

**MOTION IN LIMINE
FILED UNDER SEAL**



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EXHIBIT A

(Proposed Order)

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

_____)	
In re:)	Chapter 11
ENVIVA INC., <i>et al.</i> ,)	Case No. 24-10453 (BFK)
Debtors.)	(Jointly Administered)
_____)	

**ORDER GRANTING OFFICIAL COMMITTEE OF UNSECURED CREDITORS’
MOTION *IN LIMINE* TO EXCLUDE DEBTORS’ BOARD MINUTES AND
MATERIALS AS EVIDENCE OF DEBTORS’ BUSINESS JUDGMENT**

On the motion of the Official Committee of Unsecured Creditors (the “Committee”) of Enviva Inc., *et al.* (collectively, the “Debtors”), requesting the Court to exclude testimony and other evidence at the DIP hearing regarding the Debtors’ Board minutes and materials as evidence of Debtors’ business judgment (the “Motion in Limine”), filed April 30, 2024, and based on the Motion *in Limine*, including the factual assertions and legal arguments therein; and the record before the Court; and it appearing that the relief requested in the Motion is proper and appropriate; and it appearing that this Court has jurisdiction over this matter by virtue of the provisions of 28 U.S.C. §§ 1334(a) and 157(a) and that venue is proper in this Court under 28 U.S.C. §§ 1408 and 1409; and finding that this Court, pursuant to Rule 7016 of the Bankruptcy Rules, has the authority to grant the relief requested in the Motion *in Limine*; and further finding that such relief is appropriate, it is hereby **ORDERED**:

1. The Motion *in Limine* is **GRANTED**.

2. The Debtors, including its professionals and advisors, are precluded from offering testimony and presenting evidence at the final hearing on the DIP Motion regarding the Debtors' Board minutes and materials in support of their business judgment.
3. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.
4. This Court shall retain exclusive jurisdiction over any and all matters arising from or related to the implementation or interpretation of this Order.

Enter: / /

Brian F. Kenney, Judge
United States Bankruptcy Court for the Eastern
District of Virginia

WE ASK FOR THIS:

/s/ Kristen E. Burgers

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CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Kristen E. Burgers

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