

M-2025-3052793

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

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In re: §
§ **Chapter 11**
§
EVERSTREAM SOLUTIONS LLC, et al., § **Case No. 25-90144 (CML)**
§
§ **(Jointly Administered)**
Debtors.¹ § **Re: Docket No. 276**

NOTICE OF DEADLINES FOR FILING PROOFS OF CLAIM

**TO: ALL ENTITIES WHO MAY HAVE CLAIMS AGAINST ANY DEBTOR(S)
LISTED BELOW.**

PLEASE TAKE NOTICE THAT:

1. On May 28, 2025 (the “**Petition Date**”), Everstream Solutions LLC as debtors and debtors in possession in the above-captioned chapter 11 cases (together, the “**Debtors**”), filed voluntary petitions for relief under chapter 11 of the United States Code (the “**Bankruptcy Code**”) in the United States Bankruptcy Court for the Southern District of Texas (the “**Court**”). Set forth below are the name, federal tax identification number, and the case number for each Debtor:

<u>Name of Debtor</u>	<u>Case Number</u>	<u>Tax Identification Number</u>
Everstream Solutions LLC	25-90144	36-4742361
Midwest Fiber Holdings LP	25-90140	82-4893804
Midwest Fiber Acquisition Topco LLC	25-90141	N/A
Midwest Fiber Acquisition Midcol LLC	25-90142	82-5056061
Midwest Fiber Acquisition LLC	25-90143	N/A
Everstream Networks LLC	25-90139	33-4394542
Everstream GLC Holding Company LLC	25-90145	81-1214493
American Fiber Comm L.L.C.	25-90146	43-1802389

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: Midwest Fiber Holdings LP (3804); Midwest Fiber Acquisition Topco LLC (N/A); Midwest Fiber Acquisition Midcol LLC (6061); Midwest Fiber Acquisition LLC (N/A); Everstream Solutions LLC (2361); Everstream Networks LLC (4542); Everstream GLC Holding Company LLC (4493); American Fiber Comm L.L.C. (2389); HRS Internet, LLC (5042); Lynx Network Group, Inc. (6261); 15955 State Street LLC (2731); Rocket Fiber LLC (7722); Lynx Fiber One, LLC (7151); and Lynx Fiber Two, LLC (3416). The Debtors’ mailing address is 1228 Euclid Ave. Suite 250, Cleveland, OH 44115.

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<u>Name of Debtor</u>	<u>Case Number</u>	<u>Tax Identification Number</u>
HRS Internet, LLC	25-90147	35-2145042
Lynx Network Group, Inc.	25-90150	02-0696261
15955 State Street LLC	25-90148	80-2602731
Rocket Fiber LLC	25-90149	47-1087722
Lynx Fiber One, LLC	25-90151	80-0737151
Lynx Fiber Two, LLC	25-90152	80-1603416
<u>Attorneys for Debtors</u> Gabriel A. Morgan, Esq. Clifford W. Carlson, Esq. WEIL, GOTSHAL & MANGES LLP 700 Louisiana Street, Suite 3700 Houston, Texas 77002 Telephone: (713) 546-5000 Facsimile: (713) 224-9511		<u>Attorneys for Debtors</u> Matthew S. Barr, Esq. Andriana Georgallas, Esq. Alexander P. Cohen, Esq. WEIL, GOTSHAL & MANGES LLP 767 Fifth Avenue New York, New York 10153 Telephone: (212) 310-8000 Facsimile: (212) 310-8007
<u>Address of the Clerk of the Bankruptcy Court</u> Clerk of the Southern District of Texas United States Bankruptcy Court 515 Rusk Avenue, Houston, TX 77002 Hours Open: 8:00 a.m. – 5:00 p.m. (Prevailing Central Time) Monday – Friday		

BAR DATES

2. On August 4, 2025, the Court entered the *Order (I) Establishing Deadlines and Procedures for Filing Proofs of Claim, (II) Approving Form and Manner of Notice Thereof, and (III) Granting Related Relief* (Docket No. 376) (the “**Bar Date Order**”),² pursuant to which the Court established **September 3, 2025 at 5:00 p.m. (Prevailing Central Time)** (the “**General Bar Date**”) as the deadline for non-governmental units to file Proofs of Claim against any Debtor and **November 24, 2025 at 5:00 p.m. (Prevailing Central Time)** for governmental units (the “**Governmental Bar Date**” and, together with the General Bar Date, the “**Bar Dates**”).

3. **The Bar Dates apply to all claims against any of the Debtors that arose before the Petition Date**, including claims against the Debtors arising under section 503(b)(9) of the Bankruptcy Code;³ *provided*, that the Bar Dates do not apply to the “Excluded Claims” listed in paragraph 6 below.

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Bar Date Order.

³ A claim arising under section 503(b)(9) of the Bankruptcy Code is a claim arising from the value of any goods received by the Debtors within 20 days before Petition Date, provided that the goods were sold to the Debtors in the ordinary course of the Debtors’ business.

PROCEDURES FOR FILING PROOFS OF CLAIM

4. Pursuant to the Bar Date Order the Court established certain procedures for filing proofs of claim, which procedures are summarized in this notice for your convenience.

5. Unless you fall into one of the “Excluded Claim” categories listed in paragraph 6 below, you **MUST** file a proof of claim if you have any claim against any of the Debtors that arose before the Petition Date. Acts or omissions that occurred before the Petition Date may give rise to claims and are subject to the Bar Dates even if the claims may not have become known or fixed or liquidated until after the Petition Date. Under section 101(5) of the Bankruptcy Code and as used herein, the word “claim” means (i) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured, or (ii) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

6. The Bar Date Order provide that creditors do NOT have to file proofs of claim by the Bar Dates for the types of claims listed below in this paragraph 6 (collectively, the “**Excluded Claims**”). You may, but are not required to, file a proof of claim at this time for any Excluded Claim. The Court may enter one or more separate orders at a later time requiring creditors to file proofs of claim for some kinds of Excluded Claims and setting related deadlines. If the Court does enter such an order, you will receive notice of it. Excluded Claims include:

- a. the U.S. Trustee, on account of claims for fees payable pursuant to 28 U.S.C. § 1930;
- b. any entity that has already properly filed or submitted a Proof of Claim against the correct Debtor(s), but only with respect to the particular claim that was properly filed against the correct Debtor(s);
- c. any entity (i) whose claim is listed in the Schedules or any Amendments thereto, (ii) whose claim is not described therein as “disputed,” “contingent,” or “unliquidated,” and (iii) who does not dispute the amount or characterization of its claim as set forth in the Schedules (including that the claim is an obligation of the specific Debtor against which the claim is listed in the Schedules);
- d. any entity that holds an administrative expense allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code (other than any claim allowable under section 503(b)(9) of the Bankruptcy Code), including any professionals retained by the Debtors or any statutory committee pursuant to orders of the Court that asserts administrative claims for fees and expenses subject to the Court’s approval pursuant to sections 330 and 331 of the Bankruptcy Code, but, in each case, solely to the extent of such administrative claim(s);

- e. any party that is exempt from filing a Proof of Claim pursuant to an order of the Court in these chapter 11 cases, including pursuant to the Final DIP Order (as defined below), as applicable;
- f. any entity whose claim has been paid in full by the Debtors pursuant to the Bankruptcy Code or in accordance with an order of the Court;
- g. any entity holding an equity security (as defined in section 101(16) of the Bankruptcy Code) in any Debtor solely with respect to such equity security interest; *provided* that if any such holder also wishes to assert a claim against (as opposed to an equity security interest in) any Debtor, including a claim arising from the purchase or sale of a security of any Debtor or rescission under section 510 of the Bankruptcy Code, such holder must submit a Proof of Claim asserting such claim on or before the applicable Bar Date;
- h. the DIP Secured Parties⁴ and the Prepetition Secured Parties on account of claims arising under the DIP Loan Documents, the Prepetition Loan Documents, or the Final DIP Order (such claims, “Debt Claims”), as applicable; *provided* that the DIP Agent (on behalf of itself or any of the other DIP Secured Parties), or the Prepetition OpCo Agent and Prepetition HoldCo Agent (on behalf of themselves and the applicable Prepetition Secured Parties under the Prepetition Loan Documents) may file a Proof of Claim and/or aggregate Proofs of Claim in each of the chapter 11 cases, and any such Proof of Claim may be filed as one consolidated master Proof of Claim in the Debtors’ lead chapter 11 case (*In re Everstream Solutions LLC*, No. 25-90144 (CML)) against all of the Debtors, which shall be deemed to have been filed against each and every Debtor; *provided further* that (i) such consolidated or master Proofs of Claim shall not be required to attach any instruments, agreements or other documents evidencing the obligations owing by each of the Debtors to the applicable party and (ii) any Proof of Claim filed by or on behalf of any of the DIP Secured Parties or the Prepetition Secured Parties shall be deemed to be in addition to (and not in lieu of) any other Proof of Claim that may be filed by any such persons; *provided, however*, that any holder of a Debt Claim wishing to assert a claim other than a Debt Claim must file a Proof of Claim with respect to such claim on or before the applicable Bar Date, unless another exception identified herein applies;
- i. a current employee of the Debtors, if an order of the Court authorized the Debtors to honor such Claim in the ordinary course of business for wages,

⁴ Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Final Order (I) Authorizing Debtors to (A) Obtain Postpetition Financing and (B) Use Cash Collateral, (II) Granting Liens and Providing Claims with Superpriority Administrative Status, (III) Granting Adequate Protection to Prepetition Secured Parties, (IV) Modifying Automatic Stay, and (V) Granting Related Relief (Docket No. 198) (the “Final DIP Order”).

commissions, or benefits; *provided* that a current employee must submit a Proof of Claim by the applicable Bar Date for all other Claims arising before the Petition Date, including Claims for wrongful termination, discrimination, harassment, hostile work environment, or retaliation;

- j. any Debtor asserting a claim against another Debtor;
- k. any entity whose claim is solely against any non-Debtor affiliate(s); and
- l. any entity whose claim against the Debtors has been allowed by an order of the Court entered on or before the applicable Bar Date.

7. THE FACT THAT YOU HAVE RECEIVED THIS NOTICE DOES NOT MEAN THAT YOU HAVE A CLAIM OR THAT THE DEBTORS BELIEVE YOU HAVE A CLAIM.

8. If the Debtors file (i) any schedules of assets and liabilities (collectively, the “**Schedules**”) and identify parties not included on their creditor matrix as of the time you receive this notice, or make (ii) an amendment (an “**Amendment**”) to any of the Schedules that (a) reduces the undisputed, noncontingent, and liquidated amount of the claim, (b) changes the nature or characterization of that claim, or (c) adds a new claim to the Schedules, the Debtors will give notice of that Amendment to the holders of the claims that are affected by it, and those holders will be given an opportunity to file proofs of claim or, to the extent necessary, amend any previously-filed proof of claim by the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, and (ii) 30 days after the claimant is served with notice of the applicable Amendment. Any amended proof of claim or subsequently filed proof of claim shall be deemed to have superseded any prior proof of claim filed with respect to that amended claim.

9. The Bankruptcy Code provides that debtors may choose to reject certain executory contracts or unexpired leases. If your contract or lease is rejected, you may have a claim resulting from that rejection. The deadline to file a proof of claim for damages relating to the rejection of the contract or lease, except as otherwise set forth in an order authorizing rejection of an executory contract or unexpired lease, is the later of (i) the General Bar Date or the Governmental Bar Date, as applicable, (ii) 5:00 p.m. (Prevailing Central Time) on the first business day that is 30 days following service of an order approving rejection of any executory contract or unexpired lease of the Debtors, and (iii) such other date as provided by an order of the Court in these chapter 11 cases.

INSTRUCTIONS FOR FILING PROOFS OF CLAIM:

10. If you file a proof of claim, your filed proof of claim must (i) be legible, (ii) include a claim amount denominated in United States dollars using, if applicable, the applicable exchange rate as of 5:00 p.m. (Prevailing Central Time) on the Petition Date (and to the extent such claim is converted to United States dollars, state the rate used in such conversion); (iii) conform substantially to the proof of claim form provided by the Debtors or Official Form 410; (iv) set forth with reasonable specificity the legal and factual basis for the alleged claim; and (v) be signed by the claimant or by an authorized agent or legal representative of the claimant on

behalf of the claimant, whether such signature is an electronic signature or is ink. The Debtors are enclosing a proof of claim form for use in these chapter 11 cases. Each proof of claim must state a claim against only one Debtor (except as expressly otherwise provided herein) and clearly indicate the Debtor against which the claim is asserted. If your claim is scheduled by the Debtors, the form also sets forth the amount of your claim as scheduled by the Debtors, the specific Debtor against which the claim is scheduled and whether the claim is scheduled as contingent, unliquidated or disputed. You will receive a different proof of claim form for each claim scheduled in your name by the Debtors. If you require additional proof of claim forms, you may obtain a proof of claim form from any bankruptcy court clerk's office, your lawyer or by accessing the Debtors' bankruptcy administration website, at <https://cases.stretto.com/everstream>.

11. If your claim asserts a security interest in property of the Debtors, your proof of claim must be accompanied by evidence that such security interest has been perfected. If, however, such documentation is voluminous, upon consent of the Debtors' counsel, your proof of claim may include a summary of such documentation or an explanation as to why such documentation is not available, provided that any creditor that received such consent shall be required to transmit such writings to Debtors' counsel upon request no later than 10 days from the date of such request.

12. Your proof of claim form must be filed so as to be RECEIVED on or before **September 3, 2025 at 5:00 p.m. (Prevailing Central Time)** for general creditors (non-governmental units), and **November 24, 2025 at 5:00 p.m. (Prevailing Central Time)** for governmental units. You can file your proof(s) of claim (i) electronically through the Debtors' claims and noticing agent, Stretto, Inc. ("**Stretto**"), at <https://cases.stretto.com/everstream>; (ii) electronically through PACER (Public Access to Court Electronic Records), at <https://ecf.txsb.uscourts.gov>; or (iii) by delivering the original proof(s) of claim to Stretto by first class mail, overnight mail or hand delivery at the following address:

<p style="text-align: center;">If by First-Class, Hand Delivery, or Overnight Mail</p> <p style="text-align: center;">Everstream Solutions LLC, et al. Claims Processing c/o Stretto, Inc. 410 Exchange, Suite 100 Irvine, CA 92602</p>
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Stretto will not accept a proof of claim sent by facsimile or e-mail, and any proof of claim submitted via facsimile or e-mail will be disregarded.

CONSEQUENCES OF MISSING DEADLINES FOR FILING CLAIMS:

13. EXCEPT WITH RESPECT TO EXCLUDED CLAIMS (AS DESCRIBED IN PARAGRAPH 6 ABOVE), IF YOU FAIL TO FILE A PROOF OF CLAIM SO THAT IT IS ACTUALLY RECEIVED ON OR BEFORE THE APPLICABLE BAR DATE ON ACCOUNT OF ANY CLAIM YOU WISH TO ASSERT AGAINST THE DEBTORS, THEN YOU WILL NOT, WITH RESPECT TO SUCH CLAIM, BE TREATED AS A CREDITOR FOR VOTING OR DISTRIBUTION PURPOSES WITH RESPECT TO THESE CHAPTER 11 CASES.

EXAMINATION OF BAR DATE ORDER AND SCHEDULES:

14. Copies of the Bar Date Order, the Schedules, and other information regarding the Debtors' chapter 11 cases are available for inspection free of charge on the Debtors' bankruptcy administration website, at <https://cases.stretto.com/everstream>, maintained by the Debtors' claims and noticing agent, Stretto. Copies of the Schedules and other documents filed in these chapter 11 cases may also be examined between the hours of 8:00 a.m. and 5:00 p.m. (Prevailing Central Time), Monday through Friday, at the Office of the Clerk of the Court, 515 Rusk Avenue, Houston, TX 77002.

QUESTIONS:

15. Proof of claim forms and a copy of the Bar Date Order may be obtained by visiting Stretto's website at <https://cases.stretto.com/everstream>. Stretto cannot advise you how to file, or whether you should file, a proof of claim. Questions concerning the contents of this Notice and requests for copies of filed proofs of claim should be directed to Stretto through email at everstreaminquiries@stretto.com or by calling Stretto at (855) 761-1230 (Toll-Free Number within the U.S./Canada) and +1 (725) 240-7006 (International). Please note that neither Stretto's staff, counsel to the Debtors, nor the Clerk of the Court's Office is permitted to give you legal advice. Stretto cannot advise you how to file, or whether you should file, a proof of claim.

A HOLDER OF A POSSIBLE CLAIM AGAINST THE DEBTORS SHOULD CONSULT AN ATTORNEY REGARDING ANY MATTERS NOT COVERED BY THIS NOTICE, SUCH AS WHETHER THE HOLDER SHOULD FILE A PROOF OF CLAIM.

Certificate of Service

I hereby certify that on August 4, 2025, a true and correct copy of the foregoing document was served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Clifford W. Carlson

Clifford W. Carlson

Fill in this information to identify the case:

Name of Debtor & Case Number:

- | | |
|---|---|
| <input type="checkbox"/> Everstream Solutions LLC (Case No. 25-90144) | <input type="checkbox"/> American Fiber Comm L.L.C. (Case No. 25-90146) |
| <input type="checkbox"/> Everstream Networks LLC (Case No. 25-90139) | <input type="checkbox"/> HRS Internet, LLC (Case No. 25-90147) |
| <input type="checkbox"/> Midwest Fiber Holdings LP (Case No. 25-90140) | <input type="checkbox"/> 15955 State Street LLC (Case No. 25-90148) |
| <input type="checkbox"/> Midwest Fiber Acquisition Topco LLC (Case No. 25-90141) | <input type="checkbox"/> Rocket Fiber LLC (Case No. 25-90149) |
| <input type="checkbox"/> Midwest Fiber Acquisition Midco1 LLC (Case No. 25-90142) | <input type="checkbox"/> Lynx Network Group, Inc. (Case No. 25-90150) |
| <input type="checkbox"/> Midwest Fiber Acquisition LLC (Case No. 25-90143) | <input type="checkbox"/> Lynx Fiber One, LLC (Case No. 25-90151) |
| <input type="checkbox"/> Everstream GLC Holding Company LLC (Case No. 25-90145) | <input type="checkbox"/> Lynx Fiber Two, LLC (Case No. 25-90152) |

United States Bankruptcy Court for the Southern District of Texas

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Modified Form 410

Proof of Claim

04/25

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. With the exception of administrative expenses arising under 11 U.S.C. §503(b)(9), do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

<p>1. Who is the current creditor?</p>	<p>PA Public Utility Commission <small>Name of the current creditor (the person or entity to be paid for this claim)</small></p> <p><small>Other names the creditor used with the debtor</small> _____</p>	
<p>2. Has this claim been acquired from someone else?</p>	<p><input type="checkbox"/> No</p> <p><input type="checkbox"/> Yes: From whom? _____</p>	
<p>3. Where should notices and payments to the creditor be sent?</p> <p>Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)</p>	<p>Where should notices to the creditor be sent?</p> <p>PA Public Utility Commission. 400 North Street Keystone Bldg Harrisburg, PA 17120-0001 <small>Address</small></p> <p>Contact phone _____</p> <p>Contact email _____</p> <p>Uniform claim identifier (if you use one): _____</p>	<p>Where should payments to the creditor be sent? (if different)</p> <p>Name _____</p> <p>Number _____ Street _____</p> <p>City _____ State _____ ZIP Code _____</p> <p>Contact phone _____</p> <p>Contact email _____</p>
<p>4. Does this claim amend one already filed?</p>	<p><input type="checkbox"/> No</p> <p><input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ <small>MM / DD / YYYY</small></p>	
<p>5. Do you know if anyone else has filed a proof of claim for this claim?</p>	<p><input type="checkbox"/> No</p> <p><input type="checkbox"/> Yes. Who made the earlier filing? _____</p>	



Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? No
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: _____

7. How much is the claim? \$ _____ Does this amount include interest or other charges?
 No
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).
Limit disclosing information that is entitled to privacy, such as health care information.

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.

Nature of property:

Real estate. If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.

Motor vehicle

Other. Describe: _____

Basis for perfection: _____

Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: \$ _____

Amount of the claim that is secured: \$ _____

Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: \$ _____

Annual Interest Rate (when case was filed) _____ %

Fixed

Variable

10. Is this claim based on a lease? No
 Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? No
 Yes. Identify the property: _____



12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

No

Yes. Check one:

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

Amount entitled to priority

\$ _____

Up to \$3,800* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

\$ _____

Wages, salaries, or commissions (up to \$17,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).

\$ _____

Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).

\$ _____

Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).

\$ _____

Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.

\$ _____

* Amounts are subject to adjustment on 4/01/28 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?

No

Yes. Indicate the amount of your claim arising from the value of any goods received by the Debtor within twenty (20) days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ _____

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(3) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

I am the creditor.

I am the creditor's attorney or authorized agent.

I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date _____
MM / DD / YYYY

Signature

Print the name of the person who is completing and signing this claim:

Name _____
First name Middle name Last name

Title _____

Company _____
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____
Number Street

City State ZIP Code

Contact phone _____ Email _____



Instructions for Proof of Claim

These instructions and definitions generally explain the law. In certain circumstances, such as bankruptcy cases that debtors do not file voluntarily, exceptions to these general rules may apply. You should consider obtaining the advice of an attorney, especially if you are unfamiliar with the bankruptcy process and privacy regulations.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both.
18 U.S.C. §§ 152, 157 and 3571.

How to fill out this form

- Fill in all of the information about the claim as of the date the case was filed.
- Fill in the caption at the top of the form.
- If the claim has been acquired from someone else, then state the identity of the last party who owned the claim or was the holder of the claim and who transferred it to you before the initial claim was filed.
- Attach any supporting documents to this form.
Attach redacted copies of any documents that show that the debt exists, a lien secures the debt, or both. (See the definition of *redaction* on the next page.)
Also attach redacted copies of any documents that show perfection of any security interest or any assignments or transfers of the debt. In addition to the documents, a summary may be added. Federal Rule of Bankruptcy Procedure (called "Bankruptcy Rule") 3001(c) and (d).
- Do not attach original documents because attachments may be destroyed after scanning.
- If the claim is based on delivering health care goods or services, do not disclose confidential health care information. Leave out or redact confidential information both in the claim and in the attached documents.

- A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, individual's tax identification number, or financial account number, and only the year of any person's date of birth. See Bankruptcy Rule 9037.
- For a minor child, fill in only the child's initials and the full name and address of the child's parent or guardian. For example, write *A.B., a minor child (John Doe, parent, 123 Main St., City, State)*. See Bankruptcy Rule 9037.

Confirmation that the claim has been filed

To receive confirmation that the claim has been filed, either enclose a stamped self-addressed envelope and a copy of this form or go to <https://cases.stretto.com/everstream/>

Understand the terms used in this form

Administrative expense: Generally, an expense that arises after a bankruptcy case is filed in connection with operating, liquidating, or distributing the bankruptcy estate.
11 U.S.C. § 503.

Claim: A creditor's right to receive payment for a debt that the debtor owed on the date the debtor filed for bankruptcy.
11 U.S.C. § 101 (5). A claim may be secured or unsecured.

Claim Pursuant to 11 U.S.C. §503(b)(9): A claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of the Debtor's business. Attach documentation supporting such claim.

Creditor: A person, corporation, or other entity to whom a debtor owes a debt that was incurred on or before the date the debtor filed for bankruptcy. 11 U.S.C. §101 (10).

Debtor: A person, corporation, or other entity who is in bankruptcy. Use the debtor's name and case number as shown in the bankruptcy notice you received. 11 U.S.C. § 101 (13).

Evidence of perfection: Evidence of perfection of a security interest may include documents showing that a security interest has been filed or recorded, such as a mortgage, lien, certificate of title, or financing statement.

Information that is entitled to privacy: A *Proof of Claim* form and any attached documents must show only the last 4 digits of any social security number, an individual's tax identification number, or a financial account number, only the initials of a minor's name, and only the year of any person's date of birth. If a claim is based on delivering health care goods or services, limit the disclosure of the goods or services to avoid embarrassment or disclosure of confidential health care information. You may later be required to give more information if the trustee or someone else in interest objects to the claim.

Priority claim: A claim within a category of unsecured claims that is entitled to priority under 11 U.S.C. §507(a). These claims are paid from the available money or property in a bankruptcy case before other unsecured claims are paid. Common priority unsecured claims include alimony, child support, taxes, and certain unpaid wages.

Proof of claim: A form that shows the amount of debt the debtor owed to a creditor on the date of the bankruptcy filing. The form must be filed in the district where the case is pending.

Redaction of information: Masking, editing out, or deleting certain information to protect privacy. Filers must redact or leave out information entitled to **privacy** on the *Proof of Claim* form and any attached documents.

Secured claim under 11 U.S.C. §506(a): A claim backed by a lien on particular property of the debtor. A claim is secured to the extent that a creditor has the right to be paid from the property before other creditors are paid. The amount of a secured claim usually cannot be more than the value of the particular property on which the creditor has a lien. Any amount owed to a creditor that is more than the value of the property normally may be an unsecured claim. But exceptions exist; for example, see 11 U.S.C. § 1322(b) and the final sentence of 1325(a).

Examples of liens on property include a mortgage on real estate or a security interest in a car. A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment may be a lien.

Setoff: Occurs when a creditor pays itself with money belonging to the debtor that it is holding, or by canceling a debt it owes to the debtor.

Uniform claim identifier: An optional 24-character identifier that some creditors use to facilitate payment.

Unsecured claim: A claim that does not meet the requirements of a secured claim. A claim may be unsecured in part to the extent that the amount of the claim is more than the value of the property on which a creditor has a lien.

Offers to purchase a claim

Certain entities purchase claims for an amount that is less than the face value of the claims. These entities may contact creditors offering to purchase their claims. Some written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court, the bankruptcy trustee, or the debtor. A creditor has no obligation to sell its claim. However, if a creditor decides to sell its claim, any transfer of that claim is subject to Bankruptcy Rule 3001(e), any provisions of the Bankruptcy Code (11 U.S.C. § 101 et seq.) that apply, and any orders of the bankruptcy court that apply.

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*****IMPORTANT***
PROOF OF CLAIM
ATTACHED**

To file a claim online, visit:

<https://cases.stretto.com/everstream/file-a-claim/>

Your passcode to file a claim online is:

yC#URC9k