

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

Huachen Energy Co., Ltd.,¹

Debtor in a Foreign Proceeding.

Chapter 15

Case No. 22-10005 (LGB)

**NOTICE OF FILING AND HEARING ON PETITION SEEKING
RECOGNITION OF FOREIGN PROCEEDING AND RELATED RELIEF
PURSUANT TO CHAPTER 15 OF THE UNITED STATES BANKRUPTCY CODE**

PLEASE TAKE NOTICE that on January 4, 2022, Ernst & Young Hua Ming LLP, in its capacity as the duly authorized foreign representative (the “Foreign Representative”) of Huachen Energy Co., Ltd. (the “Debtor”),² filed the *Chapter 15 Petition for Recognition of a Foreign Proceeding* [Docket No. 1] and the *Verified Petition Under Chapter 15 for Recognition of a Foreign Main Proceeding and Related Relief* [Docket No. 2] (collectively, the “Petition”)³ pursuant to chapter 15 of title 11 of the United States Code (the “Bankruptcy Code”) with the United States Bankruptcy Court for the Southern District of New York (the “Court”).

PLEASE TAKE FURTHER NOTICE that the Foreign Representative seeks the entry of an order (a) finding that (i) the Debtor is eligible to be a “debtor” under chapter 15 of the Bankruptcy Code, (ii) the PRC Proceeding is a “foreign main proceeding” within the meaning of section 1502 of the Bankruptcy Code, (iii) the Foreign Representative satisfies the requirements of a “foreign representative” under section 101(24) of the Bankruptcy Code, and (iv) the Petition was properly filed and meets the requirements of section 1515 of the Bankruptcy Code; (b) granting recognition of the PRC Proceeding as a foreign main proceeding under sections 1517 and 1520 of the Bankruptcy Code; (c) granting all relief afforded to foreign main proceedings under section 1520 of the Bankruptcy Code; (d) recognizing, granting comity to, and giving full force and effect within the territorial jurisdiction of the United States to the PRC Proceeding, the Plan, and the Approval Order, including giving effect to the releases set forth in the Plan; (e) permanently enjoining all parties from commencing or continuing any action or proceeding in the United States against the Debtor or its assets located within the territorial jurisdiction of the United States that is inconsistent with the Plan; (f) waiving the 14-day stay of effectiveness of the proposed order granting the relief requested in the Petition; and (g) granting related relief.

¹ The last four digits of the Debtor’s Unified Social Credit Code are 6704. The location of the Debtor’s registered office is 3/F, Building 4, Guoxingjiayuan, No. 20 Shouti South Road, Haidian District, Beijing, People’s Republic of China.

² The Debtor is the subject of proceedings (the “PRC Proceeding”) currently pending before the No. 1 Intermediate People’s Court of Beijing (the “PRC Court”) in the People’s Republic of China (the “PRC”) concerning a reorganization plan (the “Plan”) under the PRC’s Enterprise Bankruptcy Law.

³ Capitalized terms shall have the same meanings ascribed to them in the Petition.

PLEASE TAKE FURTHER NOTICE that the Court has scheduled a hearing (the “Hearing”) to consider the relief requested in the Petition for **10:00 a.m. (prevailing Eastern Time) on February 1, 2022** in Room 601 of the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York 10004.

PLEASE TAKE FURTHER NOTICE that copies of the Petition and all documents filed in the chapter 15 case are available to parties in interest on the Court’s Electronic Case Filing System, which can be accessed from (a) the website maintained respect of the Plan at <https://bonds.morrowsodali.com/huachen>, (b) the Court’s website at <http://www.nysb.uscourts.gov> (a PACER login and password are required to retrieve a document), or (c) upon written request to the Foreign Representative’s counsel (including by facsimile or e-mail) addressed to:

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PLEASE TAKE FURTHER NOTICE that any party in interest wishing to submit a response or objection to the Petition must do so in writing and in accordance with the Bankruptcy Code, the Bankruptcy Rules, and the Local Bankruptcy Rules for the United States Bankruptcy Court for the Southern District of New York, setting forth the basis for such response or objection with specificity and the nature and extent of the respondent’s claims against the Debtor. Such responses or objections must be filed electronically with the Court by registered users of the Court’s electronic case filing system in accordance with General Order M-399 and the Court’s Procedures for the Filing, Signing and Verification of Documents by Electronic Means (copies of each of which may be viewed on the Court’s website at <http://www.nysb.uscourts.gov>) and by all other parties in interest, on a compact disc in Portable Document Format (PDF), Microsoft Word,

or any other Windows-based word processing format, which disc shall be sent to the Office of the Clerk of the Court, One Bowling Green, New York, New York 10004-1408. A hard copy of any response or objection shall be sent to the Chambers of the Honorable Lisa G. Beckerman, United States Bankruptcy Judge, One Bowling Green, New York, New York 10004-1408 and served upon counsel for the Foreign Representative, Latham & Watkins LLP, 1271 Avenue of the Americas, New York, NY 10020 (Attn.: Caroline A. Reckler, Jonathan J. Weichselbaum, and Alexandra M. Zablocki) and Latham & Watkins LLP, 330 North Wabash Avenue, Suite 2800, Chicago, IL 60611 (Attn.: Jeramy D. Webb and Andrew J. Miller), so as to be **actually received on or before January 25, 2022 at 5:00 p.m. (prevailing Eastern Time)**.

PLEASE TAKE FURTHER NOTICE that all parties in interest opposed to the Petition must appear at the Hearing at the time and place set forth above.

PLEASE TAKE FURTHER NOTICE that, at the Hearing, the Court may order the scheduling of a case management conference to consider the efficient administration of the case.

PLEASE TAKE FURTHER NOTICE that if no response or objection is timely filed and served as provided above, the Court may grant the relief requested in the Petition without further notice or hearing.

PLEASE TAKE FURTHER NOTICE that the Hearing may be adjourned from time to time without further notice other than an announcement in open court, or a notice of adjournment filed with the Court, of the adjourned date or dates at the hearing or any other further adjourned hearing.

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Dated: January 4, 2022
New York, New York

Respectfully submitted,

/s/ Caroline A. Reckler

Caroline A. Reckler

Jonathan J. Weichselbaum (*pro hac vice* pending)

Alexandra M. Zablocki (*pro hac vice* pending)

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