

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

<b>In re</b>	§	
	§	<b>Chapter 11</b>
	§	
<b>EXPRESS ENERGY SERVICES</b>	§	
<b>OPERATING, LP, et al.,</b>	§	<b>Case No. 09-38044</b>
	§	
	§	
<b>Debtors.</b>	§	
	§	<b>Jointly Administered</b>

**AMENDED NOTICE OF AGENDA OF MATTERS SCHEDULED FOR HEARING  
NOVEMBER 17, 2009 AT 2:30 P.M. (PREVAILING CENTRAL TIME)**

Location of Hearing: United States Bankruptcy Court for the Southern District of Texas  
515 Rusk Avenue, Courtroom 600  
Houston, Texas 77002

I. ADJOURNED MATTERS

1. None

II. RESOLVED/WITHDRAWN MATTERS

1. None

III. UNCONTESTED MATTERS

1. Debtors' Emergency Motion for an Order (I) Authorizing the Debtors' Interim and Final Use of Cash Collateral; (II) Granting Adequate Protection; and (III) Scheduling a Final Hearing Regarding Use of Cash Collateral (Docket No. 8)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received: None to date

Additional Document(s):

A. Agreed Interim Order Granting Debtors' Emergency Motion for an Order (I) Authorizing the Debtors' Interim and Final Use of Cash Collateral; (II) Granting

Adequate Protection; and (III) Scheduling a Final Hearing Regarding Use of Cash Collateral (Docket No. 27)

B. Notice of Hearing on November 17, 2009 at 2:30 p.m. (Prevailing Central Time) (Docket No. 51)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

2. Debtors' Emergency Motion for Entry of Interim and Final Orders Pursuant to Sections 105(a), 363(b), 507(a)(4) and 507(a)(5) of the Bankruptcy Code (I) Authorizing the Debtors to (A) Pay Prepetition Wages, Salaries, Employee Benefits and Other Compensation, and (B) Maintain Employee Benefits Programs and Pay Related Administrative Obligations, and (II) Authorizing Financial Institutions to Honor Prepetition Checks and Fund Transfer Requests for Payment of Prepetition Employee Obligations (Docket No. 6)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received: None to date

Additional Document(s):

A. Interim Order Pursuant to Sections 105(a), 363(b), 507(a)(4) and 507(a)(5) of the Bankruptcy Code (I) Authorizing the Debtors to (A) Pay Prepetition Wages, Salaries, Employee Benefits and Other Compensation, and (B) Maintain Employee Benefits Programs and Pay Related Administrative Obligations; and (II) Authorizing Financial Institutions to Honor Prepetition Checks and Fund Transfer Requests for Payment of Prepetition Employee Obligations (Docket No. 28)

B. Notice of Hearing on November 17, 2009 at 2:30 p.m. (Prevailing Central Time) (Docket No. 51)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

3. Debtors' Emergency Motion for (A) Authority to (I) Continue Using Existing Centralized Cash Management System, (II) Honor Certain Prepetition Obligations Related to the Use of the Cash Management System, and (III) Maintain Existing Bank Accounts and Business Forms; and

(B) a Modification of the Requirements of Section 345(b) of the Bankruptcy Code (Docket No. 13)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received:

A. Informal comments have been received from the U.S. Trustee.

Additional Document(s):

B. Interim Order Authorizing (A) Debtors to (I) Continue their Existing Cash Management System, (II) Honor Certain Prepetition Obligations Related to the Use of the Cash Management System, and (III) Maintain Existing Bank Accounts and Business Forms, and (B) Modification of the Requirements of Section 345(b) of the Bankruptcy Code (Docket No. 40)

C. Notice of Hearing on November 17, 2009 at 2:30 p.m. (Prevailing Central Time) (Docket No. 51)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

4. Debtors' Emergency Motion for Interim and Final Orders Pursuant to Sections 105(a), 362(d), 363(b), and 503(b) of the Bankruptcy Code and Bankruptcy Rules 4001, 6003, and 6004 Authorizing Debtors to (I) Continue their Workers' Compensation Program and General Insurance Programs, (II) Pay All Prepetition Insurance Obligations in Respect Thereof, and (III) Directing Financial Institutions to Honor and Process Checks and Transfers Related to such Insurance Obligations (Docket No. 14)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received: None to date

Additional Document(s):

A. Interim Order Pursuant to Sections 105(a), 362(d), 363(b), and 503(b) of the Bankruptcy Code and Bankruptcy Rules 4001, 6003, and 6004 Authorizing Debtors to (I) Continue their Workers' Compensation Program and General Insurance Programs, (II) Pay All Prepetition Insurance Obligations in Respect Thereof, and (III) Directing Financial Institutions to Honor and Process Checks and Transfers Related to such Insurance Obligations (Docket No. 43)

B. Notice of Hearing on November 17, 2009 at 2:30 p.m. (Prevailing Central Time) (Docket No. 51)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

5. Emergency Supplement to the Debtors' Emergency Motion for an Order Pursuant to Sections 105(a), 4506(a), 507(a)(8), and 541 of the Bankruptcy Code Authorizing Debtors to Pay Certain Prepetition Sales Taxes, Use Taxes, and License and Permit Fees (Docket No. 100)

Response Deadline: November 17, 2009 at 2:30 p.m.

Response(s) Received: None to date

Additional Document(s):

A. Debtors Emergency Motion for an Order Pursuant to Sections 105(a), 506(a), 507(a)(8), and 541 of the Bankruptcy Code Authorizing Debtors to Pay Certain Prepetition Sales Taxes, Use Taxes, and License and Permit Fees (Docket No. 15)

B. Order Pursuant to Sections 105(a), 506(a), 507(a)(8) , and 541 of the Bankruptcy Code Authorizing Debtors to Pay Certain Prepetition Sales Taxes, Use Taxes, and License and Permit Fees (Docket No. 41)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

6. Debtors' Expedited First Omnibus Motion Pursuant to Section 365(a) of the Bankruptcy Code and Bankruptcy Rules 6006 and 9014 Authorizing the Debtors to Reject Certain Unexpired Nonresidential Real Property Leases (Docket No. 46)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received: None to date

Additional Document(s):

A. Notice of Hearing on November 17, 2009 at 2:30 p.m. (Prevailing Central Time) (Docket No. 51)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

7. Debtors' Expedited Motion for an Order Pursuant to Section 365(a) of the Bankruptcy Code and Bankruptcy Rules 6006 and 9014 Authorizing the Rejection of an Equipment Lease Effective as of October 31, 2009 (Docket No. 54)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received: None to date

Additional Document(s): None to date

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

8. Expedited Application for an Order Pursuant to Section 327(e) of the Bankruptcy Code and Bankruptcy Rules 2014 and 2016 Authorizing the Retention and Employment of Sullins and Johnston P.C. as Special Litigation Counsel *Nunc Pro Tunc* to the Commencement Date (Docket No. 45)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received: None to date

Additional Document(s):

A. Notice of Hearing on November 17, 2009 at 2:30 p.m. (Prevailing Central Time) (Docket No. 51)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

9. Debtors' Application to Employ and Retain Alvarez & Marsal North America, LLC as Financial and Restructuring Advisors to Debtors and Debtors in Possession Pursuant to Sections 327(a) and 328 of the Bankruptcy Code (Docket No. 20)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received: None to date

Additional Document(s):

A. Notice of Hearing on November 17, 2009 at 2:30 p.m. (Prevailing Central Time) (Docket No. 51)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

10. Application Pursuant to Sections 327(a) and 328(a) of the Bankruptcy Code and Federal Rule of Bankruptcy Procedure 2014(a) for Authorization to Employ and Retain Weil, Gotshal & Manges LLP as Attorneys for the Debtors *Nunc Pro Tunc* to the Commencement Date (Docket No. 21)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received: None to date

Additional Document(s):

A. Notice of Hearing on November 17, 2009 at 2:30 p.m. (Prevailing Central Time) (Docket No. 51)

B. First Supplemental Declaration of Alfredo R. Pérez and Disclosure Statement of Weil, Gotshal & Manges LLP Pursuant to Bankruptcy Code Sections 327, 328(a), 329 and 504 and Federal Rules of Bankruptcy Procedure 2014(a) and 2016(b) in Support of Debtors Application for Authorization to Employ and Retain Weil, Gotshal & Manges LLP as Attorneys for the Debtors, *Nunc Pro Tunc* to the Commencement Date (Docket No. 103)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **3 to 5 minutes**

Number of Potential Witnesses: **One**

Status: **This matter is going forward.**

11. Debtors' Expedited Motion for an Order (I) Authorizing Debtors to Incur Post-Petition Secured Indebtedness; (II) Granting Security Interests and Superpriority Claims Pursuant to Sections 105(a), 364(c) and (d) of the Bankruptcy Code; and (III) Modifying the Automatic Stay to the Extent Necessary (Docket No. 50)

Response Deadline: November 12, 2009 at 12:00 p.m.

Response(s) Received: None to date

Additional Document(s):

A. Notice of Hearing on November 17, 2009 at 2:30 p.m. (Prevailing Central Time) (Docket No. 51)

Responsible Debtors' Counsel: WGM: A. Pérez

Estimated Amount of Time Required: **15 to 20 minutes**

Number of Potential Witnesses: **Two**

Status: **This matter is going forward.**

IV. CONTESTED MATTERS

1. None

Dated: November 16, 2006  
Houston, Texas

/s/ Alfredo R. Pérez  
Alfredo R. Pérez (15776275)

WEIL, GOTSHAL & MANGES LLP  
700 Louisiana Street, Suite 1600  
Houston, Texas 77002  
Telephone: (713) 546-5000  
Facsimile: (713) 224-9511

Attorneys for Debtors and Debtors in Possession