

**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 AGENDA OF MATTERS
SCHEDULED FOR HEARING ON MARCH 16, 2017**

Time of Hearing: 9:00 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. Uncontested Matters

- 1. **"Debtors' Motion for Approval of Settlement with Kinder Morgan Petcoke"** — 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 International Marine Terminal Partnership, Kinder Morgan Petcoke, L.P. and Kinder Morgan Operating L.P. "B", (II) Authorizing the Assumption of Certain Amended Agreements and (III) Granting Other Related Relief [Docket No. 2561].

Status: The Hearing on this matter is going forward.

Objection Deadline: March 9, 2017

Objections Received: None to date.

Related Documents: None to date.

- 2. **"Debtors' Omnibus Motion for Approval of Certain Stipulations Regarding Their Sixth and Eighth Omnibus Motions Rejecting Certain Executory Contracts"** — Omnibus Motion of the Debtors and the Debtors in Possession, Pursuant to Bankruptcy Rule 9019, for Entry of an Order Approving Certain Stipulations Regarding the Sixth and Eighth Omnibus Motions of the Debtors and Debtors in Possession, Pursuant to Sections 105 and 365 of the Bankruptcy Code, for Orders Authorizing the



Rejection of Certain Executory Contracts *nunc pro tunc* [Docket No. 2565].

Status: The Hearing on this matter is going forward.

Objection Deadline: March 9, 2017

Objections Received: None to date.

Related Documents:

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. 1492].

Eighth 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. 1512].

3. **"Debtors' Motion to Establish Certain Claims Distribution Reserves"**
— Motion for Entry of an Order, in Accordance with Section VI.J of the Second Amended Plan of Reorganization (I) Establishing Certain Claims Distribution Reserves, (II) Approving Certain Procedures in Connection with Claims Allowance and Distribution and (III) Granting Related Relief [Docket No. 2564].

Status: The Hearing on this matter is going forward. The one objection [Docket No. 2624] has been resolved.

Objection Deadline: March 9, 2017

Objections Received:

Limited Objection of Extra Intermodal, Inc. and X-L-Co., Inc. to (A) Motion for Entry of an Order (I) Establishing Certain Claims Distribution Reserves, (II) Approving Certain Procedures in Connection with Claims Allowance and Distribution and (III) Granting Related Relief, and (B) Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession [Docket No. 2624].

Related Documents:

Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession [Docket No. 2229].

II. Contested Matters

4. **“Ad Hoc Committee of Non-Consenting Creditors’ Motion in Limine”**
– The Ad Hoc Committee of Non-Consenting Creditors’ Motion in Limine
for an Order Excluding Evidence Not Produced in Discovery [Docket No.
2711].

Objection Deadline: TBD

Objections Received: None to Date

Related Documents: None to Date

5. **"Debtors’ Second Amended Joint Plan of Reorganization" — Second
Amended Joint Plan of Reorganization of the Debtors and Debtors in
Possession as Revised March 15, 2017 [Docket No. 2718].**

Status: The Hearing on this matter is going forward.

Objection Deadline: March 9, 2017

Objections Received:

Objection of David Galazen to the Second Amended Joint Plan of
Reorganization of the Debtors and Debtors in Possession [Docket
No. 2501].

Objection of Janine LaDouceur to the Second Amended Joint Plan
of Reorganization of the Debtors and Debtors in Possession
[Docket No. 2502].

Objection of David L. Young to the Second Amended Joint Plan of
Reorganization of the Debtors and Debtors in Possession [Docket
No. 2533].

Objection of David Beemer to the Second Amended Joint Plan of
Reorganization of the Debtors and Debtors in Possession [Docket
No. 2593].

Reservation of Rights and Provisional Objection of the
Environmental Law & Policy Center to the Joint Plan of
Reorganization of Debtors and Debtors in Possession [Docket No.
2620].

Limited Objection of Extra Intermodal, Inc. and X-L-Co., Inc. to
(A) Motion for Entry of an Order (I) Establishing Certain Claims

Distribution Reserves, (II) Approving Certain Procedures in Connection with Claims Allowance and Distribution and (III) Granting Related Relief, and (B) Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession [Docket No. 2624].

ERISA Plaintiffs' Reservation of Rights with Respect to Confirmation of Debtors' Chapter 11 Plan of Reorganization [Docket No. 2632].

Douglas R. Elliott's Objection to Confirmation of Debtors Plan of Reorganization [Docket No. 2633].

Limited Objection of Blue Tee Corp. to Confirmation of Second Amended Plan of Reorganization of Peabody Energy Corporation and Related Debtors [Docket No. 2635].

Objection of Former Executives to Debtors and Debtors in Possession Second Amended Joint Plan of Reorganization [Docket No. 2638].

Limited Objection of Sierra Club to Second Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2640].

Objection of Shareholder Fredrick D. Palmer to Debtors and Debtors in Possession Second Amended Joint Plan of Reorganization [Docket No. 2641]

Century's and PEIC's Objections to Confirmation of Debtors' Second Amended Joint Plan of Reorganization [Docket No. 2642].

United States' (IRS's) Objection to Confirmation of Second Amended Joint Plan of Reorganization [Docket No. 2644].

Raymond B. Ellis's Objection to Confirmation of Second Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2645].

United States', States' and Tribes' Objection to Debtors' Second Amended Joint Plan of Reorganization [Docket No. 2648].

Objection of Ad Hoc Committee of Non-Consenting Creditors to Confirmation of Debtors' Chapter 11 Plan [Docket No. 2649].

The Navajo Nation's Limited Joinder to the United States', States' and Tribes' Objection to the Debtors' Second Amended Joint Plan of Reorganization [Docket No. 2651].

Objection of Tor Braham, Paul Edward Hindelang, Joel Packer, and Boris Senderzon to (A) 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 and (B) Confirmation of Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession [Docket No. 2653].

United States Trustee's Objection to Debtors' Second Amended Joint Plan of Reorganization of Debtors and Debtors in Possession Filed January 27, 2017 [Docket No. 2665].

Related Documents:

Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 1820].

Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession [Docket No. 2229].

Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession (Blackline Version) [Docket No. 2230].

Exhibit III.A.1 to Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession (Executory Contracts and Unexpired Leases to be Assumed or Assumed and Assigned) [Docket No. 2445].

Exhibit III.B.1 to Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession (Executory Contracts and Unexpired Leases to be Rejected) [Docket No. 2446].

Motion for Entry of an Order, in Accordance with Section VI.J of the Second Amended Plan of Reorganization (I) Establishing Certain Claims Distribution Reserves, (II) Approving Certain Procedures in Connection with Claims Allowance and Distribution and (III) Granting Related Relief [Docket No. 2564].

Notice Regarding Debtors' Achievement of Bonding Solution [Docket No. 2583].

Notice of Filing Certain Exhibits to Second Amended Joint Plan of Reorganization [Docket No. 2584].

Declaration of Evan Gershbein with Respect to the Tabulation of Votes on the Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession [Docket No. 2654].

Debtors' Memorandum of Law in Support of Confirmation of Second Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2655].

Declaration of Amy B. Schwetz in Support of Confirmation of the Second Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2656].

Declaration of Tyler W. Cowan in Support of Confirmation of the Second Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2657].

Declaration of Carlin Adrianopoli in Support of Confirmation of the Second Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2658].

Second Notice of Filing of Certain Amended Exhibits to Second Amended Plan of Reorganization [Docket No. 2690].

Stipulation and Agreed Order Regarding Allowed Amount of First Lien Lender Claims in Connection with Plan [Docket No. 2695].

Reply of the Official Committee of Unsecured Creditors in Support of Confirmation of Debtors' Second Amended Joint Plan of Reorganization [Docket No. 2696]

Debtors' Omnibus Reply in Further Support of Confirmation of Second Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2697].

Statement and Reply of the First Lien Agent in Support of Confirmation of Second Amended Joint Plan of Reorganization of Debtors and Debtors in Possession [Docket No. 2698].

Noteholder Co-Proponents' Reply to Plan Objections [Docket No. 2701].

Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession as Revised March 14, 2017 [Docket No. 2704].

Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession as Revised March 14, 2017 (Blackline Version) [Docket No. 2705].

Notice of Settlement with the United Mine Workers of America 1974 Pension Plan and Trust [Docket No. 2708].

Former Executives' Reply in Support of Their Objection to Debtors and Debtors in Possession Second Amended Joint Plan of Reorganization [Docket No. 2709].

Declaration of Mark S. Hootnick in Support of the Ad Hoc Committee of Non-Consenting Creditors' Objection to Confirmation of Debtors' Chapter 11 Plan [Docket No. 2710].

Statement in Support of Second Amended Joint Plan of Reorganization by the United Mine Workers 1974 Pension Plan and Trust [Docket No. 2712].

Notice of Filing Certain Exhibits to Second Amended Joint Plan of Reorganization [Docket No. 2717].

Second Amended Joint Plan of Reorganization of the Debtors and Debtors in Possession as Revised March 15, 2017 (Blackline Version) [Docket No. 2719].

Dated: March 16, 2017
St. Louis, Missouri

Respectfully submitted,

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