

**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 AMENDED AGENDA OF MATTERS
SCHEDULED FOR HEARING ON JANUARY 26, 2017**

Time of Hearing: 10:00 a.m. (prevailing Central Time)

Location of Hearing: United States Bankruptcy Court for the Eastern District of Missouri,
Thomas F. Eagleton Federal Building, 5th Floor, North Courtroom,
111 S. 10th Street, St. Louis, MO 63102

I. Resolved Matters

- 1. **"Victor and Maria Luciano Pelayo's Motion for Relief from the Automatic Stay"** — Motion for Relief of the Automatic Stay [Docket No. 1763].

Status: This matter is resolved.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents:

Stipulation and Order Granting Limited Relief from the Automatic Stay to Certain Litigation Claimants [Docket No. 2072].

- 2. **"Wells Fargo Vendor Financial Services, LLC's Motion for Expedited Hearing"** — Motion of Wells Fargo Vendor Financial Services, LLC to Expedite Hearing on Four Motions seeking Relief from the Automatic Stay and to Compel Debtor to Assume or Reject Unexpired Leases of Personal Property [Docket No. 1233].

Status: This is matter is resolved.

Objection Deadline: January 19, 2017



Objections Received: None to date.

Related Documents:

Motion of Wells Fargo Financial Leasing, Inc. for Relief from Automatic Stay [Docket No. 1234].

Motion of Wells Fargo Financial Leasing, Inc. to Compel Debtor to Assume or Reject Unexpired Leases of Personal Property [Docket No. 1235].

Motion of Wells Fargo Vendor Financial Services, LLC for Relief from Automatic Stay [Docket No. 1236].

Motion of Wells Fargo Vendor Financial Services, LLC to Compel Debtor to Assume or Reject Unexpired Leases of Personal Property [Docket No. 1237].

Stipulation and Agreed Order Regarding Motions of Wells Fargo Financial Leasing, Inc. and Wells Fargo Vendor Financial Services, LLC for Expedited Hearing, to Compel Assumption or Rejection of Leases, and for Relief from the Automatic Stay [Docket No. 2140].

3. **"Wells Fargo Financial Leasing, Inc.'s Motion for Relief from Automatic Stay"** — Motion of Wells Fargo Financial Leasing, Inc. for Relief from Automatic Stay [Docket No. 1234].

Status: This is matter is resolved.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents:

Motion of Wells Fargo Vendor Financial Services, LLC for Expedited Hearing [Docket No. 1233].

Stipulation and Agreed Order Regarding Motions of Wells Fargo Financial Leasing, Inc. and Wells Fargo Vendor Financial Services, LLC for Expedited Hearing, to Compel Assumption or Rejection of Leases, and for Relief from the Automatic Stay [Docket No. 2140].

4. **"Wells Fargo Financial Leasing, Inc.'s Motion to Compel"** — Motion of Wells Fargo Financial Leasing, Inc. to Compel Debtor to Assume or Reject Unexpired Leases of Personal Property [Docket No. 1235].

Status: This is matter is resolved.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents:

Motion of Wells Fargo Vendor Financial Services, LLC for Expedite Hearing [Docket No. 1233].

Stipulation and Agreed Order Regarding Motions of Wells Fargo Financial Leasing, Inc. and Wells Fargo Vendor Financial Services, LLC for Expedited Hearing, to Compel Assumption or Rejection of Leases, and for Relief from the Automatic Stay [Docket No. 2140].

5. **"Wells Fargo Vendor Financial Services, LLC's Motion for Relief from Automatic Stay"** — Motion of Wells Fargo Vendor Financial Services, LLC for Relief from Automatic Stay [Docket No. 1236].

Status: This is matter is resolved.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents:

Motion of Wells Fargo Vendor Financial Services, LLC for Expedited Hearing [Docket No. 1233].

Stipulation and Agreed Order Regarding Motions of Wells Fargo Financial Leasing, Inc. and Wells Fargo Vendor Financial Services, LLC for Expedited Hearing, to Compel Assumption or Rejection of Leases, and for Relief from the Automatic Stay [Docket No. 2140].

6. **"Wells Fargo Vendor Financial Services, LLC's Motion to Compel"** — Motion of Wells Fargo Vendor Financial Services, LLC to Compel Debtor to Assume or Reject Unexpired Leases of Personal Property [Docket No. 1237].

Status: This is matter is resolved.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents:

Motion of Wells Fargo Vendor Financial Services, LLC for Expedited [Docket No. 1233].

Stipulation and Agreed Order Regarding Motions of Wells Fargo Financial Leasing, Inc. and Wells Fargo Vendor Financial Services, LLC for Expedited Hearing, to Compel Assumption or Rejection of Leases, and for Relief from the Automatic Stay [Docket No. 2140].

II. Adjourned Matters

7. **"Debtors' Sixth Omnibus Motion to Reject Certain Executory Contracts"** — Sixth Omnibus Motion of the Debtors and Debtors In Possession, Pursuant to Sections 105 and 365 of the Bankruptcy Code, for an Order Authorizing the Rejection of Certain Executory Contracts Nunc Pro Tunc to the Date of Such Motion [Docket No. 1492].

Status: The Hearing on this matter is adjourned until the next Omnibus Hearing, currently scheduled for February 15, 2017.

Objection Deadline: February 8, 2017

Objections Received

Stephany C. Clark-Erb, Daryle L. Clark, O.D., and Dianna L. Murphy's Objection to Sixth Omnibus Motion for an Order Authorizing the Rejection of Certain Executory Contracts nunc pro tunc to the Date of this Motion [Docket No. 1553].

Larry E. Dimmett Revocable Trust and Ellen M. Dimmett's Objection to the Sixth Omnibus Motion of the Debtors and Debtors in Possession, Pursuant to Sections 105 and 365 of the Bankruptcy Code, for and (sic) Order Authorizing the Rejection of Certain Contracts nunc pro tunc [Docket No. 1560].

John Ellis McGee and Betty Ann McGee's Objection to Sixth Motion of the Debtors and Debtors in Possession, Pursuant to Sections 105 and 365 of the Bankruptcy Code, for Order Authorizing the Rejection of Certain Executory Contracts nunc pro tunc to the Date of this Motion [Docket No. 1561].

Objection to Sixth Omnibus Motion to Reject Contracts, Objection
Filed by Frank & Harlene Gibbons [Docket No. 1998]

Related Documents:

Debtors' Reply to the Objection of Stephany C. Clark-Erb, Daryle
L. Clark, O.D., and Dianna L. Murphy to the Sixth Omnibus
Motion of the Debtors and Debtors In Possession, Pursuant to
Sections 105 and 365 of the Bankruptcy Code, for an Order
Authorizing the Rejection of Certain Executory Contracts *nunc
pro tunc* to the Date of Such Motion [Docket No. 1590].

Statement of No Objection by Frank and Harlene Gibbons [Docket
No. 1563].

Notice of Withdrawal of Motion to Reject Executory Contract with
Kalanquin Land Trust [Docket No. 1589].

Order, Pursuant to Sections 105 and 365 of the Bankruptcy Code,
Authorizing the Rejection of Certain Executory Contracts *nunc pro
tunc* to the Date of this Motion [Docket No. 1624].

Order Regarding Sixth Omnibus Motion of the Debtors and
Debtors in Possession, Pursuant to Sections 105 and 365 of the
Bankruptcy Code, for an Order Authorizing the Rejection of
Certain Executory Contracts *nunc pro tunc* to the Date of this
Motion [Docket No. 1680].

Notice of Adjournment of Hearing [Docket No. 1681].

Notice of Withdrawal of Motion to Reject Executory Contracts
with Certain Counterparties [Docket No. 1703].

Notice of Adjournment of Hearing [Docket No. 1899].

Letter to the Court by Paul D. and Debora L. Wolfe re: Oil and Gas
Royalties [Docket No. 1917].

8. **"Debtors' Eighth Omnibus Motion to Reject Certain Executory
Contracts"** — Eighth Omnibus Motion of Debtors and Debtors in
Possession, Pursuant to Sections 105 and 365 of the Bankruptcy Code, for
an Order Authorizing the Rejection of Certain Executory Contracts *nunc
pro tunc* [Docket No. 1512].

**Status: The Hearing on this matter is adjourned until the next
Omnibus Hearing, currently scheduled for February 15, 2017.**

Objection Deadline: February 8, 2017

Objections Received: None to date.

Related Documents:

Notice of Adjournment of Hearing [Docket No. 1681].

Notice of Adjournment of Hearing [Docket No. 1899].

- 9. "Frank & Harlene Gibbons's Amended Motion for Rule 2004 Examination"** — Amended Motion for Rule 2004 Examination by Frank & Harlene Gibbons [Docket No. 1667].

Status: The Hearing on this matter is adjourned by mutual agreement until the next Omnibus Hearing, currently scheduled for February 15, 2017.

Objection Deadline: February 8, 2017

Objections Received: None to date.

Related Documents:

Debtors' Reply to and Notice of Adjournment Regarding Amended Motion for Rule 2004 Examination by Frank & Harlene Gibbons [Docket No. 1699].

Debtors' Second Reply to and Notice of Adjournment Regarding Amended Motion for Rule 2004 Examination by Frank & Harlene Gibbons [Docket No. 2082].

- 10. "SunTrust Equipment Finance and Leasing Corp.'s Motion to Compel"** — SunTrust Equipment Finance and Leasing Corp.'s Motion to Compel Assumption or Rejection of Leases under 11 U.S.C. § 365(d)(2), for Adequate Protection Pursuant to 11 U.S.C. §363(e), or in the Alternative, for Relief from the Automatic Stay Pursuant to 11 U.S.C. § 362(d) and Bankruptcy Rule 4001 [Docket No. 1250].

Status: The Hearing on this matter is adjourned by mutual agreement until the Omnibus Hearing currently scheduled for March 9, 2017.

Objection Deadline: March 2, 2017

Objections Received: None to date.

Related Documents: None to date.

III. Uncontested Matters

- 11. "APS and PacifiCorp Settlement Motion"**— Motion of the Debtors and Debtors in Possession, Pursuant to Bankruptcy Rule 9019 and Section 365 of the Bankruptcy Code, for Entry of an Order (I) Approving a Settlement Agreement with APS and PacifiCorp, (II) Authorizing the Assumption of the Coal Supply Agreement, as Amended and (III) Granting Related Relief [Docket No. 2042] .

Status: The Hearing on this matter is going forward.

Objection Deadline: January 23, 2017

Objections Received: None to date.

Related Documents:

Unredacted Motion of the Debtors and Debtors in Possession, Pursuant to Bankruptcy Rule 9019 and Section 365 of the Bankruptcy Code, for Entry of an Order (I) Approving a Settlement Agreement with APS and PacifiCorp, (II) Authorizing the Assumption of the Coal Supply Agreement, as Amended, and (III) Granting Related Relief (No Image Available) [Docket No. 2043].

- 12. "Debtors' Seventh Omnibus Claims Objection"** — Debtors' Seventh Omnibus Objection to Certain Claims (Duplicate Noteholder Claims) [Docket No. 1846].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 16, 2017

Objections Received: None to date.

Related Documents: None to date.

- 13. "Debtors' Eighth Omnibus Claims Objection"** — Debtors' Eighth Omnibus Objection to Certain Claims (Satisfied Claims) [Docket No. 1847].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 16, 2017

Responses Received:

Response to Debtor's Objection to Claim Filed by Missouri Department of Revenue (Claim Number 18-1) [Docket No. 1963].

Response of DMS Contracting, Inc. to Debtors' Eighth Omnibus Objection to Certain Claims (Satisfied Claims) and Demand for Arbitration [Docket No. 2017].

Withdrawal of Missouri Department of Revenue's Response to Debtor's Objection to Claim (Claim Number 18-1) [Docket No. 2059].

Withdrawal of Debtors' Eighth Omnibus Claims Objection Solely to the Debtors' Objection to the Claim of DMS Contracting, Inc. [Docket No. 2094].

Related Documents: None to date.

- 14. "Debtors' Ninth Omnibus Claims Objection"** — Debtors' Ninth Omnibus Objection to Certain Claims (Incorrect Debtor Claims) [Docket No. 1848].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 16, 2017

Objections Received:

Lee T. Cornelison's Letter Opposing Debtors' Ninth Omnibus Objection to Certain Claims (Incorrect Debtor Claims) [Docket No. 2073].

Related Documents: None to date.

- 15. "Debtors' Tenth Omnibus Claims Objection"** — Debtors' Tenth Omnibus Objection to Certain Claims (Zero Liability Claims) [Docket No. 1849].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 16, 2017

Objections Received: None to date.

Related Documents: None to date.

- 16. "Debtors Motion to Assume a Certain Unexpired Lease"** — Motion of the Debtors and Debtors in Possession, Pursuant to Sections 105, 363, and 365 of the Bankruptcy Code and Bankruptcy Rule 6004, for an Order (I) Authorizing and Approving the Assumption of a Certain Unexpired Lease and Related Executory Contracts and (II) Granting Other Related Relief [Docket No. 1860].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents: None to date.

- 17. "Debtors' Second Motion to Extend the Period to Remove Action" —** Second Motion of Debtors and Debtors in Possession, Pursuant to 28 U.S.C. § 1452, Bankruptcy Rules 9006 and 9027 and Local Bankruptcy Rule 9006 for an Order Extending the Period Within Which They May Remove Actions [Docket No. 1897].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents: None to date.

- 18. "Debtors' Motion to Reject a Certain Executory Contract" —** Motion of the Debtors and Debtors in Possession, Pursuant to Section 365 of the Bankruptcy Code, for an Order Authorizing the Rejection of a Certain Executory Contract, Effective as of December 31, 2016 [Docket No. 1874].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents: None to date.

- 19. "Debtors' Fifth Omnibus Motion to Assume/Reject Real Property" —** Fifth Omnibus Motion of Debtors and Debtors in Possession to Assume / Reject Non-Residential Real Property [Docket No. 1478].

Status: The Hearing on this matter is going forward only with regards to the Debtors' leases with Routt County, Colorado and Union Pacific Railroad, which are uncontested. All remaining leases have been adjourned by mutual consent until the omnibus hearing currently scheduled for February 15, 2017. The Objection deadline for the adjourned matters is February 8, 2017.

Objection Deadline: January 19, 2017

Objections Received:

Natural Resource Partners L.P. and WPP LLC's Objection and Reservation of Rights Filed in Response to Debtors' Fifth Omnibus Motion for an Order (I) Authorizing Them to (A) Assume Certain Unexpired Leases of Nonresidential Real Property and (II) Granting Related Relief [Docket No. 1562]. This objection been resolved.

Objection of the Commission of Public Lands/New Mexico State Office to Proposed Cure Amounts in Debtors' Fifth Omnibus Motion and Reservation of Rights [Docket No. 1637].

Related Documents:

Debtors' Notice of (I) Certain Amendments to Schedules to Fifth Omnibus Motion and (II) Redesignation of Certain Unexpired Leases of Nonresidential Real Property as Extended Deadline Leases [Docket No. 1545].

Debtors' Second Notice of Redesignation of Certain Unexpired Leases of Nonresidential Real Property as Extended Deadline Leases [Docket No. 1566].

Order (I) Authorizing the Debtors to (A) Assume Certain Unexpired Leases of Nonresidential Real Property and (B) Reject Certain Unexpired Leases of Nonresidential Real Property and (II) Granting Related Relief [Docket No. 1639].

Second Order (I) Authorizing the Debtors to (A) Assume Certain Unexpired Leases of Nonresidential Real Property and (B) Reject Certain Unexpired Leases of Nonresidential Real Property and (II) Granting Related Relief [Docket No. 1792].

- 20. "Debtors' Motion for Shortened Notice"** — Motion of the Debtors and Debtors in Possession for the Entry of an Order (a) Scheduling a Hearing on the Motion of the Debtors and Debtors in Possession for Entry of an Order (I) Authorizing the Debtors to (A) Enter into Exit Financing Commitment Letters and Related Agreements and (B) Incur and Pay Certain Related Fees and/or Premiums, Indemnities, Costs and Expenses; and (II) Granting Related Relief on Shortened Notice; and (b) Approving the Form and Manner of Notice Thereof [Docket No. 1928].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents:

Motion of the Debtors and Debtors in Possession for Entry of an Order (I) Authorizing the Debtors to (A) Enter into Exit Financing Commitment Letter and Related Agreements and (B) Incur and Pay Certain Related Fees and/or Premiums, Indemnities, Costs and Expenses; and (II) Granting Related Relief [Docket No. 1927].

Motion of Debtors and Debtors in Possession, Pursuant to Sections 105(a) and 107(B) of the Bankruptcy Code and Rule 9018 of the Bankruptcy Rules, for Entry of an Order Authorizing Them to File Under Seal the Confidential Commitment Documents Relating to the Debtors' Exit Facility Motion [Docket No. 1929].

- 21. "Debtors' Motion to File Under Seal"** — Motion of Debtors and Debtors in Possession, Pursuant to Sections 105(a) and 107(B) of the Bankruptcy Code and Rule 9018 of the Bankruptcy Rules, for Entry of an Order Authorizing Them to File Under Seal the Confidential Commitment Documents Relating to the Debtors' Exit Facility Motion [Docket No. 1929].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 19, 2017

Objections Received: None to date.

Related Documents:

Motion of the Debtors and Debtors in Possession for Entry of an Order (I) Authorizing the Debtors to (A) Enter into Exit Financing Commitment Letter and Related Agreements and (B) Incur and Pay Certain Related Fees and/or Premiums, Indemnities, Costs and Expenses; and (II) Granting Related Relief [Docket No. 1927].

Motion of the Debtors and Debtors in Possession for the Entry of an Order (a) Scheduling a Hearing on the Motion of the Debtors and Debtors in Possession for Entry of an Order (I) Authorizing the Debtors to (A) Enter into Exit Financing Commitment Letters and Related Agreements and (B) Incur and Pay Certain Related Fees and/or Premiums, Indemnities, Costs and Expenses; and (II) Granting Related Relief on Shortened Notice; and (b) Approving the Form and Manner of Notice Thereof [Docket No. 1928].

- 22. "Debtors' Motion to Enter into Exit Financing Commitment Letter"** — Motion of the Debtors and Debtors in Possession for Entry of an Order (I) Authorizing the Debtors to (A) Enter into Exit Financing Commitment Letter and Related Agreements and (B) Incur and Pay Certain Related

Fees and/or Premiums, Indemnities, Costs and Expenses; and (II) Granting Related Relief [Docket No. 1927].

Status: The Hearing on this matter is going forward. The two objections [Docket Nos. 2062 and 2081] have been resolved.

Objection Deadline: January 19, 2017

Objections Received:

The Federal Insurance Company's Limited Objection to Motion of the Debtors and Debtors in Possession for Entry of an Order (I) Authorizing the Debtors to (A) Enter into Exit Financing Commitment Letter and Related Agreements and (B) Incur and Pay Certain Related Fees and/or Premiums, Indemnities, Costs and Expenses; and (II) Granting Related Relief [Docket No. 2062].

Liberty Mutual Insurance Company's Limited Objection to Motion of the Debtors and Debtors in Possession for Entry of an Order (I) Authorizing the Debtors to (A) Enter into Exit Financing Commitment Letter and Related Agreements and (B) Incur and Pay Certain Related Fees and/or Premiums, Indemnities, Costs and Expenses; and (II) Granting Related Relief [Docket No. 2081].

Related Documents:

Motion of the Debtors and Debtors in Possession for the Entry of an Order (a) Scheduling a Hearing on the Motion of the Debtors and Debtors in Possession for Entry of an Order (I) Authorizing the Debtors to (A) Enter into Exit Financing Commitment Letters and Related Agreements and (B) Incur and Pay Certain Related Fees and/or Premiums, Indemnities, Costs and Expenses; and (II) Granting Related Relief on Shortened Notice; and (b) Approving the Form and Manner of Notice Thereof [Docket No. 1928].

Motion of Debtors and Debtors in Possession, Pursuant to Sections 105(a) and 107(B) of the Bankruptcy Code and Rule 9018 of the Bankruptcy Rules, for Entry of an Order Authorizing Them to File Under Seal the Confidential Commitment Documents Relating to the Debtors' Exit Facility Motion [Docket No. 1929].

IV. Contested Matters

- 23. "Debtors' DTA Bidding Procedures Motion"** — Debtors' Motion for Entry of Orders (I)(A) Approving Bidding Procedures for the Sale of a Certain Asset, (B) Authorizing the Debtors to Enter Into the Stalking Horse Purchase Agreement, (C) Approving Bid Protections, (D) Scheduling an Auction, (E) Approving the Form and Manner of Notice

Thereof, (F) Scheduling a Sale Hearing and Approving the Form and Manner of Notice Thereof, and (G) Approving Assumption and Assignment Procedures; and (II)(A) Approving the Sale of a Certain Asset Free and Clear of Liens, Claims, Interests and Encumbrances and (B) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases; and (III) Granting Related Relief [Docket No. 1964].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 19, 2017. The Objection Deadline was extended until 12:00 p.m. central time on January 23, 2017 for Contura Energy, Inc. and Arch Coal, Inc. The Debtors' response deadline has been extended until 3:00 p.m. central time on January 25, 2017.

Objections Received:

Objection of Ashland Terminal, Inc. and Contura Terminal, LLC. to Debtors' Motion for Entry of Orders (I)(A) Approving Bidding Procedures for the Sale of a Certain Asset, (B) Authorizing the Debtors to Enter into the Stalking Horse Purchase Agreement, (C) Approving Bid Protections, (D) Scheduling an Auction, (E) Approving the Form and Manner of Notice Thereof, (F) Scheduling a Sale Hearing and Approving the Form and Manner of Notice Thereof, and (G) Approving Assumption and Assignment Procedures; and (II)(A) Approving the Sale of a Certain Asset Free and Clear of Liens, Claims, Interests and Encumbrances and (B) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases; and (III) Granting Related Relief [Docket No. 2134].

Debtors' Reply to Objection of Ashland Terminal, Inc. and Contura Terminal, LLC. to Debtors' Motion for Entry of Orders (I)(A) Approving Bidding Procedures for the Sale of a Certain Asset, (B) Authorizing the Debtors to Enter into the Stalking Horse Purchase Agreement, (C) Approving Bid Protections, (D) Scheduling an Auction, (E) Approving the Form and Manner of Notice Thereof, (F) Scheduling a Sale Hearing and Approving the Form and Manner of Notice Thereof, and (G) Approving Assumption and Assignment Procedures; and (II)(A) Approving the Sale of a Certain Asset Free and Clear of Liens, Claims, Interests and Encumbrances and (B) Approving the Assumption and Assignment of Executory Contracts and Unexpired Leases; and (III) Granting Related Relief [Docket No. 2173]

Related Documents: None to date.

24. **"Sierra Club's Motion for Discovery"** — Motion for Entry of an Order Authorizing the Issuance of Discovery to Debtors [Docket No. 1974].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 19, 2017

Objections Received:

Objection of the Debtors to Motion for Entry of an Order Authorizing Issuance of Discovery to Debtors [Docket No. 2076].

Related Documents:

Motion of Sierra Club to Expedite Hearing on Motion for Entry of an Order Authorizing the Issuance of Discovery to Debtors [Docket No. 1975].

Order Denying Motion of Sierra Club to Expedite Hearing on Motion for Entry of an Order Authorizing the Issuance of Discovery to Debtors and Scheduling Order [Docket No. 1985].

Reply in Support of Motion for Entry of an Order Authorizing the Issuance of Discovery to Debtors [Docket No. 2147].

25. **"Debtors' Motion to Approve Private Placement and Backstop Agreements and Authorize the Debtors to Enter into Private Placement, Backstop and Plan Support Agreements"** — Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1834].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 12, 2017. The deadline for the United States Trustee to object has been extended to January 18, 2017.

Objections Received:

Columbus Hill Capital Management, L.P.'s Preliminary Objection, Request for Extension of Time, and Reservation of Rights with Respect to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop

Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1862].

Objection of the Mangrove Partners Master Fund, Ltd. to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1961].

Limited Objection of Ascend Capital, LLC to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1962].

Objection of York Capital Management, L.P. and York Multi-Strategy Master Fund, L.P. to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1966].

Paul E. Hindelang, Jr.'s Objection, Request to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1969].

Objection of Ad Hoc Committee of Non-Consenting Creditors to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related

Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1972].

United States' Limited Objection to Debtors' Motion for an Order Approving Breakup Fee and Payment of Attorneys' Fees and Expenses [Docket No. 1980].

Preliminary Objection and Reservation of Rights of Pacific Life Insurance Company and Oppenheimer Global High Yield Fund, Oppenheimer Global Strategic Income Fund, and Oppenheimer Global Strategic Income Fund/VA with Respect to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1981].

Jaz Ventures, LP's Joinder to Objection of Mangrove Partners Master Fund, Ltd. to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1986].

Preliminary Objection and Reservation of Rights of Individual Accredited Investor Tor Braham with Respect to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 2024].

United States Trustee's Objection to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 2060].

Related Documents:

Withdrawal of Columbus Hill Capital Management, L.P.'s Preliminary Objection, Request for Extension of Time, and Reservation of Rights with Respect to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter Into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) the Payment of Related Fees and Expenses and (IV) Granting Related Relief [Docket No. 1905].

Stipulation and Consent Order Extending the Deadline for the Official Committee of Unsecured Creditors to Object to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1908].

Declaration of Tyler W. Cowan in Support of the Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 1920].

Second Stipulation and Consent Order Extending the Deadline for the Official Committee of Unsecured Creditors to Object to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) the Payment of Related Fees and Expenses and (IV) Granting Related Relief [Docket No. 1966].

Third Stipulation and Consent Order Extending the Deadline for the Official Committee of Unsecured Creditors to Object to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement,

(B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Expenses and (IV) Granting Related Relief [Docket No. 2045].

Debtors' Omnibus Reply in Support of Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) the Payment of Related Fees and Expenses and (IV) Granting Related Relief [Docket No. 2152].

Declaration of Amy B. Schwetz in Support of the Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) the Payment of Related Fees and Expenses and (IV) Granting Related Relief. [Docket No. 2153].

Supplemental Declaration of Tyler W. Cowan in Support of the Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) the Payment of Related Fees and Expenses and (IV) Granting Related Relief [Docket No. 2154].

Response of the Administrative Agent Under the First Lien Credit Agreement in Support of the Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) the Payment of Related Fees and Expenses and (IV) Granting Related Relief [Docket No. 2155].

Reply of the Noteholder Co-Proponents in Support of Debtors' Motions for Orders (I) Approving a Private Placement Agreement, Backstop Commitment Agreement, and Related Relief, and (II) Approving a Disclosure Statement and Solicitation Procedures

for their Joint Plan of Reorganization, and Related Relief [Docket No. 2156].

Withdrawal of Ascend Capital, LLC's Limited Objection to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; and (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 2167].

Declaration of Mark S. Hootnick in Support of the Ad Hoc Committee of Non-Consenting Creditors' Objection to the Debtors' PSA Motion [Docket No. 2165].

Withdrawal of Preliminary Objection and Reservation of Rights of Pacific Life Insurance Company and Oppenheimer Global High Yield Fund, Oppenheimer Global Strategic Income Fund, and Oppenheimer Global Strategic Income Fund/VA With Respect to Debtors' Motion for an Order (I) Approving (A) Private Placement Agreement and (B) Backstop Commitment Agreement; (II) Authorizing Debtors to Enter into (A) Plan Support Agreement, (B) Private Placement Agreement and (C) Backstop Commitment Agreement; (III) Approving (A) Rights Offering, (B) Related Procedures and (C) Payment of Related Expenses and (IV) Granting Related Relief [Docket No. 2171].

Statement of the Official Committee of Unsecured Creditors in Support of Debtors' Transaction Approval Motion and Disclosure Statement Motion [Docket No. 2172].

- 26. "Debtors' Motion to Approve Disclosure Statement"** — Motion of the Debtors and Debtors in Possession for an Order (I) Approving Disclosure Statement, (II) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject Joint Plan of Reorganization, (III) Scheduling Hearing on Confirmation of Joint Plan of Reorganization and (IV) Approving Related Notice Procedures [Docket No. 1823].

Status: The Hearing on this matter is going forward.

Objection Deadline: January 20, 2017

Objections Received:

Erisa Plaintiff's Limited Objection to Debtors' Motion to Approve Plan Solicitation Procedures [Docket No. 1951]

Paul E. Hindelang, Jr.'s Objection to Motion of the Debtor for an Order Approving Debtors Disclosure Statement [Docket No. 1971].

Paul E. Hindelang, Jr.'s Withdrawal of Objection to Motion of the Debtor for an Order Approving Debtors' Disclosure Statement [Docket No. 2070].

Objection of Shareholder Fredrick D. Palmer to Disclosure Statement for Debtors and Debtors in Possession Proposed Plan of Reorganization [Docket No. 2092].

Objection of Shareholder Fredrick D. Palmer to Disclosure Statement for Debtors and Debtors in Possession Proposed Plan of Reorganization [Docket No. 2093].

Objection of Western Organization of Resource Councils to Debtors' Disclosure Statement, and Joinder in Objection Filed by Environmental Law and Policy Center [Docket No. 2095].

SunTrust Equipment Finance and Leasing Corp.'s Objection to Debtors' Disclosure Statement [Docket No. 2097].

Letter of R.K. Mehta Objecting to Debtors' Proposed Plan of Reorganization and Requesting to Form a Shareholders' Committee [Docket No. 2098].

Limited Objection and Reservation of Rights of Sierra Club to Debtors' Proposed Disclosure Statement [Docket No. 2099].

Letter to the Court by Ihab V. Moaward re: Objection to Debtors' Proposed Disclosure Statement [Docket No. 2101].

Objection of BOKF, N.A. to the Motion of the Debtors and Debtors in Possession for an Order (I) Approving Disclosure Statement, (II) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject Joint Plan of Reorganization, (III) Scheduling Hearing on Confirmation of Joint Plan of Reorganization and (IV) Approving Related Notice Procedures [Docket No. 2106].

Objection of Gregory H. Boyce, Christopher J. Hagedorn, Arshad Sayed, and Fredrick D. Palmer to Disclosure Statement of Debtors and Debtors in Possession Proposed Plan of Reorganization [Docket No. 2107].

Objection of the State of Indiana to Debtors' Initial Disclosure Statement for the Initial Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2110].

Objection of the Environmental Law & Policy Center to the Debtors' Initial Disclosure Statement for their Initial Joint Plan of Reorganization [Docket No. 2111].

Raymond B. Ellis, Individually and as Trustee James W. Ellis Trust's Objection to Disclosure Statement [Docket No. 2112].

State of Missouri's Objection to Debtor's Disclosure Statement [Docket No. 2113].

Objection of Blue Tee Corporation to Adequacy of Debtors' Disclosure Statement to Joint Plan of Reorganization [Docket No. 2114].

Joel Packer's Objection to Disclosure Statement with respect to Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2117].

Objection of Ad Hoc Committee of Non-Consenting Creditors to Debtors' Disclosure Statement with respect to Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2118].

Objection of Berenergy Corporation to Disclosure Statement and Plan of Reorganization [Docket No. 2120].

Joinder to Objection of Ad Hoc Committee of Non-Consenting Creditors to Debtor's Disclosure Statement with Respect to Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2136].

Related Documents:

ERISA Plaintiffs' Reservation of Rights with respect to Approval of Debtors' Proposed Disclosure Statement [Docket No. 2108].

Joint Motion to Amend by Redaction the Objection of Berenergy Corporation to Disclosure Statement and Plan of Reorganization [Docket No. 2135].

Order Granting Joint Motion to Amend by Redaction the Objection of Berenergy Corporation to Disclosure Statement and Plan of Reorganization [Docket No. 2148].

Reply of the Noteholder Co-Proponents in Support of Debtors' Motions for Orders (I) Approving a Private Placement Agreement, Backstop Commitment Agreement, and Related Relief, and (II) Approving a Disclosure Statement and Solicitation Procedures for their Joint Plan of Reorganization, and Related Relief [Docket No. 2156].

Consolidated Reply of the Debtors in Response to Objections to the Motion of the Debtors and Debtors in Possession for an Order (I) Approving Disclosure Statement, (II) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject Joint Plan of Reorganization, (III) Scheduling Hearing on Confirmation of Joint Plan of Reorganization and (IV) Approving Related Notice Procedures [Docket No. 2169].

Withdrawal of Objection of BOKF, N.A. to the Motion of the Debtors and Debtors in Possession for an Order (I) Approving Disclosure Statement, (II) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject Joint Plan of Reorganization, (III) Scheduling Hearing on Confirmation of Joint Plan of Reorganization and (IV) Approving Related Notice Procedures [Docket No. 2170].

Statement of the Official Committee of Unsecured Creditors in Support of Debtors' Transaction Approval Motion and Disclosure Statement Motion [Docket No. 2172].

First Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2175].

Blackline of First Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2176].

First Amended Disclosure Statement with Respect to First Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2177].

Blackline of First Amended Disclosure Statement with Respect to First Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2178].

Amended Ballots for Exhibit B to Motion of the Debtors and Debtors in Possession for an Order (I) Approving Disclosure Statement, (II) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject Joint Plan of Reorganization, (III) Scheduling Hearing on Confirmation of Joint

Plan of Reorganization and (IV) Approving Related Notice
Procedures [Docket No. 2179].

V. Adversary Proceeding Matters

**27. Status Conference regarding Peabody COALSALES, LLC, v.
Arizona Public Service Company and PacifiCorp, Adv. Pro. No. 16-
04066**

Status: The Status Conference on this matter is going forward.

Dated: January 26, 2017
St. Louis, Missouri

Respectfully submitted,

/s/ Steven N. Cousins
Steven N. Cousins, MO 30788
Susan K. Ehlers, MO 49855
Armstrong Teasdale LLP
7700 Forsyth Boulevard, Suite 1800
St. Louis, MO 63105
Telephone: (314) 621-5070
Facsimile: (314) 612-2239
Email: scousins@armstrongteasdale.com
Email: sehlers@armstrongteasdale.com

Heather Lennox
Jones Day
North Point
901 Lakeside Avenue
Cleveland, OH 44114
Telephone: (216) 586-3939
Facsimile: (216) 579-0212
Email: hlennox@jonesday.com

Amy Edgy
Daniel T. Moss
Jones Day
51 Louisiana Avenue, N.W.
Washington, D.C. 20001-2113
Telephone: (202) 879-3939
Facsimile: (202) 626-1700
Email: aedgy@jonesday.com
Email: dtmoss@jonesday.com

*Attorneys for Debtors
and Debtors in Possession*