

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

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In re:	§	
	§	Chapter 15 Case
	§	
ENERGERA, INC. (F/K/A FRAC SHACK INC.),	§	
	§	Case No. 26-90433 (ARP)
	§	
Debtor in a Foreign Proceeding.	§	
	§	(Joint Administration Requested)
	§	

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In re:	§	
	§	Chapter 15 Case
	§	
ENERGERA AMERICA INC. (F/K/A FRAC SHACK AMERICA INC.),	§	
	§	Case No. 26-90434 (ARP)
	§	
Debtor in a Foreign Proceeding.	§	
	§	(Joint Administration Requested)
	§	

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In re:	§	
	§	Chapter 15 Case
	§	
SANDTINEL LLC,	§	
	§	Case No. 26-90435 (ARP)
	§	
Debtor in a Foreign Proceeding.	§	
	§	(Joint Administration Requested)
	§	

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**FOREIGN REPRESENTATIVE'S EMERGENCY MOTION  
FOR JOINT ADMINISTRATION**

**Emergency relief has been requested. Relief is requested not later than 12:00 p.m. on April 1, 2026.**

**If you object to the relief requested or you believe that emergency consideration is not warranted, you must appear at the hearing if one is set, or file a written response prior to the date that relief is requested in the preceding paragraph. Otherwise, the Court may treat the pleading as unopposed and grant the relief requested.**

**A hearing will be conducted on this matter on April 1, 2026, at 9:30 a.m. in Courtroom 400, 4th floor, 515 Rusk, Houston, Texas 77002.**

**Participation at the hearing will only be permitted by an audio and video connection.**

**Audio communication will be by use of the Court's dial-in facility. You may access the facility at 832-917-1510. Once connected, you will be asked to enter the conference room number. Judge Perez's conference room number is 282694. Video communication will be by use of the GoToMeeting platform. Connect via the free GoToMeeting application or click the link on Judge Perez's home page. The link is: <https://meet.goto.com/JudgePerez>. Click the settings icon in the upper right corner and enter your name under the personal information setting.**

**Hearing appearances must be made electronically in advance of both electronic and in-person hearings. To make your appearance, click the "Electronic Appearance" link on Judge Perez's home page. Select the case name, complete the required fields and click "Submit" to complete your appearance.**

Alvarez & Marsal Canada Inc., solely in its capacity as court-appointed receiver, manager, and authorized foreign representative ("Receiver" or "Foreign Representative") of Energera, Inc. (formerly known as Frac Shack, Inc.) ("Energera"); Energera America Inc. (formerly known as Frac Shack America Inc.) ("Energera America"); and Sandtinel LLC ("Sandtinel," and collectively with Energera and Energera America, the "Debtors") pursuant to the *Consent Receivership Order* dated and pronounced on March 17, 2026 (the "Receivership Order")<sup>1</sup> was entered by the Court

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<sup>1</sup> A certified copy of the Receivership Order is attached to the Verified Petition as **Exhibit 1** and can also be downloaded free of charge at the Receiver's website: <https://www.alvarezandmarsal.com/Energera> and is incorporated

of King’s Bench of Alberta in Judicial Centre of Edmonton, Alberta, Canada, Court File No. 2603-02889 (the “Canadian Court” and the “Canadian Proceeding”), pending under Canada’s *Bankruptcy and Insolvency Act* (“BIA”), respectfully submits this its *Emergency Motion for Joint Administration* (the “Motion”), respectfully stating as follows:

### **PROCEDURAL BACKGROUND**

1. On March 17, 2026, the Canadian Court pronounced and made effective the Receivership Order appointing the Receiver pursuant to section 243(1) of the BIA, and the Receivership Order was entered on March 18, 2026.

2. On March 30, 2026 (the “Petition Date”), the Receiver filed concurrent petitions for recognition of the Canadian Proceeding under chapter 15 of the United States Bankruptcy Code (the “Bankruptcy Code”) for the respective Debtors pursuant to 11 U.S.C. § 1515, thereby initiating the above styled bankruptcy proceedings (collectively, the “Bankruptcy Proceeding”).

3. This Court has jurisdiction over the Bankruptcy Proceeding and the subject matter of this Motion pursuant to 28 U.S.C. §§ 157 and 1334. Consideration of this Motion is a core proceeding under 28 U.S.C. § 157(b).

4. Venue is proper pursuant to 28 U.S.C. § 1410(3). Among other reasons, Energera, the parent company and lead debtor, has property and other interests throughout the United States, including in Alaska, Colorado, Louisiana, New Mexico, North Dakota, Ohio, Pennsylvania, Texas, and Wyoming. Energera America is party to litigation pending in the United States District Court for the Southern District of Texas and in District Court in multiple Texas counties, including in Harris County. The Debtors, by and through the Receiver, selected counsel located in Houston, Texas, in part because of its preexisting familiarity with counsel, this Court’s extensive experience

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herein for all purposes. Energera International Inc. (formerly known as Frac Shack International Inc.) (“Energera International”) is a Canadian entity that is also part of the Canadian Proceeding and subject to the Receivership Order.

with chapter 15 proceedings, and interested parties’ ease of access to the Court. Furthermore, the principal decision-makers for the Debtors, including the Receiver, are located in Canada.

**FACTUAL BACKGROUND**

5. Background regarding the Debtors’ business and the circumstances leading to the Canadian Proceeding and the Bankruptcy Proceeding is set forth in the *Verified Petition for (I) Recognition of Foreign Proceeding, (II) Recognition of Foreign Representative, and (III) Related Relief Under Chapter 15 of the Bankruptcy Code* (the “Verified Petition”) and the Receiver and Foreign Counsel’s declarations in support of the Verified Petition filed contemporaneously therewith, which are incorporated herein for all purposes.

**RELIEF REQUESTED**

6. By this Motion, the Receiver requests an order, substantially in the form attached hereto (the “Proposed Order”), directing joint administration of the Bankruptcy Proceeding pursuant to Bankruptcy Rule 1015(b) for procedural purposes only.

7. The Receiver requests that both the Court maintain one file and one docket for all the Debtors’ chapter 15 cases under the first-filed case number assigned to the debtor Energera and that these chapter 15 cases be administered under the following caption:

In re:  ENERGERA, INC. <i>et al.</i> , <sup>1</sup>  Debtors in a Foreign Proceeding.	§ § § § § §	Chapter 15  Case No. 26-90433  (Jointly Administered)
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<sup>1</sup> Simultaneous chapter 15 petitions are filed by the Receiver for the following affiliated debtors: Energera Inc. f/k/a Frac Shack, Inc.; Energera America Inc. f/k/a Frac Shack America, Inc.; and Sandtinel LLC.

8. In pertinent part, Rule 1015(b) of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) provides that the Court may order joint administration of bankruptcy cases if “two or more petitions are pending in the same court by . . . a debtor and an affiliate.” FED. R. BANKR. P. 1015(b). The Bankruptcy Code defines the term “affiliate” as, among other things, a “corporation 20 percent or more of whose outstanding voting securities are directly or indirectly owned, controlled, or held with power to vote, by the debtor, or by an entity that directly or indirectly owns, controls, or holds with power to vote, 20 percent or more of the outstanding voting securities of the debtor.” 11 U.S.C. § 101(2)(B). Accordingly, the Debtors are affiliates, and the joint administration of the Bankruptcy Proceeding is appropriate under Bankruptcy Rule 1015(b).

9. Joint administration of the Bankruptcy Proceeding is also warranted because the Debtors share many of the same parties-in-interest. Accordingly, cause exists for the joint administration of the Bankruptcy Proceeding, for procedural purposes only, under Rule 1015(b). Joint administration for procedural purposes of these Bankruptcy Proceeding will promote both procedural and administrative efficiency and reduce administrative expense to the Debtors by, among other things:

- a. obviating the need for the Receiver to file duplicative motions and applications and for the Court to enter duplicative orders in each of these chapter 15 cases;
- b. minimizing the burdens on witnesses and all parties-in-interest by sparing them from participating in identical hearings in separate cases;
- c. avoiding the burdensome necessity of duplicating notices;
- d. simplifying supervision of the administrative aspects of these chapter 15 cases by the Canadian Court and the Receiver; and

e. minimizing the fees and expenses incurred by counsel for the Receiver by removing duplication related to reviewing, filing, copying, and service of pleadings.

10. Joint administration will not affect the rights of any creditor or party-in-interest because the Receiver requests joint administration for procedural purposes only.

11. The Receiver also requests the Clerk of this Court make separate docket entries in each of the Energera America and Sandtinel bankruptcy cases, substantially as follows:

The Bankruptcy Court has entered an order in accordance with Federal Rule of Bankruptcy Procedure 1015(b) that provides for the joint administration of the chapter 15 cases of Case No. 26-90433, Energera, Inc. (f/k/a Frac Shack Inc.); Case No. 26-90434, Energera America Inc. (f/k/a Frac Shack America Inc.); and Case No. 26-90435, Sandtinel LLC. The docket in Case No. 26-90433 should be consulted for all matters affecting the above-listed cases, which includes this case. All further pleadings and other papers shall be filed in and all further docket entries shall be made in Case No. 26-90433.

#### **EMERGENCY CONSIDERATION**

12. The Receiver requests emergency consideration of this Motion pursuant to Bankruptcy Rule 6003, which empowers a court to grant relief within the first twenty-one (21) days after the commencement of a chapter 15 case “to the extent that relief is necessary to avoid immediate and irreparable harm.” This Motion seeks procedural relief which, respectfully, this Court has authority to grant without any request from or notice to parties. Moreover, because substantial filings occur in the initial stages of bankruptcy proceedings, including this Bankruptcy Proceeding, immediate consideration of the Motion will best serve the efficiencies and other purposes attendant to the relief requested herein. For these and other reasons stated herein, and in accordance with Bankruptcy Local Rule 9013-1, the Receiver respectfully requests that the Court grant the requested relief on an emergency basis.

**CONCLUSION**

WHEREFORE, the Receiver respectfully requests that the Court enter an order: (i) providing for the joint administration of the Bankruptcy Proceeding; (ii) permitting the Receiver to use consolidated mailing lists for future noticing requirements unless otherwise ordered; (iii) ordering that all documents to be filed in each of the Bankruptcy Proceeding be filed in the jointly administered case as above-styled regardless of whether such filing affects one or more of the Debtors; and (iv) granting the Receiver such other and further relief to which they may show themselves to be justly entitled.

Dated: March 30, 2026.

Respectfully submitted,

**MUNSCH HARDT KOPF & HARR, P.C.**

/s/ Alexander R. Perez

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***Counsel for Alvarez & Marsal Canada  
Inc., Solely in its Capacity as Court-  
Appointed Receiver and Manager of  
the Debtors***

**CERTIFICATE OF ACCURACY**

Pursuant to Local Rule 9013-1(i), the undersigned hereby certifies the accuracy of the reasons for expedited consideration set forth in the foregoing motion.

*/s/ Alexander R. Perez* \_\_\_\_\_  
Alexander R. Perez



appropriate pursuant to Rule 1015(b) and (c) of the Federal Rules of Bankruptcy Procedure; (4) an order of joint administration would serve judicial economy; and (5) it is in the best interests and without prejudice to the rights of the Debtors, creditors, and other parties-in-interest. It is therefore

ORDERED, that the above captioned cases shall be and hereby are jointly administered by this Court for procedural purposes only, and nothing contained in this Order shall be deemed or construed as directing a substantive consolidation of the above-captioned cases; it is further

ORDERED that all orders, pleadings, papers and documents shall be filed and docketed in case number 26-90433 (the "Lead Case"); it is further

ORDERED that all pleadings, papers, and documents filed in the Lead Case shall bear the caption as shown in **Exhibit A** (attached); it is further

ORDERED that the foregoing caption satisfies the requirements set forth in section 342(c)(1) of the Bankruptcy Code; it is further

ORDERED that a docket entry shall be made in each of the above captioned chapter 15 cases, other than on the docket of Energera, Inc., substantially as follows:

The Bankruptcy Court has entered an order in accordance with Federal Rule of Bankruptcy Procedure 1015(b) that provides for the joint administration of the chapter 15 cases of Case No. 26-90433, Energera, Inc. (f/k/a Frac Shack Inc.); Case No. 26-90434, Energera America Inc. (f/k/a Frac Shack America Inc.); and Case No. 26-90435, Sandtinel LLC. The docket in Case No. 26-90433 should be consulted for all matters affecting the above-listed cases, which includes this case. All further pleadings and other papers shall be filed in and all further docket entries shall be made in Case No. 26-90433.

it is further

ORDERED that if pleadings, papers, or documents have been filed in any of the above captioned cases other than the Lead Case prior to the entry of this Order, and those matters have not yet been heard and decided, the party who filed the pleading, paper, or document shall (i) re-file

the pleading, paper, or document in the Lead Case within 3 business days of the entry of this Order, (ii) set the pleading, paper, or document for hearing before the judge assigned to the Lead Case, and (iii) notice the hearing to all appropriate parties; it is further

ORDERED that the Clerk shall file a copy of this order in the Lead Case and each of the member cases.

Signed: \_\_\_\_\_, 2026.

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THE HONORABLE ALFREDO R. PEREZ,  
UNITED STATES BANKRUPTCY JUDGE

**EXHIBIT A**

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In re:	§	Chapter 15
ENERGERA, INC. <i>et al.</i> , <sup>1</sup>	§	Case No. 26-90433 (ARP)
Debtors in a Foreign Proceeding.	§	(Jointly Administered)

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<sup>1</sup> Simultaneous chapter 15 petitions are filed by the Receiver for the following affiliated debtors: Energera Inc. f/k/a Frac Shack, Inc.; Energera America Inc. f/k/a Frac Shack America, Inc.; and Sandtinel LLC.