

IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF MISSISSIPPI

IN RE: EXPRESS GRAIN TERMINALS, LLC¹
Debtor

CHAPTER 11
CASE NO. 21-11832-SDM

MOTION FOR INTERIM PAYMENT TO CHIEF RESTRUCTURING OFFICER

COMES NOW Express Grain Terminals, LLC (the “Debtor”), and files this its *Motion for Interim Payment to Chief Restructuring Officer* (the “Motion”), and in support thereof, would respectfully show unto this Honorable Court as follows, to-wit:

1. The Debtor’s Chief Restructuring Officer, CR3 Partners, LLC (“CR3”), has been in place for approximately eight weeks now and has incurred substantial fees and, particularly, out-of-pocket expenses.

2. While the Court has authorized the accrual, and payment into escrow, of the fees and expenses of CR3, no payment has been authorized by the Court at this juncture.

3. In light of the time of year in which this Motion is filed, with year-end reviews around the corner, and considering the amount of out-of-pocket expenses and the time CR3 has invested in this case, the Debtor respectfully submits it is time for an interim distribution to CR3.

4. Debtor (and CR3 for that matter) are clearly aware of the requirement that, at the appropriate point in time, the Debtor will file an application for approval of the fees and expenses of CR3. Until that application is filed, and heard by the Court, all objections are reserved for a hearing upon that fee application and, moreover, objections to the CR3 final application for compensation and fees are reserved as well.

¹Jointly administered with *In re Express Biodiesel, LLC*, Case No. 21-11834-SDM and *In re Express Processing, LLC*, Case No. 21-11835-SDM.

5. The Debtor suggests that the out-of-pocket expenses of CR3 from the beginning of its engagement through the end of November should be paid and itemization thereof is attached, incorporated by reference and marked as Exhibit "A".

6. Further, the Debtor requests that the fees incurred by CR3 for the first four weeks of its engagement also be authorized to be paid and a copy of that itemization is attached, incorporated by reference and marked as Exhibit "B".

7. Accordingly, Debtor moves the Court for an order authorizing payment of the out-of-pocket expenses and fees incurred as set forth in Exhibit "A" and "B" but only on an interim basis, subject to any objections that may be filed on an interim basis and then subject to any objections that are filed in response to interim, and/or final, applications for compensation.

8. Other grounds to be assigned upon a hearing hereof if necessary.

WHEREFORE, PREMISES CONSIDERED, Debtor respectfully prays that upon a hearing hereof this Honorable Court will enter its order granting the Motion. Debtor prays for general relief.

THIS, the 14th day of December, 2021.

Respectfully submitted,

EXPRESS GRAIN TERMINALS, LLC

By Its Attorneys,

LAW OFFICES OF CRAIG M. GENO, PLLC

By: 

Craig M. Geno

OF COUNSEL:

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CERTIFICATE OF SERVICE

I, Craig M. Geno, do hereby certify that I have caused to be served this date, via electronic filing transmission, a true and correct copy of the above and foregoing to the following:

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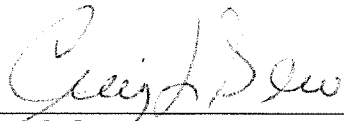
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THIS, the 14th day of December, 2021.



Craig M. Geno