



SO ORDERED,

A handwritten signature in blue ink that reads "Katharine M. Samson".

Judge Katharine M. Samson  
United States Bankruptcy Judge  
Date Signed: June 15, 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, <i>et al.</i> <sup>1</sup>	)	CASE NO. 14-51667-KMS
	)	Chapter 11
	)	
Debtors	)	Jointly Administered
	)	

AGREED ORDER RESOLVING SULCOM, INC.'S LIMITED OBJECTION TO  
DEBTORS' MOTION TO DETERMINE CURE AMOUNTS FOR EXECUTORY  
CONTRACTS AND UNEXPIRED LEASES THAT MAY BE ASSUMED AND  
ASSIGNED AS PART OF THE SALE MOTION

[Dkt. ## 512, 592]

This matter came before the Court on the Debtors' *Motion of Debtors to Determine Cure Amounts for Executory Contracts and Unexpired Leases that May Be Assumed and Assigned as Part of the Sales Motion* [Dkt. # 512] (the "**Cure Amount Motion**") and the *Limited Objection to Debtors' Motion to Determine Cure Amounts for Executory Contracts and Unexpired Leases*

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<sup>1</sup> 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**", and, collectively with MPC and ATS, the "**Debtors**"), Case No. 14-51671. These chapter 11 cases are sometimes referred to herein as the "**Bankruptcy Cases**."

*that May Be Assumed and Assigned as Part of the Sale Motion* [Dkt. # 592] (the “**Objection**”)<sup>2</sup> filed by SULCOM, Inc. (“**SULCOM**”). SULCOM and the Debtors are collectively referred to herein as the “**Parties**.”

The Court finds as follows:

1. On October 27, 2014, each of the Debtors filed a voluntary petition in this Court for reorganization relief under Chapter 11 of the United States Bankruptcy Code.

2. This Court has jurisdiction in this matter pursuant to 28 U.S.C. §§ 157 and 1334(b). This is a core proceeding pursuant to 28 U.S.C. §§ 157(b)(2)(A), (B), and (O). Venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

3. On February 20, 2015, SULCOM filed its Proof of Claim # 215 in these Bankruptcy Cases asserting a prepetition claim in the amount of \$119,824.00.

4. The Debtors filed the Cure Amount Motion on February 20, 2015, asserting a Cure Amount of \$99,109.72.<sup>3</sup>

5. SULCOM filed the Objection on March 16, 2015. A hearing on the Motion and the Objection has not yet been scheduled as this Court entered that certain *Agreed Order for Continuing Hearing on SULCOM’s Limited Objection to Debtors’ Motion of Debtors to Determine Cure Amounts for Executory Contracts and Unexpired Leases that May Be Assumed and Assigned as Part of the Sales Motion* [Dkt. # 636] on March 20, 2015.

6. The Parties have reached an agreement concerning the Cure Amount, and have agreed that the Cure Amount for SULCOM is \$119,824.00.

**IT IS, THEREFORE, ORDERED** that the Cure Amount for SULCOM shall be \$119,824.00.

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<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Objection.

<sup>3</sup> The Cure Amount Motion defines **Cure Amount** as any applicable cure amounts as of the Petition Date.

**IT IS FURTHER ORDERED** that the *Limited Objection to Debtors' Motion to Determine Cure Amounts for Executory Contracts and Unexpired Leases that May Be Assumed and Assigned as Part of the Sale Motion* [Dkt. # 592], is fully resolved as set forth herein.

**##END OF ORDER##**

*[Remainder of Page Intentionally Left Blank]*

**ORDER PREPARED AND SUBMITTED BY:**

Thomas M. Hewitt (Miss. Bar No. 104589)

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ONE OF THE ATTORNEYS FOR THE DEBTORS

**AGREED TO AND APPROVED FOR ENTRY:**

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