

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re

BURGESS BIOPOWER, LLC, *et al.*¹

Debtors.

Chapter 11

Case No. 24-10235 (LSS)

(Jointly Administered)

NOTICE OF ADJOURNMENT OF AUCTION

PLEASE TAKE NOTICE that on February 29, 2024, the above-captioned debtors and debtors in possession (collectively, the “Debtors”) filed the *Debtors’ Motion for Entry of (A) an Order (I) Approving Bid Procedures Relating to the Sale of All or Substantially All of the Debtors’ Assets, (II) Scheduling a Hearing to Consider the Sale, (III) Approving the Form and Manner of Notice of Sale by Auction, (IV) Establishing Procedures for the Assumption and/or Assumption and Assignment of Contracts and Leases and Approving the Form and Manner of Notice Thereof, and (V) Granting Related Relief; and (B) an Order (I) Authorizing the Sale of Assets Outside the Ordinary Course of Business, (II) Authorizing the Sale of Assets Free and Clear of All Liens, Claims, Encumbrances and Interests, (III) Authorizing the Assumption and/or Assumption and Assignment of Certain Executory Contracts and Unexpired Leases, and (IV) Granting Related Relief* [D.I. 205].

PLEASE TAKE NOTICE that on March 25, 2024, the United States Bankruptcy Court for the District of Delaware (the “Court”) entered the *Order (I) Approving Bid Procedures Relating to*

¹ The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor’s federal tax identification number are: Burgess BioPower, LLC (0971) and Berlin Station, LLC (1913). The Debtors’ corporate headquarters are located at c/o CS Operations, Inc., 631 US Hwy 1, #300, North Palm Beach, FL 33408.

the Sale of All or Substantially All of the Debtors' Assets; (II) Scheduling a Hearing to Consider the Sale; (III) Approving the Form and Manner of Notice of Sale by Auction; (IV) Establishing Procedures for the Assumption and/or Assumption and Assignment of Contracts and Leases and Approving the Form and Manner of Notice Thereof; and (V) Granting Related Relief [D.I. 288] (the "Bid Procedures Order"). The Bid Procedures Order established Bid Procedures to govern the sale and auction of substantially all of the Debtor's assets, which, among other things, (i) set May 6, 2024 as the deadline (the "Bid Deadline") for interested parties to submit Qualifying Bids (as defined in the Bid Procedures Order) and (ii) scheduled an auction for May 13, 2024 at 10:00 a.m., prevailing Eastern Time (the "Auction").

PLEASE TAKE FURTHER NOTICE that no Qualifying Bid was received by the Bid Deadline.

PLEASE TAKE FURTHER NOTICE the Debtors have adjourned the Auction until further notice.

PLEASE TAKE FURTHER NOTICE that in accordance with the Bid Procedures Order and the Bid Procedures, the Debtors reserve their rights to extend all deadlines set forth in the Bid Procedures, including, without limitation, for those relating to potential Bids, Qualified Bids, and the Auction.

[Signature Page Follows]

Dated: May 13, 2024
Wilmington, Delaware

/s/ Katharina Earle

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