



ENTERED
09/22/2015

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

IN RE:	§	
	§	CASE NO: 15-60070
HII TECHNOLOGIES, INC., et al.,	§	CHAPTER 11
	§	Jointly Administered
Debtor(s).	§	DAVID R. JONES

ORDER ESTABLISHING NOTICE PROCEDURES
(Docket No. 6)

Upon consideration of the emergency motion filed by the above-captioned Debtors to limit notice and establish notice procedures (the “Motion”);¹ and after finding that good and sufficient notice of the Motion having been given and no other notice is necessary; and having determined that the relief sought in the Motion is appropriate in these cases and in the best interest of the Debtors, their creditors and all parties-in-interest; and after due deliberation and finding of sufficient cause therefore, the Court hereby GRANTS the Motion in its entirety for the reasons set forth therein; it is THEREFORE ORDERED that the Motion is granted; and it is further

ORDERED that the Notice Procedures set forth in the Motion and this Order (the “Notice Procedures”) shall govern all aspects of the Debtors’ chapter 11 cases; and it is further

ORDERED that the Debtors shall file their initial Master Service List within three (3) days after entry of this Order, and shall thereafter serve a printed copy of this Order upon all parties on the Master Service List as soon thereafter as is practicable; and it is further

ORDERED that, to the extent the Notice Procedures set forth in the Motion and this Order conflict with the Bankruptcy Code, any applicable federal or Local Rules, or orders entered by this Court, the Notice Procedures shall supersede such rules or orders; and it is further

ORDERED that the Debtors are authorized to keep and maintain a single Master Service List in these cases; and it is further

ORDERED that the Debtors’ Master Service List shall be limited to: (a) the Office of the United States Trustee for the Southern District of Texas; (b) all known or alleged secured creditors; (c) the 20 largest unsecured creditors of the Debtors on a consolidated basis; (d) the DIP Lenders; (e) all known shareholders holding over 5% of a class of equity interests in any of the Debtors; (f) the Debtors and the Debtors’ professionals; (g) the Securities and Exchange Commission; (h) the Internal Revenue Service; (i) other government agencies, national, state and local, to the extent required by the Bankruptcy Code, Federal Rules of Bankruptcy Procedure or

¹ Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Motion.

Local Rules; (j) all statutory committees appointed in these cases; (k) all parties requesting notice under Rule 2002 of the Federal Rules of Bankruptcy Procedure; and (L) all parties on whom the Court orders notice; and it is further

ORDERED that the Debtors shall file an updated Master Service List: (i) every seven (7) days during the first thirty (30) calendar days of these cases; (ii) every fifteen (15) days during the next sixty (60) calendar days; and (iii) monthly thereafter throughout the pendency of these cases. The Debtors shall file a notice with the Court for each updated Master Service List; and it is further

ORDERED that each party listed on the Master Service List shall be served with a copy of every motion, application, notice, brief, objection, response, memorandum, affidavit, declaration, or other writing filed in these bankruptcy cases (including notices and orders entered by the Court, but not including proofs of claim or proofs of interest) (collectively, "Filings"); and it is further

ORDERED that Parties filing pleadings and other documents with the Clerk of the Court shall serve the parties on the Master Service List by U.S. mail or hand delivery. Parties may, alternatively, serve all pleadings or other documents by e-mail or facsimile upon parties listed on the Master Service List if the Master Service List includes the party's e-mail or facsimile information; and it is further

ORDERED that any entity not listed on the Master Service List, but whose rights or interests are directly affected by a particular Filing, shall be served with a copy of such Filing; and it is further

ORDERED that, the proceedings with respect to which notice would be limited to the Master Service List shall include all matters covered by Federal Rule of Bankruptcy Procedure 2002, with the exception of the following: (i) the order setting hearing on first day matters; (ii) this Order approving the Notice Procedures; (iii) notice of the first meeting of creditors pursuant to section 341 of the Bankruptcy Code; (iv) the time fixed for filing proofs of claim pursuant to Federal Rule of Bankruptcy Procedure 3003(c); (v) the time fixed for filing objections to, and the hearings to consider, approval of a disclosure statement and confirmation of a plan of reorganization; and (vi) notice and transmittal of ballots for accepting or rejection a plan of reorganization. Notice of the foregoing excepted matters shall be given to all parties-in-interest listed on the Debtors' Consolidated Creditor Matrix by first-class U.S. mail, or e-mail, or facsimile; and it is further

ORDERED that the Debtors may serve any pleadings or papers required to be served by the Notice Procedures by either first-class U.S. mail, e-mail, or facsimile (the choice of the foregoing being in the Debtors' sole discretion); and it is further

ORDERED that, upon the completion of noticing any particular matter, the party seeking relief shall file with the Court either an affidavit of service or a certification of service attaching the list of parties that received notice within three (3) business days of service; and it is further

ORDERED that the Debtors may amend the Notice Procedures from time to time throughout the Debtors' chapter 11 cases and shall present such amendments to the Court by motion in accordance with this Order; and it is further

ORDERED that this Order shall be immediately effective upon entry; and it is further

ORDERED that this Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of this Order.

SIGNED: September 22, 2015.



DAVID R. JONES
UNITED STATES BANKRUPTCY JUDGE