

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

In re:)	
)	Case No. 15-02741-TOM11
)	
WALTER ENERGY, INC., et al.,)	Chapter 11
)	
Debtors.)	Jointly Administered

ORDER ON AMENDED MOTION TO CONTINUE HEARING

This matter came before the Court on the *Amended Motion to Continue Hearing* [Docket No. 420] (the “**Motion**”)¹ filed by the Official Committee of Unsecured Creditors of Walter Energy, Inc., *et al.* (the “**Committee**”). Pursuant to the Motion and the arguments of counsel, the Court **ORDERS** as follows:

1. The Motion is **GRANTED** as provided herein.
2. The Court shall conduct the Final Hearing on the Cash Collateral Motion, the RSA Assumption Motion, the Critical Vendor Motion, the Interest Trading Motion, and the Shippers Motion on September 2, 2015 at 11:30 a.m. CDT and, as needed, on September 3, 2015 at 1:00 p.m. CDT (the “**Continued Final Hearing Dates**”). All other pending motions previously set to be heard on August 18, 2015 and August 19, 2015 shall remain set for such dates and shall not be continued.
3. The terms of the Cash Collateral Interim Order shall continue in effect; provided that (i) the 45 day period referred to in paragraph 12(i) of the Cash Collateral Interim Order shall be extended to the Continued Final Hearing Dates and (ii) paragraph 33 of the Cash Collateral Interim Order shall be amended to provide that the Final Hearing shall be held on the Continued

¹ Unless otherwise defined herein, all defined terms shall have the meanings ascribed to such defined terms in the Motion.



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Final Hearing Dates and the objection and reply deadlines are revised to conform to paragraph 4 below.

4. Any party in interest objecting to the relief sought in the Cash Collateral Motion, the RSA Assumption Motion, the Critical Vendor Motion, the Interest Trading Motion, and/or the Shippers Motion shall serve and file written objections, which objections shall be served upon: (a) the Debtors, 3000 Riverchase Galleria, Suite 1700, Birmingham, AL 35244, Attn: Earl Doppelt; (b) proposed counsel to the Debtors, Paul, Weiss, Rifkind, Wharton & Garrison LLP, 1285 Avenue of the Americas, New York, NY 10019, Attn: Kelley A. Cornish and Stephen J. Shimshak; (c) proposed co-counsel to the Debtors, Bradley Arant Boult Cummings LLP, One Federal Place, 1819 Fifth Avenue North, Birmingham, AL 35203, Attn: Patrick Darby; (d) counsel to any statutory committee appointed in these Chapter 11 Cases; (e) counsel to the Steering Committee, Akin Gump Strauss Hauer & Feld LLP, One Bryant Park, New York, NY 10036, Attn: Ira S. Dizengoff and Kristine Manoukian, and Akin Gump Strauss Hauer & Feld LLP, 1333 New Hampshire Ave, N.W., Washington, DC 20036, Attn: James Savin; (f) cocounsel to the Steering Committee, Burr Forman LLP, 420 North 20th Street, Suite 3400, Birmingham, AL 35203, Attn: Michael L. Hall; (g) counsel to the Administrative Agent and the Credit Agreement Collateral Agent, White & Case LLP, 1155 Avenue of the Americas, New York, NY 10036, Attn: Scott Greissman and Elizabeth Feld; (h) any co-counsel to the Administrative Agent and the Credit Agreement Collateral Agent; (i) counsel to the First Lien Trustee and the 1L Notes Collateral Agent, Ropes & Gray LLP, 1211 Avenue of the Americas, New York, NY 10036-8704, Attn: Mark R. Somerstein; (j) counsel to the Second Lien Trustee and the 2L Notes Collateral Agent, Arent Fox LLP, 1675 Broadway, New York, NY 10019, Attn: Andrew I. Silfen; (k) the Office of the Bankruptcy Administrator for the Northern District

of Alabama, 1800 5th Avenue North, Birmingham, AL 35203, Attn: Tom Corbett and Jon Dudeck; (l) counsel to the Official Committee of Unsecured Creditors, Morrison & Foerster LLP, 250 West 55th Street, New York, New York 10019-9601, Attn: Brett H. Miller, and Christian & Small, LLP, 1800 Financial Center, 505 North 4th Street, Birmingham, Alabama 35203, Attn: Bill D. Bensinger; (m) all persons and entities that have filed a request for service of filings in these Chapter 11 Cases pursuant to Bankruptcy Rule 2002; and (n) the United States Attorney for the Northern District of Alabama, **in each case to allow actual receipt by the foregoing no later than 4:00 p.m. CDT on August 26, 2015.** Failure to file an objection by the deadline set forth in this paragraph acts as a waiver of any objection to the Cash Collateral Motion, the RSA Assumption Motion, the Critical Vendor Motion, the Interest Trading Motion, and the Shippers Motion by the party failing to object, provided that any party that has already filed an objection to such motions, need not re-file said objection.

5. Replies, if any, to an objection may be served and filed by 12:00 p.m. CDT on September 1, 2015. The filing of a reply to an objection is not mandatory. Failure to file a reply does not waive or in any manner limit the arguments made by a party in support of the Cash Collateral Motion, the RSA Assumption Motion, the Critical Vendor Motion, the Interest Trading Motion, and the Shippers Motion.

Dated: August 13, 2015

/s/ Tamara O. Mitchell
TAMARA O. MITCHELL
United States Bankruptcy Judge

Notice Recipients

District/Off: 1126-2
Case: 15-02741-TOM11

User: Itumlin
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Date Created: 8/13/2015
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