SO ORDERED,

Judge Katharine M. Samson
United States Bankruptcy Judge
Date Signed: April 24, 2015

The Order of the Court is set forth below. The docket reflects the date entered.

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

In re:	)	
	)	
MISSISSIPPI PHOSPHATES CORPORATION, *et al.*[1]	)	**CASE NO. 14-51667-KMS**
	)	**Chapter 11**
	)	
Debtors	)	**Jointly Administered**
	)	

ORDER GRANTING JOINT MOTION OF THE DEBTORS AND THE COMMITTEE FOR AN ORDER ESTABLISHING PROCEDURES FOR THE ASSERTION, RESOLUTION, AND SATISFACTION OF THE CLAIMS ASSERTED PURSUANT TO SECTION 503(b)(9) OF THE BANKRUPTCY CODE
[Dkt. # 594]

This matter came on to be heard on the *Joint Motion of the Debtors and the Committee for an Order Establishing Procedures for the Assertion, Resolution, and Satisfaction of the Claims Asserted Pursuant to Section 503(b)(9) of the Bankruptcy Code* (the "***Motion***") to enter an order, pursuant to Sections 105(a) and 503(b)(9) of the Bankruptcy Code (a) authorizing the establishment of exclusive procedures for the assertion of 503(b)(9) Claims and the resolution,

[1] The chapter 11 cases of the following affiliated Debtors have been administratively consolidated for joint administration pursuant to that certain *Order Granting Motion of the Debtor for Order Directing Joint Administration of Affiliated Cases Pursuant to Bankruptcy Rule 1015(b)*, dated October 29, 2014 [Dkt. # 62]: Mississippi Phosphates Corporation ("***MPC***"), Case No. 14-51667, Ammonia Tank Subsidiary, Inc. ("***ATS***"), Case No. 14-51668 and Sulfuric Acid Tanks Subsidiary, Inc. ("***SATS***"), Case No. 14-51671. These chapter 11 cases are sometimes referred to herein as the "***Bankruptcy Cases***." Any reference to "***Bankruptcy Case***" shall be a reference to the chapter 11 case of Mississippi Phosphates Corporation.

allowance, and satisfaction thereof, including setting a final bar date for requests for payment of a claim for administrative expense pursuant to 11 U.S.C. § 503(b)(9) (a "***503(b)(9) Claim***"); and (b) prohibiting any creditors from pursuing any 503(b)(9) Claim outside such procedures.

The Court considered the Motion and finds as follows:

1. This Court has jurisdiction over the subject matter of this Motion pursuant to 28 U.S.C. §§ 157 and 1334. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409. This is a core proceeding pursuant to 28 U.S.C. § 157(b). This Court possesses the requisite authority to grant the relief requested herein pursuant to Sections 105 and 503 of the Bankruptcy Code and Rules 3001, 3002, 5003, and 5005 of the Federal Rules of Bankruptcy Procedure.

2. As reflected by the *Notice* [Dkt. # 595] and the *Certificate of Service* [Dkt. # 615], the moving parties assert that proper notice of the Motion was given to all persons who are registered users of the CM/ECF System for these Bankruptcy Cases and also to all persons or entities on the Limited Service List. No objection or other response was timely filed to the Motion.

IT IS HEREBY ORDERED that the Motion is **GRANTED.**

IT IS FURTHER ORDERED that any creditor seeking allowance or payment of a 503(b)(9) Claim shall comply with the following procedures (the "***503(b)(9) Procedures***") for filing requests for the assertion, resolution, allowance, and satisfaction of 503(b)(9) Claims:

> (a) Any creditor asserting a 503(b)(9) Claim (a "***503(b)(9) Claimant***") will be required to prepare a proof of claim substantially in the form of the proof of claim attached hereto as Exhibit "A" (a "***503(b)(9) Proof of Claim***"), provided that if any 503(b)(9) Claimant has filed a motion or application to allow its 503(b)(9) Claim as of the date of an order entered granting the Motion, such motion or application shall be deemed to meet the requirements of this subparagraph (a) and the 503(b)(9) Claimant shall not be required to also file a 503(b)(9) Proof of Claim;

(b) The bar date for any Proofs of 503(b)(9) Claims to be filed shall be Friday, May 8, 2015 at 5:00 p.m. central time (the "***503(b)(9) Claim Bar Date***");

(c) All 503(b)(9) Proofs of Claim shall be filed with the Clerk of the Court by CM/ECF filing or United States Mail and shall be deemed filed when actually delivered to and received by the Clerk of the Court;

(d) Any 503(b)(9) Proof of Claim delivered by facsimile, telecopy or electronic mail transmission shall not be acceptable and shall not be valid for any purpose;

(e) Any 503(b)(9) Proofs of Claim filed on or before the 503(b)(9) Claim Bar Date shall be deemed allowed unless objected to by the Debtors, the Committee, or any other party-in-interest on or before Thursday, August 6, 2015 (the "***Objection Deadline***");

(f) In the event an objection is timely filed to a 503(b)(9) Claim, the 503(b)(9) Claimant will have until Thursday, August 27, 2015 (the "***Reply Deadline***") to file with the Court and serve a reply to any such objection;

(g) Notwithstanding and without limiting the foregoing, the Debtors and the Committee are authorized, but not required, to negotiate, in their sole discretion, with any 503(b)(9) Claimant, and to seek an agreement resolving any objection to any 503(b)(9) Claim, and approval of any such an agreement will be subject to notice and a hearing; provided, however, that any such negotiations shall not limit the right of the Debtors, the Committee or the 503(b)(9) Claimant to request that a hearing be held at any time after the Reply Deadline to consider such 503(b)(9) Claim and any objection thereto;

(h) These 503(b)(9) Procedures shall not affect the rights and remedies and/or defenses of the Debtors, the Committee, 503(b)(9) Claimants or any other party-in-interest with regard to avoidance or allowance of any claim or obligation; and

(i) To the extent that any 503(b)(9) Claim is allowed, such 503(b)(9) Claim would be satisfied pursuant to and as set forth either in a separate Order of the Court, after notice and an opportunity for a hearing, or pursuant to a chapter 11 plan that is confirmed by this Court.

IT IS FURTHER ORDERED that the 503(b)(9) Procedures shall be the sole and exclusive method for the assertion, resolution, allowance, and satisfaction of the 503(b)(9) Claims, except that the terms and requirements of subparagraph (a) above do not apply with

respect to any motion or application to allow a 503(b)(9) Claim that was filed before the entry of this Order.

IT IS FURTHER ORDERED that all creditors are prohibited from invoking any other means of asserting claims pursuant to Section 503(b)(9) of the Bankruptcy Code, including, without limitation, the filing of a motion for allowance or to compel payment of any 503(b)(9) Claim, unless such claim was asserted pursuant to a motion or application that was filed before the entry of this Order.

IT IS FURTHER ORDERED that any person or entity holding a claim for administrative expenses under 11 U.S.C. § 503(b)(9) who has not: (a) asserted a 503(b)(9) Claim pursuant to a motion or application for allowance of such claim prior to the entry of this Order, or (b) filed a 503(b)(9) Proof of Claim by the 503(b)(9) Claim Bar Date shall be barred, estopped and enjoined from asserting such claim against the Debtors, their successors and assigns, their property, and their chapter 11 bankruptcy estates, or thereafter filing a request for payment with respect thereto.

IT IS FURTHER ORDERED that this Court retains jurisdiction with respect to all matters arising from or related to in any manner the implementation of this Order.

###END OF ORDER###

ORDER PREPARED AND SUBMITTED BY:

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ONE OF THE ATTORNEYS FOR THE DEBTORS

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UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI		**Section 503(b)(9) Claim Request Form**
	Case No. Chapter 11	
Debtor against which claim is asserted: Mississippi Phosphates Corporation	**Case No. of Debtor:** 14-51667-KMS	
Name and address of creditor (and name and address where notices should be sent if different from creditor): **Telephone Number:** **Email Address:**	☐ Check this box to indicate that this Section 503(b)(9) Claim Request Form amends a previously filed claim. **Claim Number:**_____ *(if known)* Filed on: _____	**THIS SPACE IS FOR COURT USE ONLY**
Name and address where payment should be sent (if different from above): Telephone Number: Email Address:	☐ Check this box if you are aware that anyone else has filed a Section 503(b)(9) Claim Request relating to your claim. Attach copy of statement giving particulars. ☐ Check this box if you have never received any notices from the bankruptcy court in this case. ☐ Check this box if you have made any demands(s) to reclaim goods sold to the debtor under 11 U.S.C. § 546(c). Attach copies of any such demand(s).	
Account or other number by which creditor identifies debtor:		
1. BASIS FOR SECTION 503(b)(9) CLAIM (check all that apply): ☐ Goods sold within 20 days prior to the commencement of the case ☐ Other (describe briefly)	Value of Goods: $_____	
2. DATE DEBT WAS INCURRED:		
3. TOTAL AMOUNT OF SECTION 503(b)(9) CLAIM: $_____ ☐ Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attached itemized statement of all additional charges		
4. BRIEF DESCRIPTION OF SECTION 503(b)(9) CLAIM AND GOODS (including the date and place of receipt of the goods by the debtor and the method of delivery of the goods to the debtor):		
5. **CREDITS**: The amount of all payments on this Section 503(b)(9) Claim have been credited and deducted for the purpose of making this Section 503(b)(9) Claim Request. In filing this Section 503(b)(9) Claim Request Form, creditor has deducted all amounts that creditor owes to debtor. 6. **SUPPORTING DOCUMENTS**: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, or contracts. DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain. 7.		**THIS SPACE IS FOR COURT USE ONLY**
Date:	Sign and print the name and title, if any, of the creditor or other person authorized to file this Section 503(b)(9) Claim Request Form (attach copy of power of attorney if any): _____ Name: Title:	
Penalty for presenting a fraudulent claim: fine of up to $500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571		

Exhibit "A"

INSTRUCTIONS FOR FILING SECTION 503(b)(9) CLAIM REQUEST FORM

The instructions below are general explanations of the law. In particular types of cases or circumstances, such as bankruptcy cases that are not filed voluntarily by a debtor, there may be exceptions to the general rules.

Items to be completed in Section 503(b)(9) Claim Request Form (if not already filled in):

Information about Creditor:
Complete the section giving the name, address, telephone number, and email address of the Creditor to whom the Debtor(s) owe money or property, and the Debtor(s) account number(s), if any. If anyone else has already filed a Section 503(b)(9) Claim Request relating to this debt, if you never received notices from the bankruptcy court about this case, if your address differs from that to which the court sent notice, if you have made any demands(s) to reclaim goods sold to the Debtor(s) under 11 U.S.C. § 546(c), or if this Section 503(b)(9) Claim Request Form replaces or changes a claim that was already filed, check the appropriate box on the form.

1. Basis for Section 503(b)(9) Claim:
Check the type of debt for which the Section 503(b)(9) Claim Request Form is being filed. For goods sold within 20 days prior to the commencement of the case, fill in the value of the goods sold. If the type of debt is not listed, check "Other" and briefly describe the type of debt.

2. Date Debt Incurred:
Fill in the date when the Debtor(s) first owed the debt.

3. Total Amount of Section 503(b)(9) Claim:
Fill in the total amount of the entire Section 503(b)(9) Claim. If interest or other charges in addition to the principal amount of the claim are included, check the appropriate place on the form and attach an itemization of the interest and charges.

4. Brief Description of Section 503(b)(9) Claim and Goods:
Describe the Section 503(b)(9) Claim and goods including, but not limited to, the date and place of receipt of the goods by the debtor and the method of delivery of the goods to the debtor.

5. Credits:
By signing this Section 503(b)(9) Claim Request Form, you are stating under oath that in calculating the amount of your Section 503(b)(9) Claim you have given the Debtor(s) credit for all payments received from the Debtor(s).

6. Supporting Documents:
Attach to this Section 503(b)(9) Claim Request Form redacted copies documenting the existence of the debt or, if the documents are too lengthy, a summary of those documents. If the documents are not available, you must attach an explanation of why they are not available. Do not send original documents, as attachments may be destroyed after scanning.

7.

Date and Signature:
The person filing this Section 503(b)(9) Claim Request Form must sign and date it. Print the name and title, if any, of the Creditor or other person authorized to file this Section 503(b)(9) Claim Request. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. Attach a complete copy of any power of attorney. Criminal penalties apply for making a false statement on a proof of claim.

Penalty for presenting fraudulent claim: Fine of up to $500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 357.

DEFINITIONS

Debtor:
A Debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor:
A Creditor is the person, corporation, or other entity owed a debt by a Debtor as of the date that the bankruptcy case was filed.

Section 503(b)(9) Claim:
A Section 503(b)(9) Claim is any claim for payment of an administrative expense specified in section 503(b)(9) of the Bankruptcy Code. Specifically, Section 503(b)(9) Claims include those claims for the "value of any goods received by the debtor, within 20 days before the date of commencement of a case under this title in which the goods have been sold to the debtor in the ordinary course of such debtor's business." 11 U.S.C. § 503(b)(9).

Section 503(b)(9) Claim Request Form:
A Section 503(b)(9) Claim Request Form is a form used by a Creditor to indicate the amount of the Section 503(b)(9) Claim incurred during the course of the chapter 11 cases. The Creditor must file the form with the

Redacted:
A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A Creditor should redact and use only the last four digits of any social-security, individual's tax identification, or financial-account number, all but the initials of a minor's name and only the year of any person's date of birth.