

**THE BUSINESS COURT OF TEXAS
FIRST DIVISION**

JOHN F WARREN
COUNTY CLERK
DALLAS COUNTY, TEXAS

FILED: Jun 10, 2025, 1:02 pm

BY DEPUTY:
Rasheeda Horn

Cause No. 25-BC01B-0011

**AMENDED PUBLIC NOTICE OF HEARING ON DEFENDANTS' MOTION FOR
TEMPORARY SEALING ORDER AND PLAINTIFFS' MOTIONS TO SEAL COURT
RECORDS AND FOR TEMPORARY AND PERMANENT SEALING ORDERS**

Pursuant to Texas Rule of Civil Procedure 76a(3), Plaintiffs Synergy Thermogen, Inc. and Synergy Automation LLC (collectively “Plaintiffs” or “Synergy”) and Defendants Blackbrush Oil & Gas, L.P., BBOG GP, LLC, Synergy NC Investment LLC, Pandale Mesa, LLC, LLC, Phil Mezey, Price Scott Martin, Eric Friedrichs, and Dennis McCanless (collectively “Defendants”) post this Public Notice of the hearing in open court on Defendants’ Motion for Temporary Sealing Order as to Defendants’ Joint Motion to Dismiss, filed on May 27, 2025, Plaintiffs’ Motion for Temporary and Permanent Sealing Orders as to redacted portions of Plaintiffs’ Original Petition and certain of the accompanying exhibits, filed on March 26, 2025, and Plaintiffs’ Motion for Temporary and Permanent Sealing Orders as to redacted portions of Plaintiffs’ First Amended Petition and certain of the accompanying exhibits in, filed on June 10, 2025, in the above-styled case. The hearing will be held on **Wednesday June 25th, 2025 at 10:00 a.m. CST** and will take

place before the Business Court of Texas, First Division. The hearing will be conducted at 8080 Park Lane, Suite 500, Dallas, Texas 75231 in the First Floor Conference Room.

In this case, Plaintiffs have alleged that Defendants breached certain agreements with Plaintiffs and engaged in other tortious and unfair and/or deceptive trade practices causing Plaintiffs hundreds of millions of dollars in damages. Defendants deny Plaintiffs' allegations, deny they breached any agreement with Plaintiffs, and deny that they engaged in any other unlawful conduct.

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According to Plaintiffs, the records sought to be sealed reflect Plaintiffs' proprietary financial and pricing information and confidential trade secrets, including its descriptions of its proprietary and patented technology, marketing materials, revenue information, and sales strategies and information. The parties are not asking the Court to seal any court order or opinion.

Plaintiffs have filed an unredacted copy of both Plaintiffs' Original Petition and Plaintiffs' First Amended Petition along with associated exhibits for each with the Court and have served copies on the Parties to this lawsuit. For the reasons stated in Plaintiffs' Motion for Temporary and Permanent Sealing Orders, *inter alia*, that the Original Petition, First Amended Petition, and certain of the accompanying exhibits contain financial details that reflect and could be used to ascertain both Synergy and Defendants sensitive commercial information and trade secrets, Plaintiffs now request the Court permanently seal the Plaintiffs' Original Petition, Plaintiffs' Amended Petition, and certain of the accompanying exhibits.

Defendants have filed an unredacted copy of Defendants' Joint Motion to Dismiss and associated exhibits with the Court and have served copies on Plaintiffs. For the reasons stated in Defendants' Motion for Temporary Sealing Order, *inter alia*, that Defendants' Joint Motion to Dismiss cites an agreement between certain of the parties to this action that Plaintiffs allege

contains financial details that reflect and could be used to ascertain both Parties' sensitive commercial information and trade secrets, Defendants now request the Court temporarily seal the Defendants' Joint Motion to Dismiss, pending the outcome of Plaintiffs' motion for a permanent sealing order.

Any person may intervene and be heard concerning the sealing of the records.

A verified copy of this Public Notice will also be filed with the clerk of the court in which the case is pending and with the Clerk of the Supreme Court of Texas.

Dated: June 10, 2025

Respectfully submitted,

/s/ Evan P. Singer

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