

ENTERED

December 02, 2021

Nathan Ochsner, Clerk

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

In re:

CHESAPEAKE ENERGY CORPORATION, *et al.*,¹

Reorganized Debtors.

§

§ Chapter 11

§

§ Case No. 20-33233 (DRJ)

§

§ (Jointly Administered)

§

§ **Re: Docket No. 3933** and 4058**STIPULATION AND AGREED ORDER BETWEEN THE REORGANIZED DEBTORS
AND ROXANE WEST RESOLVING THE REORGANIZED DEBTORS'
OBJECTION TO PROOF OF CLAIM NO. 2253 FILED BY ROXANE WEST**

The above-captioned reorganized debtors (before the Effective Date of the Plan, the “Debtors,” and after the Effective Date of the Plan, the “Reorganized Debtors”) and Roxane West (the “Claimant” and together with Reorganized Debtors, the “Parties”) enter this stipulation and agreed order (this “Stipulation and Agreed Order”) resolving the *Reorganized Debtors’ Objection to Proof of Claim No. 2253 Filed by Roxane West* [Docket No. 3933] (the “Objection”) and stipulate as follows:

WHEREAS, on June 28, 2020 (the “Petition Date”), the Debtors filed voluntary petitions in the United States Bankruptcy Court for the Southern District of Texas (the “Court”) seeking relief under chapter 11 of the United States Bankruptcy Code;

WHEREAS, on October 23, 2020, the Claimant filed her claim against Chesapeake Exploration, LLC [Claim No. 2253] (the “West Claim”);

¹ A complete list of each of the Reorganized Debtors in these chapter 11 cases may be obtained on the website of the Reorganized Debtors’ claims and noticing agent at <https://dm.epiq11.com/chesapeake>. The location of Reorganized Debtor Chesapeake Energy Corporation’s principal place of business and the Reorganized Debtors’ service address in these chapter 11 cases is 6100 North Western Avenue, Oklahoma City, Oklahoma 73118.

WHEREAS, on July 30, 2021, the Reorganized Debtors filed the Objection to the West Claim; and

WHEREAS, the Claimant denies the allegations in the Objection.

NOW THEREFORE, in consideration of the mutual promises set forth herein and for other good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. The West Claim shall be ALLOWED as a Class 7 General Unsecured Claim in the amount of \$150,000.00 against Debtor Chesapeake Exploration, LLC.

2. This Stipulation and Agreed Order shall solely inure to the benefit of the Reorganized Debtors and their estates.

3. The Allowed West Claim shall be paid in accordance with the terms of the Plan as and when distributions to Class 7 General Unsecured Claims, if any, are made.

4. The Reorganized Debtors' claims, noticing, and solicitation agent, Epiq Corporate Restructuring, LLC, is authorized and directed to update the claims register maintained in these chapter 11 cases to reflect the relief granted in this Stipulation and Agreed Order.

5. This Stipulation and Agreed Order shall not be modified, altered, amended, or vacated without the prior written consent of the Parties.

6. The undersigned persons represent and warrant that they have the full authority to execute this Stipulation and Agreed Order and that the respective Parties have full knowledge of and have consented to this Stipulation and Agreed Order.

7. Nothing in this Stipulation and Agreed Order or any actions taken pursuant hereto is intended or shall be construed as: (a) an admission to the allowed amount of, basis for, or validity of any claim, other than the West Claim, against the Debtors or the Reorganized Debtors under the

Bankruptcy Code or applicable non-bankruptcy law; (b) a waiver of the right of the Reorganized Debtors to dispute any claim, other than the West Claim; (c) a promise or requirement to pay any claim, other than the West Claim, in accordance with the terms of the Plan; and (d) a waiver or limitation, except as otherwise stated herein, of the rights and defenses of the Reorganized Debtors under the Bankruptcy Code and any other applicable law.

8. Nothing in this Stipulation and Agreed Order or any actions taken pursuant hereto is intended or shall be construed as an admission by the Claimant as to the validity or amount of its claim or the validity of the underlying state law or causes of actions that give rise to its claim.

9. This Stipulation and Agreed Order shall be immediately binding on the Parties and upon all of their affiliates, assigns, and successors upon its execution.

10. This Stipulation and Agreed Order may be executed and delivered in any number of original, electronic, or facsimile counterparts, each of which shall be deemed an original, but which together shall constitute one and the same instrument.

11. The Court shall retain exclusive jurisdiction to resolve any dispute arising from or related to the interpretation or enforcement of this Stipulation and Agreed Order.

Signed: December 01, 2021.


DAVID R. JONES
UNITED STATES BANKRUPTCY JUDGE

Houston, Texas
October 6, 2021

/s/ J. Machir Stull

JACKSON WALKER LLP

Matthew D. Cavanaugh (TX Bar No. 24062656)
Kristhy M. Peguero (TX Bar No. 24102776)
J Machir Stull (TX Bar No. 24070697)
Veronica A. Polnick (TX Bar No. 24079148)
Victoria Argeroplos (TX Bar No. 24105799)
1401 McKinney Street, Suite 1900
Houston, Texas 77010
Telephone: (713) 752-4200
Facsimile: (713) 752-4221
Email: mcavanaugh@jw.com
kpeguero@jw.com
mstull@jw.com
vpolnick@jw.com
vargeroplos@jw.com

Co-Counsel to the Reorganized Debtors

/s/ Jarrod Martin

CHAMBERLAIN HRDLICKA

Jarrod Martin (TX Bar No. 24070221)
1200 Smith Street, Suite 1400
Houston, TX 77002
Telephone: (713) 356-1280
Facsimile: (713) 658-2553
Email: jarrod.martin@chamberlainlaw.com

Counsel for Roxane West

KIRKLAND & ELLIS LLP

KIRKLAND & ELLIS INTERNATIONAL LLP

Patrick J. Nash, Jr., P.C. (admitted *pro hac vice*)
Alexandra Schwarzman (admitted *pro hac vice*)
300 North LaSalle Street
Chicago, Illinois 60654
Telephone: (312) 862-2000
Facsimile: (312) 862-2200
Email: patrick.nash@kirkland.com
Email: alexandra.schwarzman@kirkland.com

Co-Counsel to the Reorganized Debtors