

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

AVENTINE RENEWABLE ENERGY
HOLDINGS, INC., a Delaware Corporation, *et al.*,

Debtors.¹

Chapter 11

Case No. 09-11214 (KG)

(Jointly Administered)

Docket Ref. No. 911

**ORDER SUSTAINING DEBTORS' SIXTH OMNIBUS (NON-SUBSTANTIVE)
OBJECTION TO CLAIMS PURSUANT TO SECTION 502(b) OF THE BANKRUPTCY
CODE, BANKRUPTCY RULES 3003 AND 3007, AND LOCAL RULE 3007-1**

Upon consideration of the sixth omnibus (non-substantive) objection (the "Objection") of the above-captioned reorganized debtors (the "Debtors"), by which the Debtors respectfully request the entry of an order pursuant to section 502(b) of title 11 of the United States Code (the "Bankruptcy Code"), Rules 3003 and 3007, of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules"), and Rule 3007-1 of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the "Local Rules") disallowing in full each of the Disputed Claims² identified on Exhibits A and B hereto; and it appearing that the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and that due and adequate notice of the Objection having been given under the circumstances; and sufficient cause appearing thereof; it is hereby

ORDERED that the Objection is sustained; and it is further

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number, are: Aventine Renewable Energy Holdings, Inc. (9368), Aventine Renewable Energy, LLC (0195), Aventine Renewable Energy, Inc. (8352), Aventine Renewable Energy – Aurora West, LLC (9285), Aventine Renewable Energy – Mt Vernon, LLC (8144), Aventine Power, LLC (9343), and Nebraska Energy, L.L.C. (1872). The corporate headquarters address for all of the Debtors is 120 North Parkway Drive, Pekin, Illinois 61554.

² All capitalized terms not otherwise defined herein shall have the meaning ascribed to such terms in the Objection.

ORDERED that, pursuant to Bankruptcy Code section 502(b) and Bankruptcy Rules 3003 and 3007, the Disputed Claims identified on the attached Exhibits A and B are hereby disallowed in their entirety; and it is further

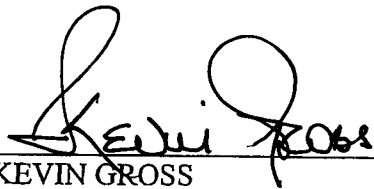
ORDERED that the Debtors reserve the right to amend, modify or supplement this Objection, and to file additional objections to any claims filed in these chapter 11 cases including, without limitation, the claims that are the subject of this Objection; and it is further

ORDERED that the Debtors reserve the right to object to any of the Disputed Claims on any grounds in future omnibus objections to claims; and it is further

ORDERED that this Court shall retain jurisdiction over all affected parties with respect to any matters, claims, or rights arising from or related to the implementation and interpretation of this Order.

Dated: Wilmington, Delaware

May 29 2010
April



KEVIN GROSS
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT A

Amended Claims

Exhibit A

Amended Claims

Name/Address of Claimant	----- Objectionable Claims -----		----- Surviving Claims -----			
	Claim	Date Filed	Total Amount Claimed	Date Filed	Total Amount Claimed	
Franchise Tax Board Bankruptcy Section MS A340 PO Box 2952 Sacramento, CA 95812-2952	455	9/15/2009	\$0.00 - (S) \$0.00 - (A) \$1,600.00 - (P) \$0.00 - (U) \$1,600.00 - (T)	493	3/17/2010	\$0.00 - (S) \$0.00 - (A) \$0.00 - (P) \$0.00 - (U) \$0.00 - (T)
GATX Corporation 222 West Adams Street Chicago, IL 60606-5314 Attn: Cathy Spathis, Investment Risk Analyst	249	8/24/2009	\$0.00 - (S) \$0.00 - (A) \$0.00 - (P) \$2,455.58 - (U) \$2,455.58 - (T)	470	10/26/2009	\$0.00 - (S) \$0.00 - (A) \$0.00 - (P) \$150,299.99 - (U) \$150,299.99 - (T)
Tennessee Dept of Revenue c/o Attorney General PO Box 20207 Nashville, TN 37202-0207	40	6/1/2009	\$0.00 - (S) \$0.00 - (A) \$169,332.20 - (P) \$15.00 - (U) \$169,347.20 - (T)	463	10/5/2009	\$0.00 - (S) \$0.00 - (A) \$34,104.64 - (P) \$0.00 - (U) \$34,104.64 - (T)
Transflo Terminal Services Inc. c/o McGuire Woods, Attn: John H. Maddock, III One James Center 901 E Cary Street Richmond, VA 23112	432	9/8/2009	\$0.00 - (S) \$0.00 - (A) \$0.00 - (P) \$17,620.40 - (U) \$17,620.40 - (T)	483	1/28/2010	\$0.00 - (S) \$0.00 - (A) \$0.00 - (P) \$209,150.40 - (U) \$209,150.40 - (T)

EXHIBIT B
Late Filed Claim

Exhibit B
Late Filed Claims

Name/Address of Claimant	Claim	Date Filed	Total Amount Claimed
Meters & Controls 505 W Wrightwood Ave Elmhurst, IL 60126	484	3/9/2010	\$0.00 - (S) \$0.00 - (A) \$0.00 - (P) \$871.97 - (U) \$871.97 - (T)

CONTROL: 413975

CLIENT: 067844 WestLB AG, New York Branch
 MATTER: 067844.1001 Creditor/lender
 COORDINATOR: 0148 Joel A. Waite

FEEs THRU 03/31/2010
 EXPENSES THRU 03/31/2010

STATEMENT NUMBER: *****
 STATEMENT DATE: 04/29/2010

ADDRESS AND ARRANGEMENT INFORMATION

Mr. Jeff V. Nelson
 West LB
 1211 Avenue of the Americas
 New York, NY 10036

ARRANGEMENT: Hourly
 FREQUENCY: M
 ASSIGNED STMT FORMAT:
 DEFAULT STMT FORMAT:

BILLING SUMMARY

BILLING TO DATE	HOURS	FEES	EXPENSES	AGED ACCOUNTS RECEIVABLE
RELIEVED:	75.50	27,712.00	1,204.99	CURRENT 0.00
BILLED:	67.30	26,571.50	915.19	30 DAYS 1,049.86
VARIANCE:	(8.20)	(1,140.50)	(289.80)	60 DAYS 0.00
% OF REALIZATION:	89.14	95.88	75.95	90 DAYS 0.00
BILLING WRITE UP (DOWN):	(8.20)	(1,140.50)	(289.80)	120+ DAYS 1,755.92
RECEIVABLE WRITE OFF:		0.00	0.00	TOTAL 2,805.78
TOTAL OUTSTANDING:		2,533.00	272.78	MTR UNAPPLIED CASH: 0.00
				TRUST BALANCE: 0.00

LAST BILL	BILL DATE	THROUGH DATE	AMOUNT	LAST PAYMENT APPLIED	DATE	AMOUNT
FEE:	03/25/2010	02/28/2010	927.00		05/11/2009	6,780.90
EXPENSE:			122.86			
TOTAL:			1,049.86			

TIMEKEEPER SUMMARY

TIMEKEEPER	HOURS	RECORDED RATE	VALUE	STANDARD VALUE	HOURS	BILLING RATE	VALUE	LAST TIMESLIP
TOTAL FOR INSTRUCTION: 183813	0.00		0.00	0.00	0.00		0.00	0.00