



ENTERED
10/14/2015

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

In re:	§	Chapter 11
	§	
HII TECHNOLOGIES, INC., et al.¹	§	15-60070 (DRJ)
Debtors	§	(Jointly Administered)

**ORDER ON MOTION PURSUANT TO 11 U.S.C. § 365 TO REJECT CERTAIN
EXECUTORY CONTRACTS NUNC PRO TUNC**

(Doclet No. 14)

Upon consideration of the Motion to Reject Certain Executory Contracts (the “Motion”), *nunc pro tunc* to the Petition Date (the “Motion”), filed by HII Technologies, Inc. (“HII”) and its above-captioned affiliated debtors (collectively, the “Debtors”), pursuant to section 365(a) of title 11, United States Code (the “Bankruptcy Code”), for entry of an order authorizing the Debtors to reject certain executory contracts *nunc pro tunc* to September 18, 2015 (the “Petition Date”), all as more fully described in the Motion; and due and proper notice of the Motion having been provided, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Motion is in the best interests of the Debtors, their estates, creditors, and all parties in interest and that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that each of the Executory Contracts listed on Exhibit A attached hereto is an executory contract capable of being rejected under section 365 of the Bankruptcy Code; and it is further

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s tax identification number, are: (i) Apache Energy Services, LLC (4404); (ii) Aqua Handling of Texas, LLC (4480); (iii) HII Technologies, Inc. (3686); (iv) Sage Power Solutions, Inc. fka KMHVC, Inc. (1210); and (v) Hamilton Investment Group, Inc. (0150).

ORDERED that the rejection of the Executory Contracts, as set forth herein, (1) constitutes an exercise of sound business judgment by the Debtors, made in good faith and for legitimate commercial reasons; (2) is appropriate and necessary under the circumstances described in the Motion; and (3) is warranted and permissible under sections 105 and 365 of the Bankruptcy Code and Bankruptcy Rule 6006; and it is further

ORDERED that pursuant to section 365 of the Bankruptcy Code and Bankruptcy Rules 6006 and 9014, the rejection of the Executory Contracts listed on Exhibit A and all related amendments and supplements thereto is hereby authorized and approved, effective as of the Petition Date; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation and/or enforcement of this Order.

SIGNED: October 14, 2015.


UNITED STATES BANKRUPTCY JUDGE

EXHIBIT "A"

Debtor	Description	Counterparty	Address
Hamilton Investment Group, Inc.	Office Lease - 210 Buffalo Ave., Guthrie, OK	Craig Hamilton	PO Box 1310, Guthrie, OK 73044
Hamilton Investment Group, Inc.	Yard Lease - 4564 Highway 105, Guthrie, OK	S&M Assets, LLC	PO Box 1310, Guthrie, OK 73044
Hamilton Investment Group, Inc.	Yard Lease - 37920 CRE1710, Colgate, OK	S&M Assets, LLC	PO Box 1310, Guthrie, OK 73044
Aqua Handling of Texas, LLC	Yard Lease - 1550 Damron Rd, Tuleta, TX	Shirley Staples	PO Box 85, Tuleta, TX 78162
Apache Energy Services, LLC	Yard Lease - Charco Yard, Goliad, TX	Biterra Quarter Horses	2744 CR 250, PO Box 635, Weimar, TX 78962
Aqua Handling of Texas, LLC	Yard Lease - Crowley, TX	7H Oil Field Services, LLC	8605 CR 528, Burleson, TX 76028
Apache Energy Services, LLC	Yard Lease - Midland, TX	Stacy Smith	1405 Garden City Hwy, Midland, TX 79701
Apache Energy Services, LLC	Yard Lease - La Pryor, TX	Jon and Marla Box	780 Cox Lane, Carrizo Springs, TX 78834
Hamilton Investment Group, Inc.	Equipment Lease	S&M Assets, LLC	PO Box 1310, Guthrie, OK 73044
HII Technologies, Inc.	Equipment Leases	Axis Capital, Inc.	308 North Locust Street, Grand Island, NE 68801
HII Technologies, Inc.	Equipment Lease	BCL-Equipment Leasing, LLC	450 Skokie Blvd, Bldg 600, Northbrook, IL 60062
HII Technologies, Inc.	Equipment Leases	Nations Fund, LLC	101 Meritt Seven, 5th Floor, Norwalk, CT 06851
Apache Energy Services, LLC	Equipment Leases	Power Reserve Corp.	13310 Hempstead Hwy, Houston, TX 77040
HII Technologies, Inc.	Equipment Leases	Power Reserve Corp.	13310 Hempstead Hwy, Houston, TX 77040
Aqua Handling of Texas, LLC	Equipment Leases	Power Reserve Corp.	13310 Hempstead Hwy, Houston, TX 77040
Sage Power Solutions, LLC	Equipment Leases	Power Reserve Corp.	13310 Hempstead Hwy, Houston, TX 77040
Apache Energy Services, LLC	Vehicle Leases	Enterprise FM Trust	PO Box 800089, Kansas City, MO 64180
HII Technologies, Inc.	Vehicle Leases	Enterprise FM Trust	PO Box 800089, Kansas City, MO 64180
Aqua Handling of Texas, LLC	Vehicle Leases	Enterprise FM Trust	PO Box 800089, Kansas City, MO 64180
Sage Power Solutions, LLC	Vehicle Leases	Enterprise FM Trust	PO Box 800089, Kansas City, MO 64180
Hamilton Investment Group, Inc.	Vehicle Leases	Enterprise FM Trust	PO Box 800089, Kansas City, MO 64180