

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

| | | |
|--|---|------------------------------|
| IN RE: |) | |
| |) | |
| MISSISSIPPI PHOSPHATES CORPORATION, <i>et al.</i>¹ |) | Chapter 11 |
| |) | |
| Debtors. |) | Case No. 14-51667-KMS |

**NOTICE OF OCCURRENCE OF EFFECTIVE DATE OF THE DEBTORS’
FIRST AMENDED JOINT CHAPTER 11 PLAN OF THE DEBTORS AND THE
OFFICIAL COMMITTEE OF UNSECURED CREDITORS**

COMES NOW, the Mississippi Phosphate Corporation Liquidating Trust (MPCLT), Edwin N. Ordway, Jr., Managing Director, Berkley Research Group, LLC, in his capacity as MPCLT Trustee of the MPCLT Trust (the “Trust”), and provides notice that the Effective Date occurred on October 25, 2016, in accordance with the provisions of the *First Amended Joint Chapter 11 Plan of Debtors and the Official Committee of Unsecured Creditors* (the “Plan”) [Doc. No. 1168].² The conditions precedent to the Effective Date, as set forth in Section 13.1 of the Plan, have been satisfied³ or waived as follows:

1. The Confirmation Order [Doc. No. 1714] has been entered and provides that the MPC Plan Trustee is authorized and directed to take all actions necessary or appropriate to enter into, implement and consummate the Plan or effectuate, advance or further the purposes thereof.

¹ The Debtors in these chapter 11 cases are Mississippi Phosphates Corporation, Ammonia Tank Subsidiary, Inc., and Sulfuric Acid Tanks Subsidiary, Inc.

² Unless otherwise defined, all capitalized terms used herein shall have the meanings ascribed to them in the Plan.

³ To the extent that any of the conditions precedent have not in fact been satisfied, the MPR Plan Trustee hereby waives such conditions precedent to the occurrence of the Effective Date.

2. The Confirmation Order constituted a Final Order pursuant to paragraph JJ. of the Confirmation Order. Regardless, the MPC Plan Trustee hereby waives the condition that the Confirmation Order be a Final Order.

3. Each holder of an Allowed Administrative Claim⁴ has agreed and consented, whether expressly or impliedly, to defer the payment for such Allowed Administrative Claim until sixty (60) days after the receipt by the MPC Plan Trustee of the (i) Estate Settlement Payment pursuant to Section 5.4(e) or 5.5(d) of the Plan; (ii) the Excess Proceeds pursuant to Sections 5.4, 5.5, 5.6, or 5.7; or (iii) the Excess BP Proceeds pursuant to Section 5.8.

Dated this the 7th day of November, 2016.

/s/ Kasee Sparks Heisterhagen

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⁴ This is subject to paragraph 44 of the Confirmation Order, which provides for specific distributions to holders of Allowed Administrative Expense Claims.

Counsel for the Mississippi Phosphate Corporation Liquidating Trust (MPCLT), Edwin N. Ordway, Jr., Managing Director, Berkley Research Group, LLC, in his capacity as MPCLT Trustee of the MPCLT Trust