FINANCIAL SERVICES INC	HERR HOLDINGS - CFP LTD (D/B/A COUNTRY FRESH PRODUCE)	EQUIPMENT LEASE	FORKLIFT LEASE	2/14/2018
DE LAGE LANDEN FINANCIAL SERVICES INC	HERR HOLDINGS - CFP LTD (D/B/A COUNTRY FRESH PRODUCE)	EQUIPMENT LEASE	FORKLIFT LEASE	3/29/2018
FIRST STEP STAFFING	COUNTRY FRESH PENNSYLVANIA, LLC	STAFFING AGREEMENT	ON TIME (FIRST STEP) STAFFING SERVICES AGREEMENT HATFIELD	7/13/2015
HUDSON ENERGY SERVICES LLC	COUNTRY FRESH LLC	UTILITY AGREEMENT	HUDSON ENERGY HATFIELD AGREEMENT	2/18/2020
ITRADENETWORK, INC.	COUNTRY FRESH INC. / SUN RICH FRESH FOODS INC.	SERVICE AGREEMENT	NETWORK SOLUTIONS AND SERVICE AGREEMENT	2/14/2014

COUNTERPARTY	DEBTOR ENTITY	CONTRACT TYPE	DESCRIPTION	CONTRACT DATE
			TOGETHER WITH ADDENDUMS	
J.J. KELLER & ASSOCIATES	COUNTRY FRESH INC	SERVICE AGREEMENT	MANAGED SERVICES AGREEMENT FOR DRIVER DATA SENSE PLUS SE	2/27/2018
KONICA MINOLTA	COUNTRY FRESH LLC	EQUIPMENT LEASE	MASTER PREMIER ADVANTAGE AGREEMENT	10/19/2019
KONICA MINOLTA (WELLS FARGO VENDOR FINANCING)]	COUNTRY FRESH LLC	EQUIPMENT LEASE	COPIER LEASE AGREEMENT: CUST # 3691167356	VARIOUS
KONICA MINOLTA PREMIER FINANCE	COUNTRY FRESH LLC	EQUIPMENT LEASE	COPIER LEASE (MODELS 364E-A61F011022687 & 346E-A61F011022200)	VARIOUS
METAFILE INFORMATION SYSTEMS, INC.	COUNTRY FRESH LLC	SERVICE AGREEMENT	METAVIEWER SOFTWARE SOLUTIONS CONTRACT	7/28/2020
MHC TRUCK LEASING INC	COUNTRY FRESH TRANSPORTATION LLC	EQUIPMENT LEASE	MHC TRUCK (PACLEASE) AGREEMENT	11/30/2018
STREAMLINE OFFICE SOLUTIONS	COUNTRY FRESH ORLANDO LLC	EQUIPMENT LEASE	COPIER RENTAL AGREEMENT	5/10/2018
STREAMLINE OFFICE SOLUTIONS	COUNTRY FRESH INC.	EQUIPMENT LEASE	LEASE FOR RICOH MP5055 AND RICOH SP5210	5/10/2018
SUNBELT MATERIAL HANDLING	COUNTRY FRESH PRODUCE	EQUIPMENT LEASE	GRAND PRAIRIE FORKLIFT LEASE	
TIAA BANK	COUNTRY FRESH, INC.	EQUIPMENT LEASE	TIAA COMMERCIAL FINANCE CONTRACT # 20348750	2/11/2021
TOYOTA INDUSTRIES	COUNTRY FRESH LLC	EQUIPMENT LEASE	4 TOYOTA FORKLIFTS	VARIOUS

COUNTERPARTY	DEBTOR ENTITY	CONTRACT TYPE	DESCRIPTION	CONTRACT DATE
COMMERCIAL FINANCE			ACCT. #'S: 10391965, 10436386, 10442448, 10450355	
TRANSPORTATION MANAGEMENT SOLUTIONS, INC.	COUNTRY FRESH LLC	SERVICE AGREEMENT	SOFTWARE SUBSCRIPTION AGREEMENT	8/1/2019
TXU ENERGY RETAIL COMPANY LLC	COUNTRY FRESH LLC	UTILITY AGREEMENT	TXU ENERGY AGREEMENT	6/24/2020
WELLS FARGO BANK NA	COUNTRY FRESH LLC	EQUIPMENT LEASE	WELLS FARGO EQUIPMENT FINANCE - FORKLIFT LEASE SOUTH CAROLINA	7/30/2018
WELLS FARGO EQUIPMENT FINANCE, MANUFACTURER SERVICES GROUP	COUNTRY FRESH LLC	EQUIPMENT LEASE	LEASE AGREEMENT # 301-0358591	5/28/2018

COUNTERPARTY	DEBTOR ENTITY	CONTRACT TYPE	DESCRIPTION	CONTRACT DATE
VISTA WOODLANDS PARTNERS LTD	COUNTRY FRESH LLC	LEASE	COUNTRY FRESH - WOODLANDS OFFICE LEASE TOGETHER WITH ALL AMENDMENTS	12/22/2017

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: Jul 29, 2021

User: ADIuser
Form ID: pdf002

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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.
#	Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 31, 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 Schломann Robertson, Pahl & McCay, 225 W Santa Clara St, Ste1500, San Jose, CA 95113-1723
aty	+ Hughes Watters Askanase, L.L.P., c/o Wayne Kitchens, Total Plaza, 1201 Louisiana, 28th Floor, Houston, TX 77002-5607
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

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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
cr + Orange County Utilities, c/o Adolphus Thompson, 201 S Rosalind Ave, 3rd Fl, Orlando, FL 32801-3527
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: 58

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	Jul 29 2021 20:01:00	ALDINE INDEPENDENT SCHOOL DISTRICT, 2520 W.W. Thorne Drive, Legal Department, Houston, Tx 77073-3406
cr	Email/Text: USCBNotices@cdtfa.ca.gov	Jul 29 2021 20:01:00	California Dept of Tax & Fee Administration, 450 N Street, PO Box 942879, Sacramento, CA 94279-0055
cr	Email/Text: houston_bankruptcy@LGBS.com	Jul 29 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	Jul 29 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: 4

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
op		Ankura Consulting Group, LLC
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.

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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
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.
crmc 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: 60 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.

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Signature: /s/Joseph Speetjens