

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

In re:

Peabody Energy Corporation, et al.,  
  
Debtors.

Case No. 16-42529-399  
CHAPTER 11

Jointly Administered

**NOTICE OF DEADLINES FOR FILING OF PROOFS OF CLAIM**

**TO ALL PERSONS AND ENTITIES WITH CLAIMS AGAINST ANY OF THE ABOVE-CAPTIONED DEBTOR ENTITIES:**

On June 16, 2016, the United States Bankruptcy Court for the Eastern District of Missouri (the "Court") entered an order (Docket No. 771) (the "Bar Date Order")<sup>1</sup> establishing certain deadlines for the filing of proofs of claim in the chapter 11 cases of the above-captioned debtors and debtors in possession (collectively, the "Debtors", and each a "Debtor"). A list of all of the Debtors, together with their respective case numbers, is attached hereto.

By the Bar Date Order, the Court established: (i) **August 19, 2016 at 11:59 p.m., Central Time** (the "General Bar Date"), as the general deadline for entities to file proofs of claim in the Debtors' cases for claims against the Debtors that arose or are deemed to have arisen prior to the date on which the Debtors filed their chapter 11 petitions, April 13, 2016 (the "Petition Date"); and (ii) **October 11, 2016 at 11:59 p.m., Central Time** (the "Governmental Bar Date"), as the general deadline for governmental units to file proofs of claim in the Debtors' cases for claims against the Debtors that arose or are deemed to have arisen prior to the Petition Date. As described below, the Bar Date Order also establishes different bar dates for certain categories of claims.

For your convenience, enclosed with this Notice is a customized proof of claim form (the "Proof of Claim Form"), which identifies on its face the amount, nature and classification of your claim(s), if any, listed in the Debtors' schedules of assets and liabilities and statements of financial affairs filed in these chapter 11 cases (collectively, the "Schedules").

As used in this Notice, the term "entity" has the meaning given to it in section 101(15) of title 11 of the United States Code (the "Bankruptcy Code"), and includes all persons, estates, trusts and the United States trustee. As used in this Notice, the terms "person" and "governmental unit" have the meanings given to them in sections 101(41) and 101(27) of the Bankruptcy Code, respectively.

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<sup>1</sup> All capitalized terms not otherwise defined herein shall have the meaning set forth in the Bar Date Order.



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As used in this Notice, the term "claim" means, as to or against any of the Debtors and in accordance with section 101(5) of the Bankruptcy Code: (a) any right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured or unsecured; or (b) any right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.

Contact information for the Debtors' claims, noticing and balloting agent, Kurtzman Carson Consultants, LLC ("KCC"), which is available to provide you with additional information regarding these chapter 11 cases and the filing of a proof of claim, is provided in section 10 below.

## **1. THE BAR DATES**

The Bar Date Order establishes the following bar dates for filing proofs of claim or requests for payment of certain administrative expenses in these cases (collectively, the "Bar Dates"):

- (a) The General Bar Date. Pursuant to the Bar Date Order, except as described below, all entities holding claims (whether secured, unsecured, priority or unsecured priority, including section 503(b)(9) claims) against the Debtors that arose or are deemed to have arisen prior to the Petition Date are required to file proofs of claim by the General Bar Date (i.e., by August 19, 2016 at 11:59 p.m., Central Time). *The General Bar Date applies to all types of claims against the Debtors that arose prior to the Petition Date, including secured claims, unsecured priority claims (including, without limitation, claims entitled to priority under section 503(b)(9) of the Bankruptcy Code) and unsecured nonpriority claims.*
- (b) The Governmental Bar Date. Pursuant to the Bar Date Order, except as described below, all governmental units holding claims against the Debtors that arose before the Petition Date are required to file proofs of claim by the Governmental Bar Date (i.e., by October 11, 2016 at 11:59 p.m., Central Time).
- (c) The Rejection Bar Date. Pursuant to the Bar Date Order, any entity asserting claims against the Debtors arising from or relating to the rejection of executory contracts or unexpired leases, in accordance with section 365 of the Bankruptcy Code and pursuant to a court order or by operation of section 365(d)(4) of the Bankruptcy Code, or claims otherwise related to such rejected agreements, including: (i) secured claims, unsecured priority claims and unsecured nonpriority claims that arose or are deemed to have arisen prior to the Petition Date; and (ii) administrative claims under section 503(b) of the Bankruptcy Code, (collectively, "Rejection Damages Claims") are required to file proofs of claim by the later of: (i) the General Bar Date or the Governmental Bar Date (as applicable) and (ii) 11:59 p.m., Central Time, on the date that is 30 days after the entry of the relevant order or deemed rejection date. The later of these dates is referred to in this Notice as the "Rejection Bar Date." *For the avoidance of doubt, all*

*prepetition and postpetition claims of any kind or nature arising from or relating to rejected executory contracts or unexpired leases must be filed by the Rejection Bar Date.*

- (d) The Amended Schedule Bar Date. Pursuant to the Bar Date Order, if, subsequent to the date of this Notice, a Debtor amends or supplements its Schedules to:
- (i) reduce the undisputed, noncontingent and liquidated amount of a claim against the Debtor;
  - (ii) change the nature or classification of a claim against the Debtor in a manner adverse to the scheduled creditor; or
  - (iii) add a new claim to the Schedules with respect to a party that was not previously served with notice of the Bar Dates, the affected claimant is required to file a proof of claim or amend any previously filed proof of claim in respect of the new or amended scheduled claim on or before the later of: (i) the General Bar Date; and (ii) 11:59 p.m., Central Time, on the date that is 30 days after the date that notice of the applicable amendment or supplement to the Schedules is served on the claimant. The later of these dates is referred to in this Notice as the "Amended Schedule Bar Date."

## **2. WHO MUST FILE A PROOF OF CLAIM**

Unless one of the exceptions described in Section 5 below applies, if you have a claim that arose or is deemed to have arisen prior to the Petition Date, you **MUST** file a proof of claim to vote on a chapter 11 plan or to share in distributions from the Debtors' bankruptcy estates. Claims based on acts or omissions of the Debtors that occurred before the Petition Date must be filed on or prior to the applicable Bar Date, even if such claims are not now fixed, liquidated or certain or did not mature or become fixed, liquidated or certain before the Petition Date.

Except where the Governmental Bar Date, Rejection Bar Date or the Amended Schedule Bar Date apply to establish a different deadline or one of the exceptions described in Section 5 below applies, the following entities must file proofs of claim on or before the General Bar Date:

- (a) any entity (i) whose prepetition claim against a Debtor is not listed in the applicable Debtor's Schedules or is listed as "disputed," "contingent" or "unliquidated" and (ii) that desires to participate in any of these chapter 11 cases or share in any distribution in any of them; and
- (b) any entity that believes that its prepetition claim is improperly classified in the Schedules or is listed in an incorrect amount or against an incorrect Debtor and that desires to have its claim allowed in a classification or amount or against a Debtor other than that identified in the Schedules.

## **3. WHAT TO FILE**

The Debtors are enclosing a Proof of Claim Form for use in these cases, or you may use another proof of claim form that conforms substantially to the standard proof of claim form, Official Form B 410. If your claim is scheduled by the Debtors, the attached Proof of Claim Form also sets forth: (a) the amount of your scheduled claim (if any); (b) the identity of the Debtor against which your claim is scheduled; (c) whether your claim is scheduled as disputed, contingent or unliquidated; and (d) whether your claim is scheduled as a secured, unsecured

priority or unsecured nonpriority claim. You will receive a different Proof of Claim Form for each claim scheduled in your name by the Debtors. You may utilize the Proof of Claim Form(s) provided by the Debtors to file your claim. Additional proof of claim forms may be obtained, free of charge, at the following websites: <http://www.kccllc.net/peabody> or <http://www.uscourts.gov/bkforms>.

All proof of claim forms must be **signed** by the claimant or, if the claimant is not an individual, by an authorized agent of the claimant (electronic signatures are acceptable). The proof of claim form must be written in English and be denominated in United States currency. You should attach to your completed proof of claim form any documents upon which the claim is based (or, if such documents are voluminous, attach a summary) or an explanation as to why the documents are not available.

Except as otherwise set forth in the Bar Date Order, all Claimants asserting a Claim against more than one Debtor must file a separate Proof of Claim with respect to each such Debtor and identify on each Proof of Claim the particular Debtor against which such Claim is asserted and the case number for that particular Debtor. If any Proof of Claim does not clearly specify the name of the Debtor against which the claim is asserted (including listing multiple Debtors), that Proof of Claim shall be administered as though it was filed against Peabody Energy Corporation, unless a single different case number is clearly specified. Notwithstanding the foregoing, the failure of any entity to file its Proof of Claim against the correct Debtor shall not constitute cause to expunge the Proof of Claim. Rather, the Debtors may seek to reclassify the Proof of Claim so that the claim is asserted against the proper Debtor on notice to the affected claimant.

The following entities (each, an "Authorized Entity") are each authorized to file one master proof of claim (any such claim, a "Master Proof of Claim") on its own behalf and on behalf of all of its affiliates, if any, such that any such Master Proof of Claim shall have the same effect as if each of such Authorized Entity and its affiliates, if any, had individually filed a proof of claim against each Debtor on account of the claims asserted in such Master Proof of Claim notwithstanding paragraph 8(e) of the Bar Date Order but subject to all of the other terms of the Bar Date Order: (a) Federal Insurance Company (with respect to insurance policies and related agreements); (b) the Pension Benefit Guaranty Corporation; (c) any agency of the United States of America; (d) ACE American Insurance Company (the "ACE Companies");<sup>2</sup> (e) Liberty Surety Company, (f) Lexon Insurance Company (the "Lexon Companies");<sup>3</sup> (g) Zurich American Insurance Company (the "Zurich Companies");<sup>4</sup> (h) Federal Insurance Company (with respect to

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<sup>2</sup> The ACE Companies include, but are not limited to, ACE American Insurance Company, Illinois Union Insurance Company, Westchester Surplus Lines Insurance Company, Westchester Fire Insurance Company, Insurance Company of North America, Indemnity Insurance Company of North America, and Pacific Employers Insurance Company, and their respective affiliates and successors.

<sup>3</sup> The Lexon Companies include, but are not limited to, Lexon Insurance Company and Bond Safeguard Insurance Company, and their respective affiliates and successors.

<sup>4</sup> The Zurich Companies include, but are not limited to, the Fidelity and Deposit Company of Maryland, Colonial American Casualty and Surety Company, and American Guarantee and Liability Insurance Company.

surety bonds and related agreements); (i) ESIS, Inc.; (j) CNA Surety; and (k) Travelers Companies.<sup>5</sup> In addition, the Debtors may consent to the filing of a Master Proof of Claim by other entities. Notwithstanding any other provision of the Bar Date Order to the contrary, upon receipt of the Debtors' written consent (which the Debtors may grant or withhold in their reasonable discretion), each such entity shall be authorized to file a Master Proof of Claim, subject to the terms of the Bar Date Order (but notwithstanding paragraph 8(e) thereof).

For administrative convenience, any Master Proof of Claim authorized herein shall be filed in the case of Debtor PEC (as defined in the Bar Date Order) (*In re Peabody Energy Corporation*, Case No. 16-42529-399) (the "Lead Case") with respect to all amounts asserted in such Master Proof of Claim, and such Master Proof of Claim shall be deemed to be filed and asserted by the applicable entity or entities against every Debtor that is potentially liable for the applicable claim so long as such authorized Master Proof of Claim sets forth in reasonable detail the basis for such claim and, to the extent reasonably possible, the amount asserted against each applicable Debtor. No authorized Master Proof of Claim shall be disallowed, reduced or expunged solely on the basis that it is filed only in the Lead Case and only against Debtor PEC.

The Pension Benefit Guaranty Corporation (the "PBGC"), may file a single, consolidated proof of claim on account of each of its claims, which claim shall be deemed to be filed against all of the Debtors (the "PBGC Claim"); provided, however, that the PBGC Claim shall set forth in reasonable detail the basis and amount of the claims asserted against each Debtor, as required by the Bankruptcy Code, the Bankruptcy Rules, and any applicable order of the Court. If timely filed by the applicable Bar Date, the PBGC Claim shall be deemed a valid proof of claim against each Debtor described in the PBGC Claim and PBGC shall not be required to file a proof of claim in the separate case of each such Debtor. The authorization for PBGC to file a single, consolidated proof of claim is for procedural purposes only, intended for administrative convenience and shall not be interpreted or construed to substantively affect any right, objection, claim or defense of any party in interest to the PBGC Claim, including amount, extent, validity, priority, perfection, or enforceability of any claim or security interest asserted by the PBGC Claim. For the avoidance of doubt, the authorization granted in the Bar Date Order is without prejudice to the right of any party to object to the PBGC Claim on the basis of insufficient information, or to seek to disallow, and/or expunge the proof of claim to the extent it is determined that all or any portion of the claims or security interests asserted in the PBGC Claim are not allowable against any individual Debtor's estate.

Any entity asserting a Rejection Damages Claim with an administrative claim component must file, along with its proof of claim, a detailed statement describing the nature and basis of any portion of the Rejection Damages Claim asserting an administrative priority under section 503(b) of the Bankruptcy Code (the "Administrative Claim Supplement").

Under the Bar Date Order, the filing of a proof of claim form, along with an attached Administrative Claim Supplement, if applicable, shall be deemed to satisfy the procedural requirements for the assertion of a Rejection Damages Claim (including any administrative claim

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<sup>5</sup> The Travelers Companies include, but are not limited to Aetna Casualty & Surety, Seaboard Surety, St. Paul Fire & Marine, and Travelers Casualty and Surety Company of America.

included therein). *All other administrative claims under section 503(b) of the Bankruptcy Code must be made by separate requests for payment in accordance with section 503(a) of the Bankruptcy Code and shall not be deemed proper if made by proof of claim.* No deadline has been established for the filing of administrative claims other than (a) claims under section 503(b)(9) of the Bankruptcy Code and (b) any portion of a Rejection Damages Claim seeking administrative priority, which claims must be filed by the General Bar Date and the Rejection Bar Date, respectively.

#### **4. WHEN AND WHERE TO FILE**

All Proofs of Claim must be sent by either (i) first-class mail, overnight courier, or hand-delivery to **Peabody Energy Corp Claims Processing Center, c/o KCC, 2335 Alaska Avenue, El Segundo, CA 90245**; (ii) electronically using the interface available on KCC's website at <https://epoc.kccllc.net/peabody>; or (iii) electronically using Court's website at <http://www.moeb.uscourts.gov/epoc>. **Proofs of claim may NOT be delivered by facsimile or electronic mail transmission.** Proofs of claim must be actually received **on or before the applicable Bar Date.**

Claimants must submit proofs of claim to the PEC Claims Processing Center in person; electronically through KCC's or the Court's website; or by courier service, hand delivery or mail. Proofs of claim will be deemed filed only when **actually received** by the PEC Claims Processing Center or the Court on or before the applicable Bar Date. **Proofs of claim may NOT be delivered by facsimile or electronic mail transmission.** Any facsimile or electronic mail submission will not be accepted and will not be deemed filed until a proof of claim is submitted by one of the approved methods described above.

Proof of claim forms will be collected from the PEC Claims Processing Center, docketed and maintained by the Debtors' claims agent, KCC. If you wish to receive acknowledgement of KCC's receipt of a proof of claim, you must submit to KCC by the applicable Bar Date and concurrently with your original proof of claim: (a) a copy of the original proof of claim; and (b) a self-addressed, postage prepaid return envelope. Filed proofs of claim will be posted on KCC's website, [www.kccllc.net/peabody](http://www.kccllc.net/peabody), as soon as is practicable after receipt.

#### **5. WHO NEED NOT FILE A PROOF OF CLAIM**

The Bar Date Order further provides that the following entities, whose claims otherwise would be subject to the General Bar Date or the Governmental Bar Date, need not file proofs of claim:

- (a) any entity that already has filed a signed proof of claim against the applicable Debtor(s) with KCC or the Clerk of the Bankruptcy Court for the Eastern District of Missouri in a form substantially similar to Official Form B 410;
- (b) any entity whose claim is listed on the Schedules filed by the Debtors if (i) the claim is not scheduled as disputed, contingent or unliquidated and (ii) the entity agrees with the amount, nature and priority of the claim as set forth in the Schedules and (iii) the entity does not dispute that the claim is an obligation of the specific Debtor(s) in whose Schedules the claim is listed;

- (c) any holder of a claim that heretofore has been allowed by a final order of this Court;
- (d) any holder of a claim that has been paid in full by any of the Debtors (or any other party);
- (e) any holder of a claim for which a specific deadline to file a proof of claim previously has been fixed by this Court;
- (f) any Debtor or affiliate of a Debtor having a claim against a Debtor; provided, however, for the avoidance of doubt, that any non-Debtor affiliate having a claim against a Debtor in these above-captioned cases not listed on the Schedules must file a proof of claim;
- (g) any current employee for regular prepetition wages and benefits that were allowed to be paid pursuant to the *Order Granting in Part Motion of the Debtors and Debtors in Possession and: (I) Authorizing Payment of Prepetition Employee Wages and Benefits; (II) Authorizing Payment and Continuation of Certain Postpetition Employee Wages and Benefits; (III) Authorizing Payment of Costs and Expenses Incident to the Foregoing; (IV) Authorizing Financial Institutions to Honor and Process Related Checks and Transfers; and (V) Granting Other Related Relief* [D.I. 109]; provided, however, that if an employee believes that he or she has a claim against any of the Debtors for anything other than regular wages or benefits, then the employee must file a proof of claim by the General Bar Date;
- (h) any person or entity that holds or asserts a claim that is limited exclusively to the repayment of principal, interest, and/or other applicable fees and charges (a "Debt Claim") owed under any bond or note issued by the Debtors pursuant to an indenture (an "Indenture"), to the extent that the relevant Indenture Trustee (as defined below) files a proof of claim authorized by clause (ii) below; provided, however, that: (i) the foregoing exclusion in this subparagraph shall not apply to the indenture trustee under the applicable indenture (the "Indenture Trustee"), (ii) each Indenture Trustee shall be authorized to file a single proof of claim against Debtor PEC, on or before the General Bar Date, and the filing of such proof of claim by an Indenture Trustee will be deemed to constitute the filing of a proof of claim against all Debtors against whom a claim may be asserted under the applicable Indenture, (iii) each Indenture Trustee will be permitted, in lieu of attaching voluminous documentation, to file with its proof of claim a summary of the applicable Indenture and other operative documents, on the condition that such documents will be made available by the Indenture Trustee within ten (10) business days after receipt of a written request from a party in interest, and (iv) any holder of a Debt Claim wishing to assert a claim against any or all Debtors, other than a Debt Claim arising out of or relating to an Indenture, shall be required to file a proof of claim with respect to such claim on or before the General Bar Date, unless another exception in this paragraph applies;

- (i) any entity (other than a counterparty to a Swap Contract) whose claim is for repayment of principal, interest, fees, charges or any other obligations under or in connection with the Existing Credit Documents; provided, that (i) the Pre-Petition Agent is authorized, but not directed, to file the Pre-Petition Credit Agreement Master Proof of Claim in the Debtors' lead chapter 11 case *In re Peabody Energy Corporation, et al.*, (Case No. 16-42529) on behalf of itself and each applicable Pre-Petition Credit Agreement Claim Party (other than counterparties to the Swap Contracts) on account of the applicable Pre-Petition Credit Agreement Claim Parties' respective Pre-Petition Credit Agreement Claims, and upon the filing of the Pre-Petition Credit Agreement Master Proof of Claim, such proof of claim shall be deemed to have been filed by the Pre-Petition Agent and by each such Pre-Petition Credit Agreement Claim Party (and each of their respective successors and assigns) against all Debtor(s) liable under the applicable Existing Credit Documents, and the claim of each such Pre-Petition Credit Agreement Claim Party, and each of its respective successors and assigns, shall be treated as if such entity had filed a separate proof of claim in each of the applicable chapter 11 cases of the Debtors; provided, further, that nothing in the Bar Date Order shall affect the right of any Pre-Petition Credit Agreement Claim Party (or any of their respective successors in interest or assigns) to vote separately on any plan proposed in these chapter 11 cases, and that the Pre-Petition Agent shall not be required to file with the Pre-Petition Credit Agreement Master Proof of Claim any instruments, agreements or other documents evidencing the obligations owing by each of the Debtors to any Pre-Petition Credit Agreement Claim Party, which instruments, agreements or other documents will be provided upon written request to counsel to the Pre-Petition Agent; for the avoidance of doubt, the filing of any proof of claim or amendment of any such proof of claim, including, without limitation, the Pre-Petition Credit Agreement Master Proof of Claim, against any Debtor in any Case by any of the First Lien Secured Parties, including, without limitation, the Pre-Petition Agent, shall not in any way prejudice or otherwise adversely affect the First Lien Secured Parties' rights, remedies, powers or privileges under the Existing Credit Documents, the Interim Order, or the Final DIP Order, including, without limitation, the right of any Pre-Petition Credit Agreement Claim Party to file a separate proof of claim in any of the Debtors' chapter 11 cases with respect to any Debtor; and
- (j) any holder of a claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an expense of administration (other than any claim allowable under section 503(b)(9) of the Bankruptcy Code or any portion of a Rejection Damages Claim asserting administrative priority under section 503(b) of the Bankruptcy Code).

**No Bar Date for Proofs of Interest.** Any entity holding an interest in any Debtor (an "Interest Holder"), which interest is based exclusively upon the ownership of common or preferred stock in a corporation, a membership interest in a limited liability corporation or partnership or warrants or rights to purchase, sell or subscribe to such a security or interest (any such security or interest, an "Interest"), need not file a proof of Interest on or before the General Bar Date; provided, however, that Interest Holders who wish to assert claims against any

of the Debtors that arise out of or relate to the ownership or purchase of an Interest, including claims arising out of or relating to the sale, issuance or distribution of the Interest, must file proofs of claim on or before the General Bar Date, unless another exception identified in this Notice applies. The Debtors have reserved the right to establish at a later time a bar date requiring Interest Holders to file proofs of Interest. If such bar date is established, Interest Holders will be notified of the bar date for filing proofs of Interest at the appropriate time.

## **6. EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

As described in Section 1 above, any entity wishing to assert a Rejection Damages Claim must file, by the Rejection Bar Date, a proof of claim for any prepetition or postpetition damages caused by such rejection, or any other prepetition or postpetition claims of any kind or nature whatsoever relating to the rejected agreement. As further described in Section 3 above, any entity asserting a Rejection Damages Claim with an administrative claim component must file, along with its proof of claim, an Administrative Claim Supplement.

## **7. CONSEQUENCES OF FAILURE TO FILE A PROOF OF CLAIM BY THE APPLICABLE BAR DATE**

EXCEPT AS OTHERWISE SET FORTH IN THE BAR DATE ORDER, ANY ENTITY THAT IS REQUIRED TO FILE A PROOF OF CLAIM WITH RESPECT TO A PARTICULAR CLAIM AGAINST A DEBTOR BUT THAT FAILS TO DO SO BY THE APPLICABLE BAR DATE DESCRIBED IN THIS NOTICE SHALL BE FOREVER BARRED, ESTOPPED AND ENJOINED FROM THE FOLLOWING: (A) ASSERTING ANY SUCH CLAIM AGAINST THE DEBTORS OR THEIR ESTATES OR PROPERTY THAT (I) IS IN AN AMOUNT THAT EXCEEDS THE AMOUNT, IF ANY, THAT IS IDENTIFIED IN THE SCHEDULES ON BEHALF OF SUCH ENTITY AS UNDISPUTED, NONCONTINGENT AND LIQUIDATED OR (II) IS OF A DIFFERENT NATURE OR CLASSIFICATION THAN ANY SUCH CLAIM IDENTIFIED IN THE SCHEDULES ON BEHALF OF SUCH ENTITY (ANY SUCH CLAIM IN THIS SUBPARAGRAPH (A) BEING REFERRED TO IN THIS NOTICE AS AN "UNSCHEDULED CLAIM"); (B) VOTING UPON, OR RECEIVING DISTRIBUTIONS UNDER, ANY CHAPTER 11 PLAN IN THESE CHAPTER 11 CASES IN RESPECT OF AN UNSCHEDULED CLAIM; OR (C) WITH RESPECT TO ANY ADMINISTRATIVE PRIORITY CLAIM COMPONENT OF ANY REJECTION DAMAGES CLAIM, ASSERTING ANY SUCH PRIORITY CLAIM AGAINST THE DEBTORS OR THEIR ESTATES OR PROPERTY.

## **8. THE DEBTORS' SCHEDULES AND ACCESS THERETO**

You may be listed as the holder of a claim against one or more of the Debtors in the Debtors' Schedules. To determine if and how you are listed on the Schedules, please refer to the descriptions set forth on the enclosed Proof of Claim Form(s) regarding the nature, amount and status of your claim(s). If you received postpetition payments from the Debtors (as authorized by the Court) on account of your claim, the information on the enclosed Proof of Claim Form may reflect the net remaining amount thereof. If the Debtors believe that you may hold claims against more than one Debtor, you will receive multiple Proof of Claim Forms, each of which will reflect the nature and amount of your claim against one Debtor, as listed in the Schedules.

If you rely on the Debtors' Schedules, it is your responsibility to determine that the claim is accurately listed in the Schedules. Otherwise, or if you decide to file a proof of claim, you must do so before the applicable Bar Date in accordance with the procedures set forth in this Notice.

## **9. RESERVATION OF RIGHTS**

The Debtors reserve the right, subject to the Final DIP Order, to: (a) dispute, or assert offsets or defenses against, any filed claim or any claim listed or reflected in the Schedules as to nature, amount, liability, priority, classification or otherwise; (b) subsequently designate any scheduled claim as disputed, contingent or unliquidated; and (c) otherwise amend or supplement the Schedules. Nothing contained in this Notice shall preclude the Debtors from objecting to any claim, whether scheduled or filed, on any grounds.

## **10. ADDITIONAL INFORMATION**

Copies of the Debtors' Schedules, the Bar Date Order, the Proof of Claim Form and other information and documents regarding the Debtors' chapter 11 cases are available for inspection and download free of charge on KCC's website at <http://www.kccllc.net/peabody>. Copies of the Schedules and other documents filed in these cases also may be examined between the hours of 8:30 a.m. and 4:30 p.m., Central Time, Monday through Friday, at the U.S. Bankruptcy Court Eastern District of Missouri, Office of the Clerk of Court, 111 South 10th Street, Fourth Floor, St. Louis, MO 63102.

If you require additional information regarding the filing of a proof of claim, you may contact KCC at (866) 967-1783 (toll free in the U.S. and Canada) or +1 (310) 751-2683 (international calls). You also may contact KCC by writing to:

Peabody Energy Corp Claims Processing Center  
c/o KCC  
2335 Alaska Avenue  
El Segundo, CA 90245

**A HOLDER OF A POSSIBLE CLAIM AGAINST THE DEBTORS SHOULD CONSULT AN ATTORNEY REGARDING ANY MATTERS NOT COVERED BY THIS NOTICE, SUCH AS WHETHER THE HOLDER SHOULD FILE A PROOF OF CLAIM.**

BY ORDER OF THE COURT

|     | <b>Debtor's Name</b>                                 | <b>Debtor's Case No.</b> |
|-----|--|--------------------------|
| 1.  | Peabody Energy Corporation                           | 16-42529                 |
| 2.  | American Land Development, LLC                       | 16-42535                 |
| 3.  | American Land Holdings of Colorado, LLC              | 16-42540                 |
| 4.  | American Land Holdings of Illinois, LLC              | 16-42600                 |
| 5.  | American Land Holdings of Indiana, LLC               | 16-42546                 |
| 6.  | American Land Holdings of Kentucky, LLC              | 16-42589                 |
| 7.  | American Land Holdings of New Mexico, LLC            | 16-42579                 |
| 8.  | American Land Holdings of West Virginia, LLC         | 16-42571                 |
| 9.  | Arid Operations, Inc.                                | 16-42562                 |
| 10. | Big Ridge, Inc.                                      | 16-42553                 |
| 11. | Big Sky Coal Company                                 | 16-42530                 |
| 12. | Black Hills Mining Company, LLC                      | 16-42544                 |
| 13. | BTU Western Resources, Inc.                          | 16-42554                 |
| 14. | Caballo Grande, LLC                                  | 16-42559                 |
| 15. | Caseyville Dock Company, LLC                         | 16-42537                 |
| 16. | Central States Coal Reserves of Illinois, LLC        | 16-42688                 |
| 17. | Central States Coal Reserves of Indiana, LLC         | 16-42551                 |
| 18. | Century Mineral Resources, Inc.                      | 16-42567                 |
| 19. | Coal Reserve Holding Limited Liability Company No. 1 | 16-42543                 |
| 20. | COALSALES II, LLC                                    | 16-42570                 |
| 21. | Colorado Yampa Coal Company, LLC                     | 16-42560                 |
| 22. | Conservancy Resources, LLC                           | 16-42564                 |
| 23. | Cottonwood Land Company                              | 16-42572                 |
| 24. | Cyprus Creek Land Company                            | 16-42534                 |
| 25. | Cyprus Creek Land Resources LLC                      | 16-42602                 |
| 26. | Dyson Creek Coal Company, LLC                        | 16-42612                 |
| 27. | Dyson Creek Mining Company, LLC                      | 16-42621                 |
| 28. | El Segundo Coal Company, LLC                         | 16-42691                 |
| 29. | Empire Land Holdings, LLC                            | 16-42692                 |
| 30. | Falcon Coal Company, LLC                             | 16-42547                 |
| 31. | Four Star Holdings, LLC                              | 16-42556                 |
| 32. | Francisco Equipment Company, LLC                     | 16-42568                 |
| 33. | Francisco Land Holdings Company, LLC                 | 16-42580                 |
| 34. | Francisco Mining, LLC                                | 16-42591                 |
| 35. | Gallo Finance Company, LLC                           | 16-42586                 |
| 36. | Gold Fields Chile, LLC                               | 16-42548                 |
| 37. | Gold Fields Mining, LLC                              | 16-42561                 |
| 38. | Gold Fields Ortiz, LLC                               | 16-42578                 |
| 39. | Hayden Gulch Terminal, LLC                           | 16-42583                 |
| 40. | Highwall Mining Services Company                     | 16-42588                 |
| 41. | Hillside Recreational Lands, LLC                     | 16-42594                 |
| 42. | HMC Mining, LLC                                      | 16-42566                 |
| 43. | Illinois Land Holdings, LLC                          | 16-42599                 |
| 44. | Independence Material Handling, LLC                  | 16-42606                 |
| 45. | James River Coal Terminal, LLC                       | 16-42569                 |
| 46. | Juniper Coal Company, LLC                            | 16-42577                 |
| 47. | Kayenta Mobile Home Park, Inc.                       | 16-42607                 |
| 48. | Kentucky Syngas, LLC                                 | 16-42618                 |
| 49. | Kentucky United Coal, LLC                            | 16-42573                 |
| 50. | Lively Grove Energy, LLC                             | 16-42595                 |

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| 51.  | Marigold Electricity, LLC                  | 16-42628                 |
| 52.  | Midco Supply and Equipment Corporation     | 16-42585                 |
| 53.  | Midwest Coal Acquisition Corp.             | 16-42576                 |
| 54.  | Midwest Coal Reserves of Illinois, LLC     | 16-42597                 |
| 55.  | Midwest Coal Reserves of Indiana, LLC      | 16-42611                 |
| 56.  | Midwest Coal Reserves of Kentucky, LLC     | 16-42620                 |
| 57.  | Moffat County Mining, LLC                  | 16-42636                 |
| 58.  | Mustang Energy Company, LLC                | 16-42657                 |
| 59.  | New Mexico Coal Resources, LLC             | 16-42647                 |
| 60.  | NM Equipment Company, LLC                  | 16-42582                 |
| 61.  | Pacific Export Resources, LLC              | 16-42598                 |
| 62.  | Peabody America, LLC                       | 16-42609                 |
| 63.  | Peabody Archveyor, L.L.C.                  | 16-42623                 |
| 64.  | Peabody Arclar Mining, LLC                 | 16-42545                 |
| 65.  | Peabody Asset Holdings, LLC                | 16-42555                 |
| 66.  | Peabody Bear Run Mining, LLC               | 16-42565                 |
| 67.  | Peabody Bear Run Services, LLC             | 16-42574                 |
| 68.  | Peabody Caballo Mining, LLC                | 16-42533                 |
| 69.  | Peabody Cardinal Gasification, LLC         | 16-42542                 |
| 70.  | Peabody China, LLC                         | 16-42552                 |
| 71.  | Peabody Coalsales, LLC                     | 16-42539                 |
| 72.  | Peabody COALTRADE International (CTI), LLC | 16-42590                 |
| 73.  | Peabody COALTRADE, LLC                     | 16-42575                 |
| 74.  | Peabody Colorado Operations, LLC           | 16-42563                 |
| 75.  | Peabody Colorado Services, LLC             | 16-42531                 |
| 76.  | Peabody Coulterville Mining, LLC           | 16-42550                 |
| 77.  | Peabody Development Company, LLC           | 16-42558                 |
| 78.  | Peabody Electricity, LLC                   | 16-42532                 |
| 79.  | Peabody Employment Services, LLC           | 16-42538                 |
| 80.  | Peabody Energy Generation Holding Company  | 16-42656                 |
| 81.  | Peabody Energy Investments, Inc.           | 16-42642                 |
| 82.  | Peabody Energy Solutions, Inc.             | 16-42632                 |
| 83.  | Peabody Gateway North Mining, LLC          | 16-42624                 |
| 84.  | Peabody Gateway Services, LLC              | 16-42581                 |
| 85.  | Peabody Holding Company, LLC               | 16-42592                 |
| 86.  | Peabody Holdings (Gibraltar) Limited       | 16-42604                 |
| 87.  | Peabody IC Funding Corporation             | 16-42615                 |
| 88.  | Peabody IC Holdings, LLC                   | 16-42601                 |
| 89.  | Peabody Illinois Services, LLC             | 16-42610                 |
| 90.  | Peabody Indiana Services, LLC              | 16-42619                 |
| 91.  | Peabody International Investments, Inc.    | 16-42536                 |
| 92.  | Peabody International Services, Inc.       | 16-42541                 |
| 93.  | Peabody Investments Corp.                  | 16-42549                 |
| 94.  | Peabody Magnolia Grove Holdings, LLC       | 16-42587                 |
| 95.  | Peabody Midwest Management Services, LLC   | 16-42593                 |
| 96.  | Peabody Midwest Mining, LLC                | 16-42667                 |
| 97.  | Peabody Midwest Operations, LLC            | 16-42660                 |
| 98.  | Peabody Midwest Services, LLC              | 16-42608                 |
| 99.  | Peabody Mongolia, LLC                      | 16-42617                 |
| 100. | Peabody Natural Gas, LLC                   | 16-42626                 |

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| 101. | Peabody Natural Resources Company               | 16-42634                 |
| 102. | Peabody New Mexico Services, LLC                | 16-42646                 |
| 103. | Peabody Operations Holding, LLC                 | 16-42678                 |
| 104. | Peabody Powder River Mining, LLC                | 16-42666                 |
| 105. | Peabody Powder River Operations, LLC            | 16-42676                 |
| 106. | Peabody Powder River Services, LLC              | 16-42613                 |
| 107. | Peabody PowerTree Investments, LLC              | 16-42596                 |
| 108. | Peabody Recreational Lands, L.L.C.              | 16-42605                 |
| 109. | Peabody Rocky Mountain Management Services, LLC | 16-42603                 |
| 110. | Peabody Rocky Mountain Services, LLC            | 16-42616                 |
| 111. | Peabody Sage Creek Mining, LLC                  | 16-42625                 |
| 112. | Peabody School Creek Mining, LLC                | 16-42633                 |
| 113. | Peabody Services Holdings, LLC                  | 16-42645                 |
| 114. | Peabody Southwest, LLC                          | 16-42631                 |
| 115. | Peabody Southwestern Coal Company, LLC          | 16-42641                 |
| 116. | Peabody Terminal Holding Company, LLC           | 16-42650                 |
| 117. | Peabody Terminals, LLC                          | 16-42614                 |
| 118. | Peabody Trout Creek Reservoir LLC               | 16-42622                 |
| 119. | Peabody Twentymile Mining, LLC                  | 16-42627                 |
| 120. | Peabody Venezuela Coal Corp.                    | 16-42651                 |
| 121. | Peabody Venture Fund, LLC                       | 16-42637                 |
| 122. | Peabody-Waterside Development, L.L.C.           | 16-42662                 |
| 123. | Peabody Western Coal Company                    | 16-42644                 |
| 124. | Peabody Wild Boar Mining, LLC                   | 16-42672                 |
| 125. | Peabody Wild Boar Services, LLC                 | 16-42677                 |
| 126. | Peabody Williams Fork Mining, LLC               | 16-42630                 |
| 127. | Peabody Wyoming Gas, LLC                        | 16-42640                 |
| 128. | Peabody Wyoming Services, LLC                   | 16-42653                 |
| 129. | PEC Equipment Company, LLC                      | 16-42673                 |
| 130. | PG INVESTMENTS SIX, L.L.C.                      | 16-42638                 |
| 131. | Point Pleasant Dock Company, LLC                | 16-42655                 |
| 132. | Pond River Land Company                         | 16-42629                 |
| 133. | Porcupine Production, LLC                       | 16-42648                 |
| 134. | Porcupine Transportation, LLC                   | 16-42665                 |
| 135. | Riverview Terminal Company                      | 16-42664                 |
| 136. | Sage Creek Holdings, LLC                        | 16-42670                 |
| 137. | Sage Creek Land & Reserves, LLC                 | 16-42635                 |
| 138. | School Creek Coal Resources, LLC                | 16-42643                 |
| 139. | Seneca Coal Company, LLC                        | 16-42652                 |
| 140. | Seneca Property, LLC                            | 16-42659                 |
| 141. | Shoshone Coal Corporation                       | 16-42668                 |
| 142. | Southwest Coal Holdings, LLC                    | 16-42674                 |
| 143. | Star Lake Energy Company, L.L.C.                | 16-42639                 |
| 144. | Sugar Camp Properties, LLC                      | 16-42649                 |
| 145. | Thoroughbred Generating Company, L.L.C.         | 16-42679                 |
| 146. | Thoroughbred Mining Company LLC.                | 16-42680                 |
| 147. | Twentymile Coal, LLC                            | 16-42669                 |
| 148. | Twentymile Equipment Company, LLC               | 16-42675                 |
| 149. | Twentymile Holdings, LLC                        | 16-42654                 |
| 150. | United Minerals Company, LLC                    | 16-42663                 |

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| 151. | West Roundup Resources, LLC          | 16-42671                 |
| 152. | Wild Boar Equipment Company, LLC     | 16-42658                 |
| 153. | Wild Boar Land Holdings Company, LLC | 16-42661                 |