



ENTERED
10/29/2009

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

In re

EXPRESS ENERGY SERVICES
OPERATING, LP, *et al.*,

Debtors.

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Chapter 11

Case No. 09-38044 (144)

Joint Administration Requested

**ORDER GRANTING REQUEST FOR EMERGENCY
CONSIDERATION OF CERTAIN "FIRST DAY" MATTERS #5**

The Court has considered the Request for Emergency Consideration of "First Day" Matters (the "Request") filed by the above-referenced debtors and debtors in possession (the "Debtors"). The Court finds that the relief requested in the Request is essential to the continued operation of the Debtors' businesses and is in the best interest of each of the Debtors' estates and creditors. The Court further finds that, under the circumstances, adequate notice of the Request has been given and that, other than as set forth herein, no other notice needs to be given; and after due deliberation and sufficient cause appearing therefor, it is ORDERED that:

1. The Request is GRANTED.
2. A hearing on the following First Day Matters shall be held on October 29, 2009 at

10:30Am. (prevailing Central Time) in the Courtroom of the under-signed Judge, United States Bankruptcy Court, Southern District of Texas, United States Courthouse, 515 Rusk Street, Houston, TX 77002:

Procedural Motions

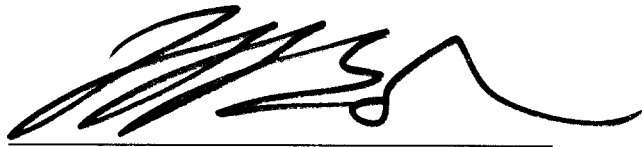
- Emergency Motion for Joint Administration of Chapter 11 Cases [Docket No.].
- Notice of Designation of Complex Chapter 11 Cases [Docket No.].
- Emergency Motion for (I) Approval of Procedures to Notify Creditors of the Commencement of the Debtors' Chapter 11 Cases and (II) Authority to Establish Master Service List [Docket No.].
- Emergency Motion to Extend Time to File Schedules of Assets and Statement of Financial Affairs [Docket No.].
- Emergency Motion to Pay for Goods and Services Received Postpetition [Docket No.].
- Emergency Application to Retain The Garden City Group, Inc. as Notice, Claims, and Balloting Agent [Docket No.].

Substantive Motions

- Emergency Motion to (I) Continue Employee Compensation and Health and Welfare Benefit Programs and (II) Satisfy Outstanding Obligations Related Thereto [Docket No.].
- Emergency Motion to Continue Insurance Programs and Satisfy Outstanding Obligations Related Thereto [Docket No.].
- Emergency Motion to Use Cash Collateral [Docket No.].
- Emergency Motion to Continue the Cash Management System [Docket No.].
- Emergency Utilities Motion [Docket No.].
- Emergency Motion to Pay Certain Sales Taxes, Use Taxes, and License and Permit Fees [Docket No.].
- Emergency Motion to Approve the Disclosure Statement [Docket No.].

3. The Debtors or their counsel shall give notice of this emergency hearing by forwarding a copy of this Order by email or facsimile transmission, if possible, or by overnight delivery to all parties listed in the proposed Master Service List and shall evidence such service by filing a certificate of service with the Court prior to the scheduled hearing.

Dated: 10/29, 2009
Houston, Texas



UNITED STATES BANKRUPTCY JUDGE