

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

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In re:	:	Chapter 11 Case
	:	No. 08-11525 (BLS)
SEMCRUDE, L.P., et al.,	:	
	:	Jointly Administered
	:	
Debtors	:	Re: Dkt. No. 4020
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**ORDER APPROVING STIPULATION
CONFERRING STANDING UPON OFFICIAL COMMITTEE
OF UNSECURED CREDITORS OF SEMCRUDE, L.P., ET AL., TO
PROSECUTE ADDITIONAL ACTIONS ON BEHALF OF THE ESTATES**

Upon the Motion of the Official Committee of Unsecured Creditors (the "Committee"), pursuant to 11 U.S.C. §§ 105(a), 1103(c)(5) and 1109(b) of title 11 of the United States Code (as amended, the "Bankruptcy Code"), for an order approving the stipulation (the "Stipulation") entered into with the Debtors, and conferring standing upon the Committee to prosecute the Additional Claims (as defined in the Motion) in the proposed Second Amended Complaint on behalf of the Debtors' estates in the adversary proceeding captioned *The Official Committee of Unsecured Creditors of SemCrude, L.P., et al., for and on behalf of the Debtors' Bankruptcy Estates against Thomas L. Kivisto, Gregory C. Wallace, and Westback Purchasing Co., LLC*, Case No. 09-50189-BLS; and consideration of the Stipulation and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Stipulation having been provided to (i) counsel to the Defendants; (ii) the United States Trustee of the District of Delaware; (iii) counsel to the Debtors; (iv) counsel to the administrative agent for the Debtors' prepetition lenders; (v) counsel to the administrative agent for the Debtors' postpetition lenders; (vi) counsel to the OPC; and (vii) all parties entitled to notice under Del. Bankr. LR



2002-1(b), and it appearing that no other or further notice need be provided; and the Court having reviewed the Stipulation, attached to the Motion as Exhibit A; and approval of the Stipulation being within the sound discretion of the Court; and in light of the representations, testimony, and/or evidence proffered or adduced at the proceedings had before the Court, if any; and it appearing that the resolution of the Stipulation is fair and equitable and in the best interests of the Debtors' estates and its creditors; and after due deliberation and good and adequate cause appearing therefore; and the Court having determined that no further notice of the Stipulation must be given:

IT IS HEREBY ORDERED THAT:

- 1) The Stipulation is APPROVED in full;
- 2) The terms of the Stipulation are expressly and fully incorporated herein;
- 3) The Court shall retain jurisdiction to hear and determine all matters arising

from or related to the implementation, interpretation, and/or enforcement of the Stipulation and this Order.

Dated: June 5, 2009
Wilmington, Delaware


THE HONORABLE BRENDAN L. SHANNON,
UNITED STATES BANKRUPTCY JUDGE