



**COMMONWEALTH OF KENTUCKY**  
**MICHAEL G. ADAMS, SECRETARY OF STATE**

**1206660.06**dwilliams  
ADD

**Michael G. Adams**  
**Kentucky Secretary of State**  
 Received and Filed:  
 5/5/2022 1:59 PM  
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**Division of Business Filings**

P.O. Box 718  
 Frankfort, KY 40602  
 (502) 564-3490  
[www.sos.ky.gov](http://www.sos.ky.gov)

**Certificate of Authority**  
 (Foreign Business Entity)

Pursuant to the provisions of KRS 14A – 030 the undersigned hereby applies for authority to transact business in Kentucky on behalf of the entity named below and, for that purpose, submits the following statements:

1. The entity is a: ☐ profit corporation ☐ nonprofit corporation ☐ professional limited liability company  
☐ business trust ☒ limited liability company ☐ statutory trust  
☐ limited partnership ☐ ltd cooperative association ☐ other  
☐ non-profit llc ☐ professional service corporation

2. The name of the entity is Elk Horn Resources LLC  
 (The name must be identical to the name on record with the Secretary of State.)

3. The name of the entity to be used in Kentucky is (if applicable): Elk Horn Resources LLC  
 (Only provide if "real name" is unavailable for use; otherwise, leave blank.)

4. The state or country under whose law the entity is organized is Delaware

5. The date of organization is April 14, 2022 and the period of duration is \_\_\_\_\_  
 (If left blank, duration is considered perpetual.)

6. The mailing address of the entity's principal office is  
c/o Wexford Capital LP, 777 West Putnam Ave., First Floor Greenwich CT 06830  
**Street Address** **City** **State** **Zip Code**

7. The street address of the entity's registered office in Kentucky is  
421 West Main Street Frankfort KY 40601  
**Street Address (No P.O. Box Numbers)** **City** **State** **Zip Code**

and the name of the registered agent at that office is Corporation Service Company

8. The names and business addresses of the entity's representatives (secretary, officers and directors, managers, trustees or general partners):

<b>Joseph Funk</b>	<b>544 South Lake Drive</b>	<b>Prestonsburg</b>	<b>KY</b>	<b>41653</b>
<b>Name</b>	<b>Street or P.O. Box</b>	<b>City</b>	<b>State</b>	<b>Zip Code</b>
<b>Arthur Amron</b>	<b>c/o Wexford Capital LP, 777 West Putnam Ave., First Floor</b>	<b>Greenwich</b>	<b>CT</b>	<b>06830</b>
<b>Name</b>	<b>Street or P.O. Box</b>	<b>City</b>	<b>State</b>	<b>Zip Code</b>
<b>Steve Mecca</b>	<b>c/o Wexford Capital LP, 777 West Putnam Ave., First Floor</b>	<b>Greenwich</b>	<b>CT</b>	<b>06830</b>
<b>Name</b>	<b>Street or P.O. Box</b>	<b>City</b>	<b>State</b>	<b>Zip Code</b>

9. If a professional service corporation, all the individual shareholders, not less than one half (1/2) of the directors, and all of the officers other than the secretary and treasurer are licensed in one or more states or territories of the United States or District of Columbia to render a professional service described in the statement of purposes of the corporation.

10. I certify that, as of the date of filing this application, the above-named entity validly exists under the laws of the jurisdiction of its formation.

11. If a limited partnership, it elects to be a limited liability limited partnership. Check the box if applicable: ☐

12. If a limited liability company, check box if manager-managed: ☐

13. This application will be effective upon filing.

DocuSigned by:  
Joseph Funk, President and CEO 05/04/2022  
**Signature of Authorized Representative** **Printed Name & Title** **Date**

I, Corporation Service Company, consent to serve as the registered agent on behalf of the business entity.  
**Type/Print Name of Registered Agent**

Erica Tarrant-Wilson Assistant Secretary for Corporation Service Company 05/05/2022  
**Signature of Registered Agent** **Printed Name** **Title** **Date**