

**ENTERED**

June 17, 2025

Nathan Ochsner, Clerk

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

In re:	)	
	)	Chapter 11
ASCEND PERFORMANCE MATERIALS	)	
HOLDINGS INC., <i>et al.</i> , <sup>1</sup>	)	Case No. 25-90127 (CML)
	)	
Debtors.	)	(Jointly Administered)

**ORDER APPROVING THE DEBTORS’  
APPLICATION FOR ENTRY OF AN ORDER  
AUTHORIZING THE RETENTION AND EMPLOYMENT OF  
BRACEWELL LLP AS CO-COUNSEL AND CONFLICTS COUNSEL FOR THE  
DEBTORS AND DEBTORS IN POSSESSION EFFECTIVE AS OF APRIL 21, 2025**

Upon the application (the “Application”)<sup>2</sup> of the above-captioned debtors (the “Debtors”) for entry of an order (this “Order”) authorizing the retention and employment of Bracewell LLP (“Bracewell”) as co-counsel and conflicts counsel for the Debtors as of the Petition Date, all as more fully set forth in the Application; and upon the First Day Declaration; and the Court having reviewed the Application and the Cohen Declaration and this Court being satisfied, based on the representations made in the Application and the Cohen Declaration that Bracewell is “disinterested” as such term is defined in section 101(14) of the Bankruptcy Code, as modified by section 1107(b) of the Bankruptcy Code, and as required under section 327(a) of the Bankruptcy Code; and that Bracewell represents no interest adverse to the Debtors’ estates with respect to the matters upon which it is to be engaged; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334 and the *Order of Reference to Bankruptcy Judges* from the United States

<sup>1</sup> A complete list of each of the Debtors in these chapter 11 cases may be obtained on the website of the Debtors’ claims and noticing agent at <https://dm.epiq11.com/Ascend>. The location of Debtor Ascend Performance Materials Holdings Inc.’s principal place of business is 1010 Travis St., Suite 900, Houston, Texas 77002.

<sup>2</sup> Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Application.

District Court for the Southern District of Texas, entered May 24, 2012; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b); and this Court having found that it may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Application in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the relief requested in the Application is in the best interests of the Debtors' estates, their creditors, and other parties in interest; and this Court having found that the Debtors' notice of the Application and opportunity for a hearing on the Application were appropriate and no other notice need be provided; and this Court having reviewed the Application and having heard the statements in support of the relief requested therein at a hearing before this Court (the "Hearing"), if any; and this Court having determined that the legal and factual bases set forth in the Application and at the Hearing, if any, establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is

**HEREBY ORDERED THAT:**

1. The Debtors are authorized to retain and employ Bracewell as co-counsel and conflicts counsel effective as of the Petition Date upon the terms and conditions set forth in the Application, the Cohen Declaration, and the Engagement Letter, as modified by this Order.
2. Bracewell is authorized to render professional services to the Debtors as described in the Application, the Cohen Declaration, and the Engagement Letter, as modified by this Order.
3. Bracewell shall apply for compensation for professional services rendered and reimbursement of expenses incurred in connection with the Debtors' Chapter 11 Cases in compliance with Bankruptcy Code sections 330 and 331 and applicable provisions of the

Bankruptcy Rules, Bankruptcy Local Rules and any other applicable procedures and orders of the Court. For billing purposes, Bracewell shall keep its time in one-tenth (1/10) hour increments.

4. At the conclusion of Bracewell's engagement by the Debtors, if the amount of Bracewell's Retainer is in excess of the amount of Bracewell's outstanding and estimated fees, expenses and costs, Bracewell will pay to the Debtors the amount by which Bracewell's Retainer exceeds such fees, expenses, and costs. Bracewell is authorized to apply its Retainer against any outstanding prepetition fees, costs or expenses.

5. Bracewell shall use reasonable efforts to avoid any duplication of services provided by any of the Debtors' other chapter 11 professionals in these Chapter 11 Cases.

6. Bracewell will review its files periodically during the pendency of these Chapter 11 Cases to ensure that no conflicts or other disqualifying circumstances exist or arise. If any new relevant facts or relationships are discovered or arise, Bracewell will use reasonable efforts to identify such further developments and will promptly file a supplemental declaration, as required by Bankruptcy Rule 2014(a).

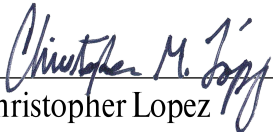
7. To the extent further increases in rates set forth in the Application occur after entry of this Order, Bracewell shall file a notice with the Court and give the Debtors, the U.S. Trustee and counsel to the Committee (if any) notice of any increases in the rates set forth in the Application. The notice shall explain the basis for the requested rate increases in accordance with Bankruptcy Code section 330(a)(3)(F) and state whether the Debtors have consented to the rate increase. The U.S. Trustee retains all rights to object to any hourly rate increases on all grounds, including the reasonableness standard set forth in Bankruptcy Code section 330, and the Court may review any rate increase pursuant to Bankruptcy Code section 330.

8. To the extent the Application, the Engagement Letter, or the Cohen Declaration is inconsistent with this Order, the terms of this Order shall govern.

9. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

10. The Court retains jurisdiction with respect to all matters arising from or related to the enforcement or interpretation of this Order.

Signed: June 17, 2025

  
\_\_\_\_\_  
Christopher Lopez  
United States Bankruptcy Judge

United States Bankruptcy Court  
Southern District of Texas

In re:  
Ascend Performance Materials Holdings In  
Official Committee of Unsecured Creditor  
Debtors

Case No. 25-90127-cml  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0541-4  
Date Rcvd: Jun 17, 2025

User: ADIuser  
Form ID: pdf002

Page 1 of 4  
Total Noticed: 51

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 sent via mandatory electronic bankruptcy noticing pursuant to Fed. R. Bank. P. 9036.

**Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 19, 2025:**

Recip ID	Recipient Name and Address
db	+ Ascend Performance Materials Holdings Inc., 1010 Travis Street, Suite 900, Houston, TX 77002-5928
aty	+ Christine A Neuharth, Union Pacific Railroad Company, 1400 Douglas St, STOP 1580, Omaha, NE 68179-0002
aty	+ Jennifer Louise Davis, Kirkland & Ellis LLP, 601 Lexington Avenue, New York, NY 10022-4643
intp	+ Ad Hoc Group of Term Lenders, 700 Louisiana Street, Ste. 4545, Houston, TX 77002-2790, UNITED STATES 77002-2869
cr	+ Ameriglobe, 153 S. Long St., Lafayette, LA 70506-3019
cr	Corrpro Companies, Inc., c/o Dore Rothberg Law, Attn: Lisa Rothberg, 16225 Park Ten Place Dr., Suite 700, Houston, TX 77084 UNITED STATES
cr	+ DXP Enterprises, Inc., Hicks Law Group PLLC, 325 North St Paul Street, 325 N. St. Paul St. Suite 4400, Dallas, TX 75201 UNITED STATES 75201-3880
cr	+ Diamondback Works, L.P., c/o Rosenthal Law Firm, P.L.L.C, 675 Bering Dr., Suite 150, Houston, TX 77057 UNITED STATES 77057-2188
cr	+ H+M Industrial EPC, 5820 Center Street, Pasadena, TX 77505-1847
cr	Hargrove and Associates, Inc., 20 N. Royal Street, Mobile, AL 36602
intp	+ Indorama Ventures Oxides LLC, c/o Timothy A. Million, Husch Blackwell LLP, 600 Travis Street, Suite 2350, Houston, TX 77002-2629
cr	+ James Lynch, c/o Doyle Dennis Avery LLP, 3401 Allen Parkway, Suite 100, Houston, TX 77019 UNITED STATES 77019-1857
cr	+ LPUSA, LLC, Attn.: David S. Catuogno, One Newark Center, 10th Floor, Newark, NJ 07102 UNITED STATES 07102-5237
cr	+ LeBeouf Bros. Towing, LLC, P. O. Box 9036, Houma, LA 70361-9036
cr	+ Lease Plan U.S.A. LT, c/o K&L Gates LLP, Attn.: David S. Catuogno, One Newark Center, 10th Floor Newark, NJ 07102-5237
cr	+ Maintenance Assistance Programs, LLC, c/o K&L Gates LLP, Attn.: David S. Catuogno, One Newark Center, 10th Floor Newark, NJ 07102-5237
cr	+ Mastec Industrial Corporation, c/o Quinn Emanuel Urquhart & Sullivan, Attn: Victor Noskov, 295 5th Avenue, New York, NY 10016-7103
cr	PUFFER SWEIVEN C/O MARY ELIZABETH HEARD, GRABLE MARTIN PLLC, 7700 BROADWAY STE 104 PMB 308, SAN ANTONIO, TX 78209-3260
cr	+ Robbie D. Wood, Inc., 1051 Old Warrior River Rd., Bessemer, AL 35023-1869
cr	Stallion Infrastructure Services Ltd., c/o Dore Rothberg Law P.C., Attn: Lisa Rothberg, 16225 Park Ten Place Dr., Suite 700, Houston, TX 77084 UNITED STATES
cr	+ TNT Crane & Rigging, Inc., 925 South Loop West, Houston, TX 77054-4606
cr	+ Turner Industries Group, L.L.C., 8687 United Plaza Blvd, Baton Rouge, LA 70809-7009
cr	+ Universal Fabricators LLC, 300 Hwy 95 A South, Cantonment, FL 32533, US 32533-8623
cr	+ Verdant Commercial Capital, LLC, Kessler Collins, PC, 500 N. Akard Street, Suite 3700, Dallas, TX 75201 UNITED STATES 75201-3302
cr	+ WSP USA Energy Storage Services Inc., Baker Donelson, Attn: Kathleen Furr, 3414 Peachtree Road, N.E., Suite 1500, Monarch Plaza Atlanta, GA 30326-1153
cr	+ WSP USA Inc., Baker Donelson, Attn: Kathleen G. Furr, 3414 Peachtree Road, Suite 1500 Atlanta, GA 30326-1114

TOTAL: 26

**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 17 2025 20:10:00	BANKRUPTCY ATTY. ALDINE INDEPENDENT SCHOOL DISTRICT, 2520 W.W. THORNE BLVD., LEGAL DEPARTMENT, HOUSTON, TX 77073, UNITED STATES 77073-3406
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	City of Houston, Linebarger Goggan Blair &

District/off: 0541-4

User: ADIuser

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			Sampson LLP, c/o Tara L. Grundemeier, PO Box 3064, Houston, TX 77253-3064
op	^ MEBN	Jun 17 2025 20:08:01	Epiq Corporate Restructuring, LLC, 777 3rd Ave, New York, NY 10017-1401
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	Fort Bend County, Linebarger Goggan Blair & Sampson LLP, C/O Tara L. Grundemeier, P.O. Box 3064, Houston, TX 77253-3064
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	Galveston County, Linebarger Goggan Blair & Sampson LLP, c/o Tara L. Grundemeier, P.O. Box 3064, Houston, TX 77253-3064
cr	Email/Text: susan.fuertes@harriscountytexas.gov	Jun 17 2025 20:08:00	HARRIS COUNTY ATTN PROPERTY TAX DIVISION, HARRIS COUNTY ATTORNEY'S OFFICE, PO BOX 2848, HOUSTON, TX 77252-2848
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	Harris County ESD #01, Linebarger Goggan Blair & Sampson LLP, c/o Tara L. Grundemeier, PO Box 3064, Houston, TX 77253-3064
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	Harris County ESD #24, Linebarger Goggan Blair & Sampson LLP, c/o Tara L. Grundemeier, PO Box 3064, Houston, TX 77253-3064
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	Harris County ESD #50, Linebarger Goggan Blair & Sampson LLP, c/o Tara L. Grundemeier, PO Box 3064, Houston, TX 77253-3064
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	Houston Community College System, Linebarger Goggan Blair & Sampson LLP, c/o Tara L. Grundemeier, PO Box 3064, Houston, TX 77253-3064
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	Houston ISD, Linebarger Goggan Blair & Sampson LLP, c/o Tara L. Grundemeier, PO Box 3064, Houston, TX 77253-3064
cr	+ Email/Text: patti@pprewittlaw.com	Jun 17 2025 20:09:00	Kinder Morgan Inc., c/o Law Ofc Patricia Williams Prewitt, 2456 FM 112, Taylor, TX 76574-4509
cr	+ Email/Text: patti@pprewittlaw.com	Jun 17 2025 20:09:00	Kinder Morgan Tejas Pipeline LLC, c/o Law Ofc Patricia Williams Prewitt, 2456 FM 112, Taylor, TX 76574-4509
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	Lone Star College System, Linebarger Goggan Blair & Sampson LLP, c/o Tara L. Grundemeier, PO Box 3064, Houston, TX 77253-3064
cr	+ Email/Text: kmksc@kmksc.com	Jun 17 2025 20:09:00	Nalco Company LLC, c/o Kohner, Mann & Kailas, S.C., 4650 North Port Washington Rd., Milwaukee, WI 53212-1077
cr	+ Email/Text: brittany@rossspence.com	Jun 17 2025 20:09:00	OCI Methanol Marketing LLC, c/o Ross Spence, Ross Spence, P.C., 4582 Elm, Bellaire, TX 77401-3718
cr	+ Email/Text: schristianson@buchalter.com	Jun 17 2025 20:08:00	Oracle America, Inc., Buchalter PC, c/o Shawn M. Christianson, 425 Market St., Suite 2900, San Francisco, Ca 94105-2491
cr	+ Email/Text: ecffilings@padfieldstout.com	Jun 17 2025 20:09:00	PNC Bank, National Association, as successor to PN, c/o Padfield & Stout, LLP, 100 Throckmorton Street, Suite 700, Fort Worth, TX 76102-2837
cr	+ Email/Text: bncctnotifications@pbgc.gov	Jun 17 2025 20:08:00	Penson Benefit Guaranty Corporation, Office of the General Counsel, 445 12th St., SW, Washington, DC 20024, UNITED STATES 20024-2101
cr	Email/Text: DisbursementServices@tva.gov	Jun 17 2025 20:08:00	Tennessee Valley Authority, 400 W. Summit Hill Dr., Knoxville, TN 37902
cr	Email/Text: houston_bankruptcy@LGBS.com	Jun 17 2025 20:09:00	Texas City ISD, Linebarger Goggan Blair &

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intp	Email/Text: bcd@oag.texas.gov	Jun 17 2025 20:08:00	Sampson LLP, C/O Tara L. Grundemeier, P.O. Box 3064, Houston, TX 77253-3064
cr	^ MEBN	Jun 17 2025 20:07:05	Texas Commission on Environmental Quality, c/o Office of the Attorney General, P. O. Box 12548, Austin, TX 78711-2548
cr	+ Email/Text: ecffilings@padfieldstout.com	Jun 17 2025 20:09:00	Texas Comptroller of Public Accounts, Revenue Acco, CHRISTOPHER MURPHY, PO Box 12548, Austin, TX 78711-2548
cr	+ Email/Text: David.Eastlake@gtlaw.com	Jun 17 2025 20:09:00	U.S. Bank, National Association d/b/a U.S. Bank Eq, c/o Padfield & Stout, LLP, 100 Throckmorton Street, Suite 700, Fort Worth, TX 76102-2837
cr			Wells Fargo Capital Finance, LLC, in its capacity, c/o David R. Eastlake, Greenberg Traurig, LLP, 1000 Louisiana Street, Suite 6700, Houston, TX 77002-6003

TOTAL: 25

## 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		Jones Walker LLP
cr		Acuren Inspection, Inc.
intp		Austin Maintenance & Construction, Inc.
cr		Blessey Marine Services, Inc.
cr		CITGO Petroleum Corporation
cr		Cheetah Transportation Systems LLC
cr		Chroma Color Corporation
cr		Citizens Asset Finance, a division of Citizens Ban
cr		City Of Rosenberg
cr		ClimeCo LLC
cr		Cyanco International, LLC
cr		Devall Commercial Barge Line, L.L.C.
cr		EPM Greenwood, LLC
cr		Enterprise Petrochemical Marketing LLC
cr		Enterprise Products Operating LLC
cr		EnvTech, Inc.
cr		Evergreen Environmental Services, LLC d/b/a Evergr
cr		Florida Gas Transmission Company, LLC
cr		GEM Mobile Treatment Services, Inc.
cr		Gulf Coast Water Authority
cr		ISC Constructors, L.L.C.
cr		Industrial Valve Sales & Service, LLC
cr		Katoen Natie Specialty Chemicals, Inc.
cr		Kirby Inland Marine, LP
cr		MHBA CB, L.L.L.P.
cr		Marathon Petroleum Company LP
cr		Massachusetts Department of Massachusetts Departme
crcm		Official Committee of Unsecured Creditors
cr		OneStream Software LLC
cr		Optimal Field Services, LLC
cr		Polymer Contractors Florida, Inc.
cr		Repcon, Inc.
cr		Ryder Truck Rental, Inc.
cr		SDI, Inc.
intp		SK Titan Holdings LLC
cr		Setpoint Integrated Solutions, Inc. and Valsource
cr		Siemens Energy, Inc.
cr		Stronghold Inspection, Ltd.
cr		The Dow Chemical Company

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intp	Todd Arden, Charlie Piper, and Michael Wartell in
cr	Torcsill Foundations, LLC
cr	Trinity Industries Leasing Company
cr	United States Fire Insurance Company, Dry Law PLLC
intp	Westlake Chemicals & Vinyls LLC
intp	Wilmington Savings Fund Society, FSB, as DIP Term

TOTAL: 45 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

## NOTICE CERTIFICATION

**I, Gustava Winters, 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: Jun 19, 2025

Signature: /s/Gustava Winters