

LimitedMatrix, JNTADMN, LEAD, APPEAL, CLMAGT

**U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF ALABAMA (Birmingham)
Bankruptcy Petition #: 15-02741-TOM11**

Assigned to: Tamara O Mitchell
Chapter 11
Voluntary
Asset

Date filed: 07/15/2015

341 meeting: 09/10/2015

Deadline for filing claims (govt.): 01/11/2016

Debtor**Walter Energy, Inc., et al., Jointly****Administered**

3000 Riverchase Galleria
Suite 1700
Birmingham, AL 35244-2359
JEFFERSON-AL
Tax ID / EIN: 13-3429953
aka Walter Industries, Inc.

represented by **Allan J. Arffa**

Paul, Weiss, Rifkind, Wharton &
Garrison
1285 Avenue of the Americas
New York, NY 10019-6064

James Blake Bailey

Bradley Arant Boulton Cummings LLP
1819 Fifth Ave N.
Birmingham, AL 35203
205-521-8913
Fax : 205-488-6913
Email: jbailey@babbc.com

Jay R. Bender

One Federal Place
1819 Fifth Ave North
Birmingham, AL 35203-2105
205 521-8645
Email: jbender@babbc.com

Patrick Darby

Bradley Arant Boulton Cummings, LLP
One Federal Place
1819 5th Avenue North
Birmingham, AL 35203
205-521-8000
Fax : 205-488-6332
Email: pdarby@babbc.com

Robert N. Kravitz

Paul, Weiss, Rifkind, Wharton &
Garrison
1285 Avenue of the Americas



150274116011200000000007

New York, NY 10019-6064

Jayna Partain Lamar

Maynard, Cooper & Gale, P.C.

1901 6th Ave N

2400 Regions Harbert Plaza

Birmingham, AL 35203

205-254-1048

Fax : 205-254-1999

Email: jlamar@maynardcooper.com

Daniel J. Leffell

Paul, Weiss, Rifkind, Wharton &
Garrison

1285 Avenue of the Americas

New York, NY 10019-6064

Cathleen C Moore

Bradley Arant Boult Cummings LLP

1819 5th Avenue North

Birmingham, AL 35203

(205) 521-8301

Fax : (205) 521-8800

Email: ccmoore@babco.com

Robert Karl Ozols

Maynard, Cooper & Gale PC

1901 Sixth Avenue North

2400 Regions/Harbert Plaza

Birmingham, AL 35203

205-254-1875

Fax : 205-714-6441

Email: rozols@maynardcooper.com

Dan Youngblut

Paul, Weiss, Rifkind, Wharton &
Garrison

1285 Avenue of the Americas

New York, NY 10019-6064

Creditor Committee

Mayer Electric Supply Co., Inc.

Attn: Mark J. Horn

3405 4th Avenue S

Birmingham, AL 35222

Creditor Committee

Cowin & Company, Inc.

Attn: John Moore

P. O. Box 19009
Birmingham, AL 35219-9009
TERMINATED: 08/28/2015

Creditor Committee

**Delaware Trust Company, as Indenture
Trustee**

Attn: Sandra E. Horwitz
2711 Centerville Road
Wilmington, DE 19808

Creditor Committee

UMWA 1974 Pension Plan and Trust

Attn: David W. Allen
2121 K Street, N.W.
Washington, DC 20037

represented by **George N. Davies**

QUINN, CONNOR, WEAVER,
DAVIES & ROUCO
Two North Twentieth Street
2 20th Street North
Suite 930
Birmingham, AL 35203
205-870-9989
Fax : 205-803-4143
Email: gdavies@qcwdr.com

Robert Moore Weaver

Quinn, Connor, Weaver, Davies &
Rouco LL
3516 Covington Highway
Decatur, GA 30032
404-299-1211
Fax : 404-299-1288
Email: weaver@qcwdr.com

Creditor Committee

UMB Bank National Association

Attn: Mark Flannagan
1010 Grand Blvd.
Kansas City, MO 64106

Creditor Committee

United Steelworkers

Attn: David R. Jury
60 Boulevard of the Allies, Room 807
Pittsburgh, PA 15222

Creditor Committee

Industrial Mining Supply Inc.

Attn: Phillip Bradford
2500 Five Star Parkway
Bessemer, AL 35020

represented by **Michael E Bybee**

2107 5th Avenue North Ste 200
Birmingham, AL 35203
205 252-1622
Fax : 205 252-2888

TERMINATED: 11/04/2015

Email: mbybee1@bellsouth.net

TERMINATED: 11/04/2015

Creditor Committee

Hager Oil Company, Inc.

Attn: Philip C. Grace

P O Box 1429

Jasper, AL 35502-1429

Creditor Committee

United Mine Workers of America

Attn: Grant Crandall

18354 Quantico Gateway Drive, Suite 200

Triangle, VA 22172

represented by **Robert Moore Weaver**

(See above for address)

Creditor Committee

Carroll Engineering Co.

Attn: Greg Wolfe

227 Industrial Park Dr

Harlan, KY 40831

Creditor Committee

Consolidated Pipe & Supply Co., Inc.

Attn: Chris Harper

1205 Hilltop Parkway

Birmingham, AL 35124

Creditor Committee

Pension Benefit Guaranty Corporation

Attn: Michael Strollo

1200 K St. NW

Washington, DC 20005

Creditor Committee

Nelson Brothers LLC

Attn: Jason K. Baker

820 Shades Creek Pkwy Ste 2000

Birmingham, AL 35209

Creditor Committee

**Official Committee of Unsecured Creditors
of Walter Energy, Inc., et al.**

represented by **Bill D Bensinger**

Christian & Small, LLP

1800 Financial Center

505 North 20th Street

Birmingham, AL 35203

205-250-6626

Fax : 205-328-7234

Email: bdbensinger@csattorneys.com

Charles L. Kerr

MORRISON &FOERSTER LLP

250 West 55th Street

New York, NY 10019-9601

212-468-8000

Fax : 212-468-7900

Email: ckerr@mofo.com**J. Alexander Lawrence**

MORRISON &FOERSTER LLP

250 West 55th Street

New York, NY 10019-9601

212-468-8000

Fax : 212-468-7900

Email: alawrence@mofo.com**Jennifer L. Marines**

MORRISON &FOERSTER LLP

250 West 55th Street

New York, NY 10019-9601

212-468-8000

Fax : 212-468-7900

Email: jmarines@mofo.com**Lorenzo Marinuzzi**

MORRISON &FOERSTER LLP

250 West 55th Street

New York, NY 10019-9601

212-468-8000

Fax : 212-468-7900

Email: LMarinuzzi@mofo.com**Samantha Martin**

MORRISON &FOERSTER LLP

250 West 55th Street

New York, NY 10019-9601

212-468-8000

Fax : 212-468-7900

Email: smartin@mofo.com**Brett Miller**

MORRISON &FOERSTER LLP

250 West 55th Street

New York, NY 10019-9601

212-468-8000

Fax : 212-468-7900

Email: brettmiller@mofo.com**Morrison & Foerster LLP**

250 West 55th Street
New York, NY 10019-9601
212-468-8000

James A. Newton
MORRISON & FOERSTER LLP
250 West 55th Street
New York, NY 10019-9601
212-468-8000
Fax : 212-468-7900
Email: jnewton@mofo.com

Erica J. Richards
MORRISON & FOERSTER LLP
250 West 55th Street
New York, NY 10019-9601
212-468-8000
Fax : 212-468-7900
Email: erichards@mofo.com

Daniel D Sparks
Christian & Small LLP
1800 Financial Center
505 North 20th Street
Birmingham, AL 35203
205-795-6588
Fax : 205-328-7234
Email: ddsparks@csattorneys.com

Creditor Committee
Official Committee of Retired Employees of
Walter Energy, Inc.
Adams and Reese LLP
1901 6th Avenue North, Suite 3000
Birmingham, AL 35203
United States of America
205-250-5033

represented by **Richard Patrick Carmody**
1901 6th Avenue North Suite 3000
Birmingham, AL 35203
205 250-5000
Email: richard.carmody@arlaw.com








Landon S. Raiford
Jenner & Block LLP
353 North Clark Street
Chicago, IL 60654-3456
312-222-9350
Fax : 312-527-0484
Email: lraiford@jenner.com










Melissa M. Root
Jenner & Block LLP
353 North Clark Street
Chicago, IL 60654-3456
312-222-9350
Fax : 312-527-0484







Email: mroot@jenner.com










Charles B. Sklarsky
 Jenner & Block LLP
 353 North Clark Street
 Chicago, IL 60654-3456
 312-222-9350
 Fax : 312-527-0484
 Email: csklarsky@jenner.com









Catherine L. Steege
 Jenner & Block LLP
 353 North Clark Street
 Chicago, IL 60654-3456
 312-222-9360
 Fax : 312-527-0484
 Email: csteegen@jenner.com


| Filing Date | # | Docket Text |
|-------------|---|---|
| 07/15/2015 |  1 | Chapter 11 Voluntary Petition. Fee Amount \$1717 Filed by Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  2 | 20 Largest Unsecured Creditors <i>Consolidated List of Creditors Holding 50 Largest Unsecured Claims</i> Filed by Debtor Walter Energy, Inc.. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  3 | Declaration re: <i>Declaration of William G. Harvey in Support of First Day Motions</i> Filed by Debtor Walter Energy, Inc.. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  4 | Notice of Appearance and Request for Notice by Daniel D Sparks Filed by Creditor WHH Real Estate, LLC. (Sparks, Daniel) (Entered: 07/15/2015) |
| 07/15/2015 |  5 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order Directing Joint Administration of the Debtors Chapter 11 Cases</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  6 | Notice of Appearance and Request for Notice by Bill D Bensinger Filed by Creditor WHH Real Estate, LLC. (Bensinger, Bill) (Entered: 07/15/2015) |
| 07/15/2015 |  7 | Notice of Appearance and Request for Notice by William (Will) Lee Thuston Jr. Filed by Creditor WHH Real Estate, LLC. (Thuston, William (Will)) (Entered: 07/15/2015) |




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| 07/15/2015 |  8 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Application for an Order Authorizing the Employment, Retention and Appointment of Kurtzman Carson Consultants LLC as Claims and Noticing Agent and Administrative Advisor for the Debtors Nunc Pro Tunc to the Petition Date</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  9 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion Pursuant to 11 U.S.C. §§ 102 and 105(a) and Bankruptcy Rules 2002(m) and 9007 Seeking Authority to Implement Certain Notice and Case Management Procedures</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  10 | Notice of Appearance and Request for Notice by Daniel D Sparks Filed by Creditor Cowin & Company, Inc.. (Sparks, Daniel) (Entered: 07/15/2015) |
| 07/15/2015 |  11 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Granting the Debtors an Extension of Time Within Which to File Schedules and Related Documents and (B) Waiving the Requirements to File Lists of Equity Security Holders and Provide Notice to Equity Security Holders</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  12 | Notice of Appearance and Request for Notice by Bill D Bensinger Filed by Creditor Cowin & Company, Inc.. (Bensinger, Bill) (Entered: 07/15/2015) |
| 07/15/2015 |  13 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Authorizing the Debtors to File a Consolidated List of 50 Largest Unsecured Creditors, (B) Waiving the Requirement to File a List of Creditors, and (C) Establishing Procedures for Notifying Creditors of the Commencement of the Debtors Chapter 11 Cases</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  14 | Notice of Appearance and Request for Notice by William (Will) Lee Thuston Jr. Filed by Creditor Cowin & Company, Inc.. (Thuston, William (Will)) (Entered: 07/15/2015) |
| 07/15/2015 |  15 | Notice of Appearance and Request for Notice by Daniel D Sparks Filed by Creditor Nelson Brothers, LLC. (Sparks, Daniel) (Entered: 07/15/2015) |
| 07/15/2015 |  16 | |









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| | | Notice of Appearance and Request for Notice by Bill D Bensinger Filed by Creditor Nelson Brothers, LLC. (Bensinger, Bill) (Entered: 07/15/2015) |
| 07/15/2015 |  17 | Motion Regarding Chapter 11 First Day Motions <i>10.The Debtors Motion for (I) (A) an Order Authorizing, But Not Directing, the Debtors to Pay Certain Prepetition Wages, Compensation, Workers Compensation and Employee Benefits and to Maintain Employee Benefit Programs and Pay Related Administrative Obligations; and (B) a Supplemental Order Authorizing, But Not Directing, the Debtors to Pay Certain Bonus and Severance Obligations related thereto; (II) Authorizing and Directing Applicable Banks and Other Financial Institutions to Process and Pay All Checks Presented for Payment and to Honor All Funds Transfer Requests Made by the Debtors Relating to the Foregoing; and (III) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  18 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  19 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) Payment of Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  20 | Notice of Appearance and Request for Notice by R. Scott Williams Filed by Creditor United Mine Workers of America. (Williams, R.) (Entered: 07/15/2015) |
| 07/15/2015 |  21 | Notice of Appearance and Request for Notice by Jennifer Brooke Kimble Filed by Creditor United Mine Workers of America. (Kimble, Jennifer) (Entered: 07/15/2015) |
| 07/15/2015 |  22 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Authorizing Debtors to Continue Prepetition Customer Programs and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |





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| 07/15/2015 |  23 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Authorizing (I) Debtors to Pay Certain Prepetition Taxes, Governmental Assessments and Fees and (II) Financial Institutions to Honor and Process Related Checks and Transfers; and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  24 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders (A) (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assured of Future Performance, (III) Establishing Procedures for Determining Adequate Assurance of Payment, and (IV) Setting a Final Hearing Related Thereto; and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  25 | Motion to Appear pro hac vice <i>for Ira S. Dizengoff</i> Filed by Creditor Committee Steering Committee (Hall, Michael) (Entered: 07/15/2015) |
| 07/15/2015 |  26 | Motion to Appear pro hac vice <i>Motion to Admit Stephen J. Shimshak Pro Hac Vice</i> Filed by Debtor Walter Energy, Inc. (Bender, Jay) (Entered: 07/15/2015) |
| 07/15/2015 |  27 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors Estate and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  28 | Motion to Appear pro hac vice <i>Motion to Admit Kelley A. Cornish Pro Hac Vice</i> Filed by Debtor Walter Energy, Inc. (Bender, Jay) (Entered: 07/15/2015) |
| 07/15/2015 |  29 | Motion to Appear pro hac vice <i>Lisa G. Beckerman</i> Filed by Creditor Committee Steering Committee (Hall, Michael) (Entered: 07/15/2015) |
| 07/15/2015 |  30 | Motion to Appear pro hac vice <i>Motion to Admit Claudia R. Tobler Pro Hac Vice</i> Filed by Debtor Walter Energy, Inc. (Bender, Jay) (Entered: 07/15/2015) |
| 07/15/2015 |  31 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing the Debtors to Continue and Renew Their Surety Bond Program and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |





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| 07/15/2015 |  32 | Motion to Appear pro hac vice <i>James Savin</i> Filed by Creditor Committee Steering Committee (Hall, Michael) (Entered: 07/15/2015) |
| 07/15/2015 |  33 | Motion to Appear pro hac vice <i>Maurice L. Brimmage</i> Filed by Creditor Committee Steering Committee (Hall, Michael) (Entered: 07/15/2015) |
| 07/15/2015 |  34 | Motion to Appear pro hac vice <i>Motion to Admit Ann K. Young Pro Hac Vice</i> Filed by Debtor Walter Energy, Inc. (Bender, Jay) (Entered: 07/15/2015) |
| 07/15/2015 |  35 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order, Pursuant to Sections 105(a), 363(b), 363(c) and 1107(a) of the Bankruptcy Code and Bankruptcy Rules 6003 and 6004(h) (A) Authorizing the Debtors to (I) Continue Insurance Policies and Agreements Relating Thereto and (II) Honor Certain Prepetition Obligations in Respect Thereof; and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  36 | Motion to Appear pro hac vice <i>Kristine G. Manoukian</i> Filed by Creditor Committee Steering Committee (Hall, Michael) (Entered: 07/15/2015) |
| 07/15/2015 |  37 | Motion to Appear pro hac vice <i>Motion to Admit Michael S. Rudnick Pro Hac Vice</i> Filed by Debtor Walter Energy, Inc. (Bender, Jay) (Entered: 07/15/2015) |
| 07/15/2015 |  38 | Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) (I) Approving Continued Use of the Debtors Existing Cash Management System, (II) Authorizing Use of Existing Bank Accounts and Checks, (III) Waiving the Requirements of 11 U.S.C. § 345(b), (IV) Granting Administrative Expense Status to Postpetition Intercompany Claims, and (V) Authorizing the Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  39 | Motion to Expedite Hearing (related documents 5 Motion Re: Chapter 11 First Day Motions, 8 Motion Re: Chapter 11 First Day Motions, 9 Motion Re: Chapter 11 First Day Motions, 11 Motion Re: Chapter 11 First Day Motions, 13 Motion Re: Chapter 11 First Day Motions, 17 Motion Re: Chapter 11 First Day Motions, 18 Motion Re: Chapter 11 First Day Motions, 19 Motion Re: Chapter 11 First Day Motions, 22 Motion Re: |





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| | | Chapter 11 First Day Motions, 23 Motion Re: Chapter 11 First Day Motions, 24 Motion Re: Chapter 11 First Day Motions, 27 Motion Re: Chapter 11 First Day Motions, 31 Motion Re: Chapter 11 First Day Motions, 35 Motion Re: Chapter 11 First Day Motions, 38 Motion Re: Chapter 11 First Day Motions) Filed by Debtor Walter Energy, Inc. (Darby) (Entered: 07/15/2015) |
| 07/15/2015 |  40 | Order Granting Motion to Expedite Hearing (Related Doc 39) Signed on 7/15/2015. Hearing to be held on 7/15/2015 at 02:30 PM Courtroom 3 (TOM) Birmingham for 5 Debtors Motion for an Order Directing Joint Administration of the Debtors Chapter 11 Cases, 13 Debtors Motion for an Order (A) Authorizing the Debtors to File a Consolidated List of 50 Largest Unsecured Creditors, (B) Waiving the Requirement to File a List of Creditors, and (C) Establishing Procedures for Notifying Creditors of the Commencement of the Debtors Chapter 11 Cases, 19 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) Payment of Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief, 35 Debtors Motion for an Order (A) Authorizing the Debtors to (I) Continue Insurance Policies and Agreements Relating Thereto and (II) Honor Certain Prepetition Obligations in Respect Thereof; and (B) Granting Related Relief, 17 Debtors Motion for (I) (A) an Order Authorizing, But Not Directing, the Debtors to Pay Certain Prepetition Wages, Compensation, Workers Compensation and Employee Benefits and to Maintain Employee Benefit Programs and Pay Related Administrative Obligations; and (B) a Supplemental Order Authorizing, But Not Directing, the Debtors to Pay Certain Bonus and Severance Obligations related thereto; (II) Authorizing and Directing Applicable Banks and Other Financial Institutions to Process and Pay All Checks Presented for Payment and to Honor All Funds Transfer Requests Made by the Debtors Relating to the Foregoing; and (III) Granting Related Relief, 24 Debtors Motion for Entry of Interim and Final Orders (A) (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assured of Future Performance, (III) Establishing Procedures for Determining Adequate Assurance of Payment, and (IV) Setting a Final Hearing Related Thereto; and (B) Granting Related Relief, 23 Debtors Motion for an Order (A) Authorizing (I) Debtors to Pay Certain Prepetition Taxes, Governmental Assessments and Fees and (II) Financial Institutions to Honor and Process Related Checks and Transfers; and (B) Granting Related Relief, 18 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition |







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| | | <p>Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief, 27 Debtors Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors Estate and (B) Granting Related Relief, 31 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing the Debtors to Continue and Renew Their Surety Bond Program and (B) Granting Related Relief, 38 Debtors Motion for an Order (A) (I) Approving Continued Use of the Debtors Existing Cash Management System, (II) Authorizing Use of Existing Bank Accounts and Checks, (III) Waiving the Requirements of 11 U.S.C. § 345(b), (IV) Granting Administrative Expense Status to Postpetition Intercompany Claims, and (V) Authorizing the Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief, 22 Debtors Motion for an Order (A) Authorizing Debtors to Continue Prepetition Customer Programs and (B) Granting Related Relief, 8 Debtors Application for an Order Authorizing the Employment, Retention and Appointment of Kurtzman Carson Consultants LLC as Claims and Noticing Agent and Administrative Advisor for the Debtors Nunc Pro Tunc to the Petition Date, 9 Debtors Motion Pursuant to 11 U.S.C. §§ 102 and 105(a) and Bankruptcy Rules 2002(m) and 9007 Seeking Authority to Implement Certain Notice and Case Management Procedures, 11 Debtors Motion for an Order (A) Granting the Debtors an Extension of Time Within Which to File Schedules and Related Documents and (B) Waiving the Requirements to File Lists of Equity Security Holders and Provide Notice to Equity Security Holders, (kl) Modified on 7/15/2015 (kl). (Entered: 07/15/2015)</p> |
| 07/15/2015 |  41 | <p>Hearing Scheduled (RE: related document(s)5, 8, 9, 11, 13, 17, 18, 19, 22, 23, 24, 27, 31, 35, 38). Hearing scheduled 7/15/2015 at 02:30 PM at Courtroom 3 (TOM) Birmingham. (kl) (Entered: 07/15/2015)</p> |
| 07/15/2015 |  42 | <p>The Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, and (III) Scheduling a Final Hearing; and (B) Granting Related Relief Filed by Debtor Walter Energy, Inc. (Darby, Patrick) (Entered: 07/15/2015)</p> |
| 07/15/2015 |  43 | <p>Hearing Scheduled (RE: related document(s)42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001,</p> |






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| | | 6003, 6004 and 9014 (A) (I) Authorizing Postpetition Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, and (III) Scheduling a Final Hearing; and (B) Granting Related Relief). Hearing scheduled 7/15/2015 at 02:30 PM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/15/2015) |
| 07/15/2015 |  44 | The Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief Filed by Debtor Walter Energy, Inc. (Darby, Patrick) (Entered: 07/15/2015) |
| 07/15/2015 |  45 | Notice of Appearance and Request for Notice by Benjamin Shaw Goldman Filed by Creditor Alabama State Port Authority. (Goldman, Benjamin) (Entered: 07/15/2015) |
| 07/15/2015 |  46 | Notice of Appearance and Request for Notice by Benjamin Shaw Goldman Filed by Creditor Thompson Tractor Co., Inc.. (Goldman, Benjamin) (Entered: 07/15/2015) |
| 07/15/2015 |  47 | Notice of Appearance and Request for Notice by Benjamin Shaw Goldman Filed by Creditor Parker Towing Company, Inc.. (Goldman, Benjamin) (Entered: 07/15/2015) |
| 07/15/2015 |  48 | Motion to Appoint Creditors Committee <i>The Debtors' Motion for an Order (A)(I) Authorizing the Formation of a Committee of Retired Employees Pursuant to Section 1114(c)(2) and 1114 (d) of the Bankruptcy Code, and (II) Establishing Procedures for Selecting Committee Members and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc. (Darby, Patrick) (Entered: 07/15/2015) |
| 07/15/2015 |  49 | Notice of Appearance and Request for Notice <i>of Akin Gump Strauss Hauer & Feld LLP</i> by Michael Leo Hall Filed by Creditor Committee Steering Committee. (Hall, Michael) (Entered: 07/15/2015) |
| 07/15/2015 |  50 | Notice of Appearance and Request for Notice <i>of Glen M. Connor and George N. Davies</i> by Glen Marshall Connor Filed by Creditors Trustees UMWA Health and Retirement Funds, UMWA Health and Retirement Funds. (Connor, Glen) (Entered: 07/15/2015) |
| 07/15/2015 |  51 | Notice of Appearance and Request for Notice <i>for Burr & Forman LLP</i> by Michael Leo Hall Filed by Creditor Committee Steering Committee. (Hall, Michael) (Entered: 07/15/2015) |
| 07/15/2015 | | |




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| | | Receipt of Voluntary Petition (Chapter 11)(15-02741-11) [misc,volp11] (1717.00) Filing Fee. Receipt number 18235404. Fee Amount 1717.00 (re:Doc# 1) (U.S. Treasury) (Entered: 07/15/2015) |
| 07/15/2015 |  52 | Notice to Creditor(s) Re: Amendment <i>Corrected Exhibit "A" to Voluntary Petition</i> . (Bailey, James) (Entered: 07/15/2015) |
| 07/15/2015 |  53 | Corporate Parent Disclosure Statement <i>Corporate Ownership Statement</i> Filed by Debtor Walter Energy, Inc.. (Bailey, James) (Entered: 07/15/2015) |
| 07/15/2015 |  54 | Order Granting Motion for an Order Directing Joint Administration of the Debtors Chapter 11 Cases. All original pleadings shall be captioned as indicated in the preceding paragraph and all original docket entries shall be made in the case of Walter Energy, Inc., Case No. 15-02741-TOM-11. An order has been entered in this case directing the consolidation and joint administration for procedural purposes only of the chapter 11 cases of Walter Energy, Inc.; Atlantic Development and Capital, LLC; Atlantic Leaseco, LLC; Blue Creek Coal Sales, Inc.; Blue Creek Energy, Inc.; J.W. Walter, Inc.; Jefferson Warrior Railroad Company, Inc.; Jim Walter Homes, LLC; Jim Walter Resources, Inc.; Maple Coal Co., LLC; Sloss-Sheffield Steel & Iron Company; SP Machine, Inc.; Taft Coal Sales & Associates, Inc.; Tuscaloosa Resources, Inc.; V Manufacturing Company; Walter Black Warrior Basin LLC; Walter Coke, Inc.; Walter Energy Holdings, LLC; Walter Exploration & Production LLC; Walter Home Improvement, Inc.; Walter Land Company; Walter Minerals, Inc.; Walter Natural Gas, LLC; and all subsequently filed chapter 11 cases of such debtors affiliates. The docket in the chapter 11 case of Walter Energy, Inc., Case No. 15-02741-TOM11 should be consulted for all matters affecting this case and the affiliated Case Nos. 15-02741, 15-02743 through 15-02744, 15-02746 through 15-02747, 15-02750 through 15-02766, and 15-02773. (Related Doc 5) Signed on 7/15/2015. (klt) (Entered: 07/15/2015) |
| 07/15/2015 |  55 | Order Granting Debtors Application for an Order Authorizing the Employment, Retention and Appointment of Kurtzman Carson Consultants LLC as Claims and Noticing Agent and Administrative Advisor for the Debtors Nunc Pro Tunc to the Petition Date. KCC is authorized and directed to perform noticing services and to receive, maintain, record and otherwise administer the proofs of claim filed in these cases and all related tasks, all as described in the KCC Application. KCC shall serve as the custodian of court records and shall be designated as the authorized repository for all proofs of claim filed in these cases |





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| | | and is authorized and directed to maintain a Claims Register for each of the Debtors (Related Doc # 8) Signed on 7/15/2015. (klt) (Entered: 07/15/2015) |
| 07/15/2015 |  56 | Order Granting Debtors Motion Pursuant to 11 U.S.C. §§ 102 and 105(a) and Bankruptcy Rules 2002(m) and 9007 Seeking Authority to Implement Certain Notice and Case Management Procedures (Related Doc # 9) Signed on 7/15/2015. (klt) (Entered: 07/15/2015) |
| 07/15/2015 |  57 | Order Granting Debtors Motion for an Order (A) Granting the Debtors an Extension of Time Within Which to File Schedules and Related Documents and (B) Waiving the Requirements to File Lists of Equity Security Holders and Provide Notice to Equity Security Holders. The Debtors are granted an extension of the deadline to file their Schedules and Statements through and including August 28, 2015, without prejudice to the Debtors rights to seek further extensions or waivers. (Related Doc # 11) Signed on 7/15/2015. (klt) (Entered: 07/15/2015) |
| 07/15/2015 |  58 | Order Granting Debtors Motion for an Order (A) Authorizing the Debtors to File a Consolidated List of 50 Largest Unsecured Creditors, (B) Waiving the Requirement to File a List of Creditors, and (C) Establishing Procedures for Notifying Creditors of the Commencement of the Debtors Chapter 11 Cases. The Claims and Noticing Agent shall publish the Notice of Commencement on the website to be established by the Claims and Noticing Agent at http://www.kccllc.net/walterenergy within seven (7) days of entry of this Order approving this Motion. (Related Doc # 13) Signed on 7/15/2015. (klt) (Entered: 07/15/2015) |
| 07/15/2015 |  59 | Interim Order (A) Authorizing Post-petition Use of Cash Collateral, (B) Granting Adequate Protection to Prepetition Secured Parties, (C) Scheduling a Final Hearing and (D) Granting Related Relief Signed on 7/15/2015 (RE: related document(s) 42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Post-petition Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, and (III) Scheduling a Final Hearing; and (B) Granting Related Relief). Hearing scheduled 8/18/2015 and 8/19/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) Modified on 7/16/2015 to correct text (klt). Interim Order on Cash Collateral replaced to include two page budget as attachment added on 7/16/2015, no changes to the Interim Order were made. Modified on 7/16/2015 (stc). (Entered: 07/15/2015) |




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| 07/15/2015 |  60 | Order (A)(I) Approving Continued Use of Debtor's Existing Cash Management System; (II) Authorizing Use of Existing Bank Accounts and Checks; (III) Waiving the Requirements of 11 U.S.C. 345(b); (IV) Granting Administrative Expense Status to Certain Post-Petition Intercompany Claims; and (V) Authorizing Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief (Related Doc # 38) Debtors Motion for an Order (A) (I) Approving Continued Use of the Debtors Existing Cash Management System, (II) Authorizing Use of Existing Bank Accounts and Checks, (III) Waiving the Requirements of 11 U.S.C. § 345(b), (IV) Granting Administrative Expense Status to Postpetition Intercompany Claims, and (V) Authorizing the Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief Signed on 7/15/2015. (klt) (Entered: 07/15/2015) |
| 07/15/2015 |  61 | Order (A) Authorizing, but not directing, Debtors to Pay Certain Prepetition Wages, Compensation, Workers Compensation and Employee Benefits and to Maintain Employee Benefit Programs and Pay-Related Administrative Obligations; (B) Authorizing and Directing Applicable Banks and Other Financial Institutions to Process and Pay All Checks Presented for Payment and to Honor All Funds Transfer Requests Made by the Debtors Relating to the Foregoing; and (C) Granting Related Relief (Related Doc # 17) Debtors Motion for (I) (A) an Order Authorizing, But Not Directing, the Debtors to Pay Certain Prepetition Wages, Compensation, Workers Compensation and Employee Benefits and to Maintain Employee Benefit Programs and Pay Related Administrative Obligations; and (B) a Supplemental Order Authorizing, But Not Directing, the Debtors to Pay Certain Bonus and Severance Obligations related thereto; (II) Authorizing and Directing Applicable Banks and Other Financial Institutions to Process and Pay All Checks Presented for Payment and to Honor All Funds Transfer Requests Made by the Debtors Relating to the Foregoing; and (III) Granting Related Relief Signed on 7/15/2015. (klt) (Entered: 07/15/2015) |
| 07/15/2015 |  62 | Order (A) Authorizing (I) Debtors to Pay Certain Prepetition Taxes, Governmental Assessments and Fees, and (II) Financial Institutions to Honor and Process Related Checks and Transfers; and (B) Granting Related Relief (Related Doc # 23) Debtors Motion for an Order (A) Authorizing (I) Debtors to Pay Certain Prepetition Taxes, Governmental Assessments and Fees and (II) Financial Institutions to Honor and Process Related Checks and Transfers; and (B) Granting Related Relief Signed on 7/15/2015. (klt) (Entered: 07/15/2015) |
| 07/15/2015 |  63 | |

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| | | Order (A) Authorizing Debtors to Continue Prepetition Customer Programs and (B) Granting Related Relief (Related Doc # 22) Debtors Motion for an Order (A) Authorizing Debtors to Continue Prepetition Customer Programs and (B) Granting Related Relief Signed on 7/15/2015. (klt) (Entered: 07/15/2015) |
| 07/16/2015 |  64 | Public Note Regarding Proceeding Number 59: This note is entered to reflect that a new PDF has been substituted for the original PDF so that the Interim Order on Cash Collateral that is now part of proceeding number 59 includes as an attachment the two page budget. (RE: related document(s) 59 Notice and Order). (stc) (Entered: 07/16/2015) |
| 07/16/2015 |  65 |  PDF with attached Audio File. Court Date & Time [7/15/2015 2:29:26 PM]. File Size [54399 KB]. Run Time [02:31:06]. (RE: Doc #5; Debtors Motion for an Order Directing Joint Administration of the Debtors Chapter 11 Cases). (adiuser). (Entered: 07/16/2015) |
| 07/16/2015 |  66 | Notice of Appearance and Request for Notice by Robert A Morgan Filed by Creditor RGGGS Land & Minerals, LTD., L.P.. (Morgan, Robert) (Entered: 07/16/2015) |
| 07/16/2015 |  67 | Interim Order (A) Prohibiting Utility Companies from Altering, Refusing or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assured of Future Performance, (III) Setting a Final Hearing Related Thereto; and (B) Granting Related Relief Signed on 7/16/2015 (RE: related document(s) 24 Debtors Motion for Entry of Interim and Final Orders (A) (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assured of Future Performance, (III) Establishing Procedures for Determining Adequate Assurance of Payment, and (IV) Setting a Final Hearing Related Thereto; and (B) Granting Related Relief). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/16/2015) |
| 07/16/2015 |  68 | Order (A) Authorizing Debtors to (I) Continue Insurance Policies and Agreements Relating Thereto and (II) Honor Certain Prepetition Obligations in Respect Thereof; and (B) Granting Related Relief (Related Doc # 35) Debtors Motion for an Order, Pursuant to Sections 105(a), 363(b), 363(c) and 1107 (a) of the Bankruptcy Code and Bankruptcy Rules 6003 and 6004(h) (A) Authorizing the Debtors to (I) Continue Insurance Policies and Agreements Relating Thereto and (II) Honor Certain Prepetition Obligations in Respect Thereof; and (B) |









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| | | Granting Related Relief Signed on 7/16/2015. (klt) (Entered: 07/16/2015) |
| 07/16/2015 |  69 | Interim Order (A) Authorizing Debtors to Continue and Renew Their Surety Bond Program and (B) Granting Related Relief Signed on 7/16/2015 (RE: related document(s) 31 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing the Debtors to Continue and Renew Their Surety Bond Program and (B) Granting Related Relief). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/16/2015) |
| 07/16/2015 |  70 | Interim Order (A) Authorizing (I) Debtors to Pay Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief Signed on 7/16/2015 (RE: related document(s) 19 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) Payment of Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/16/2015) |
| 07/16/2015 |  71 | Interim Order (A) Authorizing (I) The Debtors to Pay Prepetition Claims of Certain Critical Vendors and ForeignSigned on 7/16/2015 (RE: related document(s) 18 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/16/2015) |
| 07/16/2015 |  72 | Interim Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors' Estates (Related Doc # 27 Debtors Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors Estate and (B) Granting Related Relief) Signed on 7/16/2015. (klt) (Entered: 07/16/2015) |
| 07/16/2015 |  73 | Notice of Appearance and Request for Notice by Lindan J. Hill Filed by Creditor c/o Lindan J. Hill Birmingham Rail & Locomotive, Co., Inc.. (Hill, Lindan) (Entered: 07/16/2015) |
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| 07/16/2015 |  74 | Notice of Appearance and Request for Notice by Clyde Ellis Brazeal III Filed by Creditor Arch Insurance Company. (Brazeal, Clyde) (Entered: 07/16/2015) |
| 07/16/2015 |  75 | Notice of Appearance and Request for Notice by Clyde Ellis Brazeal III Filed by Creditor Aspen American Insurance Company. (Brazeal, Clyde) (Entered: 07/16/2015) |
| 07/16/2015 |  76 | Certificate of Service <i>re Documents Served on July 15, 2015 [Docket Nos. 5, 8, 9, 11, 13, 17, 18, 19, 22, 23, 24, 27, 31, 35, 38, 39, 40 and 42]</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 5 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order Directing Joint Administration of the Debtors Chapter 11 Cases</i> , 8 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Application for an Order Authorizing the Employment, Retention and Appointment of Kurtzman Carson Consultants LLC as Claims and Noticing Agent and Administrative Advisor for the Debtors Nunc</i> , 9 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion Pursuant to 11 U.S.C. §§ 102 and 105(a) and Bankruptcy Rules 2002(m) and 9007 Seeking Authority to Implement Certain Notice and Case Management Procedures</i> , 11 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Granting the Debtors an Extension of Time Within Which to File Schedules and Related Documents and (B) Waiving the Requirements to File Lists of Equity Security Holders</i> , 13 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Authorizing the Debtors to File a Consolidated List of 50 Largest Unsecured Creditors, (B) Waiving the Requirement to File a List of Creditors, and (C) Establishing P</i> , 17 Motion Regarding Chapter 11 First Day Motions <i>10.The Debtors Motion for (I) (A) an Order Authorizing, But Not Directing, the Debtors to Pay Certain Prepetition Wages, Compensation, Workers Compensation and Employee Benefits and to Maintain Employee</i> , 18 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Hono</i> , 19 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) Payment of Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to</i> , 22 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Authorizing Debtors to Continue Prepetition Customer Programs and (B) Granting Related Relief</i> , 23 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Authorizing (I)</i> |









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| | | <p><i>Debtors to Pay Certain Prepetition Taxes, Governmental Assessments and Fees and (II) Financial Institutions to Honor and Process Related Checks and Tr, 24 Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders (A) (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assur, 27 Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors Estate and (B) Granting Related Relief, 31 Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing the Debtors to Continue and Renew Their Surety Bond Program and (B) Granting Related Relief, 35 Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order, Pursuant to Sections 105(a), 363(b), 363(c) and 1107(a) of the Bankruptcy Code and Bankruptcy Rules 6003 and 6004(h) (A) Authorizing the Debtors to (I) Continue Insuranc, 38 Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) (I) Approving Continued Use of the Debtors Existing Cash Management System, (II) Authorizing Use of Existing Bank Accounts and Checks, (III) Waiving the Requirements, 39 Motion to Expedite Hearing (related documents 5 Motion Re: Chapter 11 First Day Motions, 8 Motion Re: Chapter 11 First Day Motions, 9 Motion Re: Chapter 11 First Day Motions, 11 Motion Re: Chapter 11 First Day Motions, 13 Motion Re: Chapter, 40 Order on Motion to Expedite Hearing, 42 Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition U). (Kass, Albert) (Entered: 07/16/2015)</i></p> |
| 07/16/2015 |  77 | <p>Notice of Appearance and Request for Notice by Stephen B Porterfield Filed by Creditor Shook and Fletcher Supply Company, Inc.. (Porterfield, Stephen) (Entered: 07/16/2015)</p> |
| 07/17/2015 |  78 | <p>Notice of Appearance and Request for Notice by Jennifer Brooke Kimble Filed by Creditor G. R. Harsh Sr., Real Estate Holdings, LLC. (Kimble, Jennifer) Modified on 7/21/2015 to match text to pdf (klt). (Entered: 07/17/2015)</p> |
| 07/17/2015 |  79 | <p>Correspondence as stockholder and request for notices Filed by Interested Party Janine LaDouceur . (klt) (Entered: 07/17/2015)</p> |
| 07/17/2015 |  80 | |









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| | | Letter Filed by Interested Party Janine LaDouceur . (klt) (Entered: 07/17/2015) |
| 07/17/2015 |  81 | Notice of Appearance and Request for Notice by Marvin E. Franklin Filed by Creditor Hager Oil Company, Inc.. (Franklin, Marvin) (Entered: 07/17/2015) |
| 07/17/2015 |  82 | Notice of Hearing on (RE: related document(s) 44 Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief filed by Debtor Walter Energy, Inc., et al.). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/17/2015) |
| 07/17/2015 |  83 | Certificate of Service <i>re Documents Served on July 16, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 5 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order Directing Joint Administration of the Debtors Chapter 11 Cases</i> , 8 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Application for an Order Authorizing the Employment, Retention and Appointment of Kurtzman Carson Consultants LLC as Claims and Noticing Agent and Administrative Advisor for the Debtors Nunc</i> , 9 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion Pursuant to 11 U.S.C. §§ 102 and 105(a) and Bankruptcy Rules 2002(m) and 9007 Seeking Authority to Implement Certain Notice and Case Management Procedures</i> , 11 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Granting the Debtors an Extension of Time Within Which to File Schedules and Related Documents and (B) Waiving the Requirements to File Lists of Equity Security Holders</i> , 13 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Authorizing the Debtors to File a Consolidated List of 50 Largest Unsecured Creditors, (B) Waiving the Requirement to File a List of Creditors, and (C) Establishing P</i> , 17 Motion Regarding Chapter 11 First Day Motions <i>10.The Debtors Motion for (I) (A) an Order Authorizing, But Not Directing, the Debtors to Pay Certain Prepetition Wages, Compensation, Workers Compensation and Employee Benefits and to Maintain Employee</i> , 18 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor</i> , 19 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) Payment of Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to</i> , 22 Motion Regarding Chapter |

11 First Day Motions The Debtors Motion for an Order (A) Authorizing Debtors to Continue Prepetition Customer Programs and (B) Granting Related Relief, [23](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) Authorizing (I) Debtors to Pay Certain Prepetition Taxes, Governmental Assessments and Fees and (II) Financial Institutions to Honor and Process Related Checks and Tr, [24](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders (A) (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assur, [27](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors Estate and (B) Granting Related Relief, [31](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing the Debtors to Continue and Renew Their Surety Bond Program and (B) Granting Related Relief, [35](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order, Pursuant to Sections 105(a), 363(b), 363(c) and 1107(a) of the Bankruptcy Code and Bankruptcy Rules 6003 and 6004(h) (A) Authorizing the Debtors to (I) Continue Insuranc, [38](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) (I) Approving Continued Use of the Debtors Existing Cash Management System, (II) Authorizing Use of Existing Bank Accounts and Checks, (III) Waiving the Requirements, [39](#) Motion to Expedite Hearing (related documents [5](#) Motion Re: Chapter 11 First Day Motions, [8](#) Motion Re: Chapter 11 First Day Motions, [9](#) Motion Re: Chapter 11 First Day Motions, [11](#) Motion Re: Chapter 11 First Day Motions, [13](#) Motion Re: Chapter, [42](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition U, [44](#) Motion to Assume Lease or Executory Contract The Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief, [48](#) Motion to Appoint Creditors Committee The Debtors' Motion for an Order (A)(I) Authorizing the Formation of a Committee of Retired Employees Pursuant to Section 1114(c)(2) and 1114(d) of the Bankruptcy Code, and (II) Establishing Procedures for, [54](#) Order on Motion Re: Chapter 11 First Day Motions, [55](#) Order on Motion Re: Chapter 11 First Day Motions, [56](#) Order on Motion Re: Chapter 11 First Day Motions, [57](#) Order on Motion Re: Chapter 11 First Day Motions, [58](#) Order on Motion Re: Chapter 11 First Day Motions, [59](#) Notice and Order, [60](#) Order on Motion Re: Chapter






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| | | <i>11 First Day Motions, 61 Order on Motion Re: Chapter 11 First Day Motions, 62 Order on Motion Re: Chapter 11 First Day Motions, 63 Order on Motion Re: Chapter 11 First Day Motions, 67 Notice and Order, 68 Order on Motion Re: Chapter 11 First Day Motions, 69 Notice and Order, 70 Notice and Order, 71 Notice and Order, 72 Order on Motion Re: Chapter 11 First Day Motions).</i> (Kass, Albert) (Entered: 07/17/2015) |
| 07/17/2015 |  84 | BNC Certificate of Notice (RE: related document(s) 40 Order on Motion to Expedite Hearing). Notice Date 07/17/2015. (Admin.) (Entered: 07/18/2015) |
| 07/18/2015 |  85 | Motion to Expedite Hearing (related documents 48 Motion to Appoint Creditors Committee) <i>The Debtors Motion For Expedited Hearing On Debtors Motion For An Order (A) (I) Authorizing The Formation Of A Committee Of Retired Employees Pursuant To Sections 1114(c)(2) and 1114(d) of The Bankruptcy Code, and (II) Establishing Procedures For Selecting Committee Members and (B) Granting Related Relief</i> Filed by Debtor Walter Energy, Inc., et al. (Moore, Cathleen) (Entered: 07/18/2015) |
| 07/18/2015 |  86 | Motion to Expedite Hearing (related documents 17 Motion Re: Chapter 11 First Day Motions) <i>The Debtors' Motion for Expedited Hearing on Debtors' Motion For Supplemental Order Authorizing, But Not Directing, The Debtors To Pay Certain Bonus and Severance Obligations</i> Filed by Debtor Walter Energy, Inc., et al. (Moore, Cathleen) (Entered: 07/18/2015) |
| 07/18/2015 |  87 | BNC Certificate of Notice (RE: related document(s) 54 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  88 | BNC Certificate of Notice (RE: related document(s) 55 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  89 | BNC Certificate of Notice (RE: related document(s) 56 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  90 | BNC Certificate of Notice (RE: related document(s) 57 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  91 | BNC Certificate of Notice (RE: related document(s) 58 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |






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| 07/18/2015 |  92 | BNC Certificate of Notice (RE: related document(s) 59 Notice and Order). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  93 | BNC Certificate of Notice (RE: related document(s) 60 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  94 | BNC Certificate of Notice (RE: related document(s) 61 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  95 | BNC Certificate of Notice (RE: related document(s) 62 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  96 | BNC Certificate of Notice (RE: related document(s) 63 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  97 | BNC Certificate of Notice (RE: related document(s) 67 Notice and Order). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  98 | BNC Certificate of Notice (RE: related document(s) 68 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  99 | BNC Certificate of Notice (RE: related document(s) 69 Notice and Order). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  100 | BNC Certificate of Notice (RE: related document(s) 70 Notice and Order). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  101 | BNC Certificate of Notice (RE: related document(s) 71 Notice and Order). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/18/2015 |  102 | BNC Certificate of Notice (RE: related document(s) 72 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 07/18/2015. (Admin.) (Entered: 07/19/2015) |
| 07/19/2015 |  103 | BNC Certificate of Notice (RE: related document(s) 82 Notice of Hearing). Notice Date 07/19/2015. (Admin.) (Entered: 07/20/2015) |










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| 07/20/2015 |  104 | Order Granting Motion to Expedite Hearing (Related Doc 85) Signed on 7/20/2015. Hearing to be held on 7/28/2015 at 10:00 AM Courtroom 3 (TOM) Birmingham for 48 Debtors Motion For An Order (A) (I) Authorizing The Formation Of A Committee Of Retired Employees Pursuant To Sections 1114(c) (2) and 1114(d) of The Bankruptcy Code, and (II) Establishing Procedures For Selecting Committee Members and (B) Granting Related Relief, (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  105 | Order Granting Motion to Expedite Hearing (Related Doc # 86) Signed on 7/20/2015. Hearing to be held on 7/28/2015 at 10:00 AM Courtroom 3 (TOM) Birmingham for 17 Debtors' Motion For Supplemental Order Authorizing, But Not Directing, The Debtors To Pay Certain Bonus and Severance Obligations, (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  106 | Notice of Appearance and Request for Notice by Jesse S Vogtle Jr Filed by Creditor S.E. Belcher, Jr. Private Foundation No. 3. (Vogtle, Jesse) (Entered: 07/20/2015) |
| 07/20/2015 |  107 | Receipt number from District Court filing fee paid by Ira S. Dizengoff (Re Item: 25 Motion to Appear pro hac vice) B4601063812 (RE: related document(s) 25 Motion to Appear pro hac vice filed by Creditor Committee Steering Committee). (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  108 | Receipt number from District Court filing fee paid by Lisa G. Beckerman (Re Item: 29 Motion to Appear pro hac vice) B4601063813 (RE: related document(s) 29 Motion to Appear pro hac vice filed by Creditor Committee Steering Committee). (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  109 | Receipt number from District Court filing fee paid by James Savin (Re Item: 32 Motion to Appear pro hac vice) B4601063815 (RE: related document(s) 32 Motion to Appear pro hac vice filed by Creditor Committee Steering Committee). (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  110 | Receipt number from District Court filing fee paid by Maurice L. Brimmage (Re Item: 33 Motion to Appear pro hac vice) B4601063814 (RE: related document(s) 33 Motion to Appear pro hac vice filed by Creditor Committee Steering Committee). (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  111 | Receipt number from District Court filing fee paid by Kristine G. Manoukian (Re Item: 36 Motion to Appear pro hac vice) B4601063816 (RE: related document(s) 36 Motion to Appear |









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| | | pro hac vice filed by Creditor Committee Steering Committee). (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  112 | Notice of Appearance and Request for Notice by Marvin E. Franklin Filed by Creditor CONSOLIDATED PIPE & SUPPLY CO., INC.. (Franklin, Marvin) (Entered: 07/20/2015) |
| 07/20/2015 |  113 | Notice of Appearance and Request for Notice by Frank A. Anderson Filed by Creditor Pension Benefit Guaranty Corporation. (Attachments: # 1 Certificate of Service) (Anderson, Frank) (Entered: 07/20/2015) |
| 07/20/2015 |  114 | Order Granting Motion To Appear pro hac vice for Ira S. Dizengoff (Related Doc # 25) Signed on 7/20/2015. (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  115 | Order Granting Motion To Appear pro hac vice for Lisa G. Beckerman (Related Doc # 29) Signed on 7/20/2015. (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  116 | Order Granting Motion To Appear pro hac vice for James Savin (Related Doc # 32) Signed on 7/20/2015. (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  117 | Order Granting Motion To Appear pro hac vice for Maurice L. Brimmage (Related Doc # 33) Signed on 7/20/2015. (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  118 | Order Granting Motion To Appear pro hac vice for Kristine G. Manoukian (Related Doc # 36) Signed on 7/20/2015. (klt) (Entered: 07/20/2015) |
| 07/20/2015 |  119 | Certificate of Service (<i>Supplemental</i>): <i>re Documents Served on July 17, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 5 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order Directing Joint Administration of the Debtors Chapter 11 Cases</i> , 8 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Application for an Order Authorizing the Employment, Retention and Appointment of Kurtzman Carson Consultants LLC as Claims and Noticing Agent and Administrative Advisor for the Debtors Nunc</i> , 9 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion Pursuant to 11 U.S.C. §§ 102 and 105(a) and Bankruptcy Rules 2002(m) and 9007 Seeking Authority to Implement Certain Notice and Case Management Procedures</i> , 11 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order (A) Granting the Debtors an Extension of Time Within Which to File Schedules</i> |









and Related Documents and (B) Waiving the Requirements to File Lists of Equity Security Holders, [13](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) Authorizing the Debtors to File a Consolidated List of 50 Largest Unsecured Creditors, (B) Waiving the Requirement to File a List of Creditors, and (C) Establishing P, [17](#) Motion Regarding Chapter 11 First Day Motions 10. The Debtors Motion for (I) (A) an Order Authorizing, But Not Directing, the Debtors to Pay Certain Prepetition Wages, Compensation, Workers Compensation and Employee Benefits and to Maintain Employee, [18](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor, [19](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) Payment of Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to, [22](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) Authorizing Debtors to Continue Prepetition Customer Programs and (B) Granting Related Relief, [23](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) Authorizing (I) Debtors to Pay Certain Prepetition Taxes, Governmental Assessments and Fees and (II) Financial Institutions to Honor and Process Related Checks and Tr, [24](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders (A) (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assured, [27](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors Estate and (B) Granting Related Relief, [31](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders (A) Authorizing the Debtors to Continue and Renew Their Surety Bond Program and (B) Granting Related Relief, [35](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order, Pursuant to Sections 105(a), 363(b), 363(c) and 1107(a) of the Bankruptcy Code and Bankruptcy Rules 6003 and 6004(h) (A) Authorizing the Debtors to (I) Continue Insurance, [38](#) Motion Regarding Chapter 11 First Day Motions The Debtors Motion for an Order (A) (I) Approving Continued Use of the Debtors Existing Cash Management System, (II) Authorizing Use of Existing Bank Accounts and Checks, (III) Waiving the Requirements, [39](#) Motion to Expedite Hearing (related documents [5](#) Motion Re: Chapter 11 First Day Motions, [8](#) Motion Re: Chapter 11 First Day Motions, [9](#) Motion Re:










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| | | <p><i>Chapter 11 First Day Motions, 11 Motion Re: Chapter 11 First Day Motions, 13 Motion Re: Chapter, 42 Motion Regarding Chapter 11 First Day Motions The Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition U, 44 Motion to Assume Lease or Executory Contract The Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief, 48 Motion to Appoint Creditors Committee The Debtors' Motion for an Order (A)(I) Authorizing the Formation of a Committee of Retired Employees Pursuant to Section 1114(c)(2) and 1114(d) of the Bankruptcy Code, and (II) Establishing Procedures for, 54 Order on Motion Re: Chapter 11 First Day Motions, 55 Order on Motion Re: Chapter 11 First Day Motions, 56 Order on Motion Re: Chapter 11 First Day Motions, 57 Order on Motion Re: Chapter 11 First Day Motions, 58 Order on Motion Re: Chapter 11 First Day Motions, 59 Notice and Order, 60 Order on Motion Re: Chapter 11 First Day Motions, 61 Order on Motion Re: Chapter 11 First Day Motions, 62 Order on Motion Re: Chapter 11 First Day Motions, 63 Order on Motion Re: Chapter 11 First Day Motions, 67 Notice and Order, 68 Order on Motion Re: Chapter 11 First Day Motions, 69 Notice and Order, 70 Notice and Order, 71 Notice and Order, 72 Order on Motion Re: Chapter 11 First Day Motions). (Kass, Albert) (Entered: 07/20/2015)</i></p> |
| 07/20/2015 |  120 | <p>Certificate of Service re: Documents Served on July 17, 2015 Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s)56 Order on Motion Re: Chapter 11 First Day Motions, 82 Notice of Hearing). (Kass, Albert) (Entered: 07/20/2015)</p> |
| 07/20/2015 |  121 | <p>Notice of Appearance and Request for Notice by Daniel Pasky Filed by Creditor Automotive Rentals, Inc.. (Pasky, Daniel) (Entered: 07/20/2015)</p> |
| 07/20/2015 |  122 | <p>Notice of Appearance and Request for Notice by Michael E Bybee Filed by Creditor Industrial Mining Supply, Inc.. (Bybee, Michael) (Entered: 07/20/2015)</p> |
| 07/20/2015 |  123 | <p>Notice of Appearance and Request for Notice by Norman Matt Stockman Filed by Creditor Alabama State Port Authority. (Stockman, Norman) (Entered: 07/20/2015)</p> |
| 07/20/2015 |  124 | <p>Notice of Appearance and Request for Notice by Norman Matt Stockman Filed by Creditor Parker Towing Company, Inc.. (Stockman, Norman) (Entered: 07/20/2015)</p> |






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| 07/20/2015 |  125 | Ex Parte Motion for an Order (A) Extending Time to Hold the 341 Meeting, (B) Approving the Form of Publication of Notice of Commencement of the Debtors' Chapter 11 Cases, and (C) Granting Related Relief Filed by Debtor Walter Energy, Inc., et al. (Bailey, James) Modified on 7/20/2015 to match text to pdf (klt). (Entered: 07/20/2015) |
| 07/20/2015 |  126 | Hearing Scheduled (RE: related document(s) 125 Ex Parte Motion for an Order (A) Extending Time to Hold the 341 Meeting, (B) Approving the Form of Publication of Notice of Commencement of the Debtors' Chapter 11 Cases, and (C) Granting Related Relief Filed by Debtor Walter Energy, Inc., et al.). Hearing scheduled 7/21/2015 at 09:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/20/2015) |
| 07/21/2015 |  127 | Transcript of hearing held on: 07/15/15 You are noticed that a transcript has been filed. Pursuant to the Judicial Conference Policy on Privacy, remote electronic access to this transcript is restricted through 10/19/2015. To review the transcript for redaction purposes, you may purchase a copy from the transcriber, or the transcript may be viewed at the public terminal located in the Bankruptcy Court Clerk's Office. Contact the Court Reporter/Transcriber J&J Court Transcribers, telephone number 609-586-2311. All parties have seven (7) calendar days to file a Notice of Intent to Request Transcript Redaction of any social security numbers, financial account data, names of minor-age children, dates of birth, and home addresses. If the Notice of Intent is filed, the party has 21 calendar days from the date the transcript was filed to file the Transcript Redaction Request indicating the location of the identifiers within the transcript with the Court and to provide the list to the transcriber. The redacted transcript is due 31 days from the date of filing of the transcript. The transcript will be made electronically available to the general public 90 calendar days from the date of filing.. Notice of Intent to Request Redaction Deadline Due By 7/28/2015. Redaction Request Due By 08/11/2015. Redacted Transcript Submission Due By 08/21/2015. Transcript access will be restricted through 10/19/2015. (Bowen, James) (Entered: 07/21/2015) |
| 07/21/2015 |  128 | Receipt number from District Court filing fee paid by Stephen J. Shimshak (Re Item: 26 Motion to Appear pro hac vice) B4601063776 (RE: related document(s) 26 Motion to Appear pro hac vice filed by Debtor Walter Energy, Inc., et al.). (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  129 | Receipt number from District Court filing fee paid by Kelley A. Cornish (Re Item: 28 Motion to Appear pro hac vice) |







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| | | B4601063777 (RE: related document(s) 28 Motion to Appear pro hac vice filed by Debtor Walter Energy, Inc., et al.). (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  130 | Receipt number from District Court filing fee paid by Claudia R. Tobler (Re Item: 30 Motion to Appear pro hac vice) B4601063778 (RE: related document(s) 30 Motion to Appear pro hac vice filed by Debtor Walter Energy, Inc., et al.). (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  131 | Receipt number from District Court filing fee paid by Ann K. Young (Re Item: 34 Motion to Appear pro hac vice) B4601063780 (RE: related document(s) 34 Motion to Appear pro hac vice filed by Debtor Walter Energy, Inc., et al.). (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  132 | Receipt number from District Court filing fee paid by Michael S. Rudnick (Re Item: 37 Motion to Appear pro hac vice) B4601063779 (RE: related document(s) 37 Motion to Appear pro hac vice filed by Debtor Walter Energy, Inc., et al.). (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  133 | Order Granting Motion To Appear pro hac vice of Stephen J. Shimshak (Related Doc # 26) Signed on 7/21/2015. (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  134 | Order Granting Motion To Appear pro hac vice of Kelley A. Cornish (Related Doc # 28) Signed on 7/21/2015. (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  135 | Order Granting Motion To Appear pro hac vice of Claudia R. Tobler (Related Doc # 30) Signed on 7/21/2015. (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  136 | Order Granting Motion To Appear pro hac vice of Ann K. Young (Related Doc # 34) Signed on 7/21/2015. (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  137 | Order Granting Motion To Appear pro hac vice of Michael S. Rudnick (Related Doc # 37) Signed on 7/21/2015. (klt) (Entered: 07/21/2015) |
| 07/21/2015 |  138 | Certificate of Service <i>re: Documents Served on July 20, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 85 Motion to Expedite Hearing (related documents 48 Motion to Appoint Creditors Committee) <i>The Debtors Motion For Expedited Hearing On Debtors Motion For An Order (A) (I) Authorizing The Formation Of A Committee Of</i> |











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| | | <i>Retired Employees Pursuant To Sect, 86 Motion to Expedite Hearing (related documents 17 Motion Re: Chapter 11 First Day Motions) The Debtors' Motion for Expedited Hearing on Debtors' Motion For Supplemental Order Authorizing, But Not Directing, The Debtors To Pay Certain Bon, 104 Order on Motion to Expedite Hearing, 105 Order on Motion to Expedite Hearing, 125 Motion to Extend Time Ex Parte Motion for an Order (A) Extending Time to Hold the 341 Meeting, (B) Approving the Form of Publication of Notice of Commencement of the Debtors' Chapter 11 Cases, and (C) Granting Related Relief, 126 Hearing Scheduled). (Kass, Albert) (Entered: 07/21/2015)</i> |
| 07/21/2015 |  139 | Motion to Appear pro hac vice for Scott C. Williams Filed by Creditor Arch Insurance Company (Brazeal, Clyde) (Entered: 07/21/2015) |
| 07/21/2015 |  140 | Motion to Appear pro hac vice for Sam H. Poteet, Jr. Filed by Creditor Arch Insurance Company (Brazeal, Clyde) (Entered: 07/21/2015) |
| 07/21/2015 |  141 | Motion to Appear pro hac vice for Michael E. Collins Filed by Creditor Arch Insurance Company (Brazeal, Clyde) (Entered: 07/21/2015) |
| 07/21/2015 |  142 | Amended Consolidated List of Creditors Holding 50 Largest Unsecured Claims Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) Modified on 7/22/2015 to match text to pdf (klt). (Entered: 07/21/2015) |
| 07/22/2015 |  143 |  PDF with attached Audio File. Court Date & Time [7/21/2015 8:57:49 AM]. File Size [1917 KB]. Run Time [00:05:20]. (RE: Doc #125; Ex Parte Motion for an Order (A) Extending Time to Hold the 341 Meeting, (B) Approving the Form of Publication of Notice of Commencement of the Debtors' Chapter 11 Cases, and (C) Granting Related Relief Filed by Debtor Walter Energ). (adiuser). (Entered: 07/22/2015) |
| 07/22/2015 |  144 | Order Setting the 341 Meeting and Granting Related Relief (Related Doc # 125) Signed on 7/22/2015. The Debtors and the Claims and Noticing Agent shall serve the Notice of Commencement, as amended to conform with this Order and the Publication Notice, in the manner set forth in the Consolidated Top 50 and Matrix Order no later than July 28, 2015. (klt) (Entered: 07/22/2015) |
| 07/22/2015 |  145 | Notice of Commencement of Chapter 11 Bankruptcy Case and Notice of Meeting of Creditors Chapter 11. The Bankruptcy |










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| | | Administrator has scheduled the initial meeting of creditors for August 20, 2015 at 1 p.m. CDT at the U.S. Bankruptcy Court, Robert S. Vance Federal Building, 1800 Fifth Avenue North, Birmingham, Alabama 35203. The B.A., the Debtors representative, and the Debtors local counsel will appear at the Initial 341 on August 20, 2015, and the B.A. will announce that the meeting of creditors is CONTINUED to SEPTEMBER 10, 2015 AT 1 P.M. CDT. There will be no questioning of the Debtors representative at the Initial 341. There will be questioning allowed at the continued meeting of creditors on 9/10/2015. 341(a) meeting to be held on 9/10/2015 at 01:00 PM at Creditor Meeting Room Birmingham. (klt) (Entered: 07/22/2015) |
| 07/22/2015 |  146 | Notice of Appearance and Request for Notice <i>Frederick M. Garfield and David S. Maxey</i> by Frederick Mott Garfield Filed by Creditor Jefferson County Department of Health. (Garfield, Frederick) (Entered: 07/22/2015) |
| 07/22/2015 |  147 | Notice of Appearance and Request for Notice by Robert A Morgan Filed by Creditor Wesley West Minerals, Ltd.. (Morgan, Robert) (Entered: 07/22/2015) |
| 07/22/2015 |  148 | Notice of Appearance and Request for Notice by Shelley Bush Marmon Filed by Creditor Wesley West Minerals, Ltd.. (Morgan, Robert) Modified on 7/22/2015 to match text to pdf (klt). (Entered: 07/22/2015) |
| 07/22/2015 |  149 | Motion to Appear pro hac vice (<i>Shelley Bush Marmon</i>) Filed by Creditor Wesley West Minerals, Ltd. (Morgan, Robert) (Entered: 07/22/2015) |
| 07/22/2015 |  150 | Certificate of Service <i>re: Amended Consolidated List of Creditors Holding 50 Largest Unsecured Claims</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 142 20 Largest Unsecured Creditors). (Kass, Albert) (Entered: 07/22/2015) |
| 07/22/2015 |  151 | 20 Largest Unsecured Creditors <i>Second Amended Consolidated List of Creditors Holding 50 Largest Unsecured Claims</i> Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) (Entered: 07/22/2015) |
| 07/22/2015 |  152 | BNC Certificate of Notice (RE: related document(s) 104 Order on Motion to Expedite Hearing). Notice Date 07/22/2015. (Admin.) (Entered: 07/23/2015) |
| 07/22/2015 |  153 | |












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| | | BNC Certificate of Notice (RE: related document(s) 105 Order on Motion to Expedite Hearing). Notice Date 07/22/2015. (Admin.) (Entered: 07/23/2015) |
| 07/22/2015 |  154 | BNC Certificate of Notice (RE: related document(s) 114 Order on Motion to Appear Pro Hac Vice). Notice Date 07/22/2015. (Admin.) (Entered: 07/23/2015) |
| 07/22/2015 |  155 | BNC Certificate of Notice (RE: related document(s) 115 Order on Motion to Appear Pro Hac Vice). Notice Date 07/22/2015. (Admin.) (Entered: 07/23/2015) |
| 07/22/2015 |  156 | BNC Certificate of Notice (RE: related document(s) 116 Order on Motion to Appear Pro Hac Vice). Notice Date 07/22/2015. (Admin.) (Entered: 07/23/2015) |
| 07/22/2015 |  157 | BNC Certificate of Notice (RE: related document(s) 117 Order on Motion to Appear Pro Hac Vice). Notice Date 07/22/2015. (Admin.) (Entered: 07/23/2015) |
| 07/22/2015 |  158 | BNC Certificate of Notice (RE: related document(s) 118 Order on Motion to Appear Pro Hac Vice). Notice Date 07/22/2015. (Admin.) (Entered: 07/23/2015) |
| 07/23/2015 |  159 | Notice of Appearance and Request for Notice by Frederick Mott Garfield, David S. Maxey Filed by Creditor Jefferson County Department of Health and Mark E. Wilson, MD, Health Officer. (Maxey, David) Modified on 7/24/2015 to match text to pdf (klt). (Entered: 07/23/2015) |
| 07/23/2015 |  160 | Notice of Appearance and Request for Notice by Susan Reid Sherrill-Beard Filed by Interested Party U.S. Securities and Exchange Commission. (Sherrill-Beard, Susan) (Entered: 07/23/2015) |
| 07/23/2015 |  161 | Notice of Appearance and Request for Notice by Walter F McArdle Filed by Creditor George M. Phillippi. (McArdle, Walter) Modified on 7/23/2015 to match text to pdf (klt). (Entered: 07/23/2015) |
| 07/23/2015 |  162 | Notice of Appearance and Request for Notice <i>Amended</i> by Glen Marshall Connor Filed by Creditors United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its |



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| | | Trustees, United Mine Workers of America 1974 Pension Plan and Trust and its Trustees. (Connor, Glen) (Entered: 07/23/2015) |
| 07/23/2015 |  163 | Motion to Appear pro hac vice <i>Crystal R. Axelrod</i> Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees (Connor, Glen) (Entered: 07/23/2015) |
| 07/23/2015 |  164 | Motion to Appear pro hac vice <i>Melissa Y. Boey</i> Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees (Connor, Glen) (Entered: 07/23/2015) |
| 07/23/2015 |  165 | Motion to Appear pro hac vice <i>Julia Frost-Davies</i> Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees (Connor, Glen) (Entered: 07/23/2015) |
| 07/23/2015 |  166 | Motion to Appear pro hac vice <i>John C. Goodchild, III</i> Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees (Connor, Glen) (Entered: 07/23/2015) |
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| 07/23/2015 |  167 | Motion to Appear pro hac vice <i>Amelia C. Joiner</i> Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees (Connor, Glen) (Entered: 07/23/2015) |
| 07/23/2015 |  168 | Motion to Appear pro hac vice <i>Rachel Jaffe Mauceri</i> Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees (Connor, Glen) (Entered: 07/23/2015) |
| 07/23/2015 |  169 | Motion to Appear pro hac vice <i>Paul A. Green</i> Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees (Connor, Glen) (Entered: 07/23/2015) |
| 07/23/2015 |  170 | Motion to Appear pro hac vice <i>John R. Mooney</i> Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees (Connor, Glen) (Entered: 07/23/2015) |
| 07/23/2015 |  171 | Notice of Appearance and Request for Notice by William W Kannel Filed by Creditor Delaware Trust Company, as Indenture Trustee. (Kannel, William) (Entered: 07/23/2015) |
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| 07/23/2015 |  172 | Certificate of Service <i>re: Notice of Interim Trading Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in Debtors Estates</i> Filed by Other Professional Kurtzman Carson Consultants LLC. (Kass, Albert) (Entered: 07/23/2015) |
| 07/23/2015 |  173 | Certificate of Service <i>re: Documents Served on July 22, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 144 Order on Motion to Extend Time, 151 20 Largest Unsecured Creditors). (Kass, Albert) (Entered: 07/23/2015) |
| 07/23/2015 |  174 | BNC Certificate of Notice (RE: related document(s) 133 Order on Motion to Appear Pro Hac Vice). Notice Date 07/23/2015. (Admin.) (Entered: 07/24/2015) |
| 07/23/2015 |  175 | BNC Certificate of Notice (RE: related document(s) 134 Order on Motion to Appear Pro Hac Vice). Notice Date 07/23/2015. (Admin.) (Entered: 07/24/2015) |
| 07/23/2015 |  176 | BNC Certificate of Notice (RE: related document(s) 135 Order on Motion to Appear Pro Hac Vice). Notice Date 07/23/2015. (Admin.) (Entered: 07/24/2015) |
| 07/23/2015 |  177 | BNC Certificate of Notice (RE: related document(s) 136 Order on Motion to Appear Pro Hac Vice). Notice Date 07/23/2015. (Admin.) (Entered: 07/24/2015) |
| 07/23/2015 |  178 | BNC Certificate of Notice (RE: related document(s) 137 Order on Motion to Appear Pro Hac Vice). Notice Date 07/23/2015. (Admin.) (Entered: 07/24/2015) |
| 07/24/2015 |  179 | Notice of Appearance and Request for Service of Papers by Mark R. Somerstein and Patricia Chen Filed by Interested Party Wilmington Trust, National Association, as Indenture Trustee. (Chen, Patricia) Modified on 7/24/2015 to add attorney and match text to pdf (klt). (Entered: 07/24/2015) |
| 07/24/2015 |  180 | Motion to Appear pro hac vice <i>Motion for Admission Pro Hac Vice of Mark R. Somerstein</i> Filed by Interested Party Wilmington Trust, National Association, as Indenture Trustee (Chen, Patricia) (Entered: 07/24/2015) |
| 07/24/2015 |  181 | Notice of Appearance and Request for Notice <i>by Harold L. Kaplan, Mark F. Hebbeln and Lars A. Peterson of Foley & Lardner LLP on behalf of UMB Bank, N.A.</i> Filed by Creditor UMB Bank, N.A.. (Peterson, Lars) Modified on 7/24/2015 to match text to pdf (klt). (Entered: 07/24/2015) |












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| 07/24/2015 |  182 | Objection to (related document(s): 24 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders (A) (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assured</i> filed by Debtor <i>Walter Energy, Inc., et al.</i>) Filed by Creditor <i>Appalachian Power Company d/b/a American Electric Power (Ray, Eric)</i> (Entered: 07/24/2015) |
| 07/24/2015 |  183 | Hearing Scheduled (RE: related document(s) 182 Objection filed by Creditor <i>Appalachian Power Company d/b/a American Electric Power</i>). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) Modified on 7/24/2015 to correct text (klt). (Entered: 07/24/2015) |
| 07/24/2015 |  184 | BNC Certificate of Notice (RE: related document(s) 144 Order on Motion to Extend Time). Notice Date 07/24/2015. (Admin.) (Entered: 07/25/2015) |
| 07/27/2015 |  185 | Motion to Appear pro hac vice <i>Thomas N. Ciantra</i> Filed by Creditor <i>United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial Service Workers International Union, AFL-CIO, CLC (Connor, Glen)</i> (Entered: 07/27/2015) |
| 07/27/2015 |  186 | Motion to Appear pro hac vice <i>David R. Jury</i> Filed by Creditor <i>United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial Service Workers International Union, AFL-CIO, CLC (Connor, Glen)</i> (Entered: 07/27/2015) |
| 07/27/2015 |  187 | Motion to Appear pro hac vice <i>Richard M. Seltzer</i> Filed by Creditor <i>United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial Service Workers International Union, AFL-CIO, CLC (Connor, Glen)</i> (Entered: 07/27/2015) |
| 07/27/2015 |  188 | Notice of Appearance and Request for Notice <i>Glen M. Connor, George N. Davies, and Richard P. Rouco</i> by Glen Marshall Connor Filed by Creditor <i>United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial Service Workers International Union, AFL-CIO, CLC. (Connor, Glen)</i> (Entered: 07/27/2015) |
| 07/27/2015 |  189 | Statement <i>Debtors' Agenda for Hearing Scheduled for July 28, 2015</i> Filed by Debtor <i>Walter Energy, Inc., et al.. (Bailey, James)</i> (Entered: 07/27/2015) |
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| 07/27/2015 |  190 | Motion to Appear pro hac vice <i>Sharon L. Levine</i> Filed by Creditor United Mine Workers of America (Kimble, Jennifer) (Entered: 07/27/2015) |
| 07/27/2015 |  191 | Motion to Appear pro hac vice <i>Paul Kizel</i> Filed by Creditor United Mine Workers of America (Kimble, Jennifer) (Entered: 07/27/2015) |
| 07/27/2015 |  192 | Motion to Appear pro hac vice <i>Philip J. Gross</i> Filed by Creditor United Mine Workers of America (Kimble, Jennifer) (Entered: 07/27/2015) |
| 07/27/2015 |  193 | Motion to Appear pro hac vice <i>Nicole M. Brown</i> Filed by Creditor United Mine Workers of America (Kimble, Jennifer) (Entered: 07/27/2015) |
| 07/27/2015 |  194 | Notice of Appearance and Request for Notice <i>Sharon L. Levine</i> by Jennifer Brooke Kimble Filed by Creditor United Mine Workers of America. (Kimble, Jennifer) (Entered: 07/27/2015) |
| 07/27/2015 |  195 | Notice of Appearance and Request for Notice <i>Paul Kizel</i> by Jennifer Brooke Kimble Filed by Creditor United Mine Workers of America. (Kimble, Jennifer) (Entered: 07/27/2015) |
| 07/27/2015 |  196 | Notice of Appearance and Request for Notice <i>Philip J. Gross</i> by Jennifer Brooke Kimble Filed by Creditor United Mine Workers of America. (Kimble, Jennifer) (Entered: 07/27/2015) |
| 07/27/2015 |  197 | Notice of Appearance and Request for Notice <i>Nicole M. Brown</i> by Jennifer Brooke Kimble Filed by Creditor United Mine Workers of America. (Kimble, Jennifer) (Entered: 07/27/2015) |
| 07/27/2015 |  198 | Order Scheduling Omnibus Hearing Dates Signed on 7/27/2015. Omnibus Hearings are scheduled for the following dates: Wednesday, September 2, 2015 at 11:30 a.m.; Tuesday, September 15, 2015 at 10:00 a.m.; Tuesday, September 29, 2015 at 10:00 a.m.; Wednesday, October 7, 2015 at 10:00 a.m.; Wednesday, October 21, 2015 at 10:00 a.m.; and Wednesday, October 28, 2015 at 9:00 a.m. (klt) (Entered: 07/27/2015) |
| 07/27/2015 |  199 | Chapter 11 Operating Order Signed on 7/27/2015. (klt) (Entered: 07/27/2015) |
| 07/27/2015 |  200 | Certificate of Service re: 1) <i>Debtors' Agenda for Hearing Scheduled for July 28, 2015</i> ; and 2) <i>Order Scheduling Omnibus Hearing Dates</i> Filed by Other Professional Kurtzman Carson |











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| | | Consultants LLC (RE: related document(s) 189 Statement, 198 Order (Generic)). (Kass, Albert) (Entered: 07/27/2015) |
| 07/28/2015 |  201 | <p>Receipt number from District Court filing fee paid by Crystal R. Axelrod (Re Item: 163 Motion to Appear pro hac vice) B4601063982 (RE: related document(s)163 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1992 Benefit Plan and its Trustees, Creditor United Mine Workers of America Combined Benefit Fund and its Trustees, Creditor United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, Creditor United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees). (thc) (Entered: 07/28/2015)</p> |
| 07/28/2015 |  202 | <p>Receipt number from District Court filing fee paid by Julia Frost-Davis, John C. Goodchild, Amelia Joiner, Rachel Jaffe Mauceri, Paul Green, and John R. Mooney (Re Item: 164 Motion to Appear pro hac vice, 165 Motion to Appear pro hac vice, 166 Motion to Appear pro hac vice, 167 Motion to Appear pro hac vice, 168 Motion to Appear pro hac vice, 169 Motion to Appear pro hac vice, 170 Motion to Appear pro hac vice) B4601063982 (RE: related document(s)164 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1992 Benefit Plan and its Trustees, Creditor United Mine Workers of America Combined Benefit Fund and its Trustees, Creditor United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, Creditor United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, 165 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1992 Benefit Plan and its Trustees, Creditor United Mine Workers of America Combined Benefit Fund and its Trustees, Creditor United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, Creditor United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, 166 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1992 Benefit Plan and its Trustees, Creditor United Mine Workers of</p> |






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| | | <p>America Combined Benefit Fund and its Trustees, Creditor United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, Creditor United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, 167 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1992 Benefit Plan and its Trustees, Creditor United Mine Workers of America Combined Benefit Fund and its Trustees, Creditor United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, Creditor United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, 168 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1992 Benefit Plan and its Trustees, Creditor United Mine Workers of America Combined Benefit Fund and its Trustees, Creditor United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, Creditor United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, 169 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1992 Benefit Plan and its Trustees, Creditor United Mine Workers of America Combined Benefit Fund and its Trustees, Creditor United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, Creditor United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, 170 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1992 Benefit Plan and its Trustees, Creditor United Mine Workers of America Combined Benefit Fund and its Trustees, Creditor United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, Creditor United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees). (thc) (Entered: 07/28/2015)</p> |
| 07/28/2015 |  203 | <p>Receipt number from District Court filing fee paid by David Jury, Thomas Ciantra, Richard Seltzer (Re Item: 185 Motion to Appear pro hac vice, 186 Motion to Appear pro hac vice, 187 Motion to Appear pro hac vice) B4601063981 (RE: related document(s) 185 Motion to Appear pro hac vice filed by</p> |








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| | | Creditor United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial Service Workers International Union, AFL-CIO, CLC, 186 Motion to Appear pro hac vice filed by Creditor United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial Service Workers International Union, AFL-CIO, CLC, 187 Motion to Appear pro hac vice filed by Creditor United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial Service Workers International Union, AFL-CIO, CLC). (thc) (Entered: 07/28/2015) |
| 07/28/2015 |  204 |  PDF with attached Audio File. Court Date & Time [7/28/2015 10:00:21 AM]. File Size [8367 KB]. Run Time [00:23:14]. (RE: Doc #48; Debtors Motion For An Order (A) (I) Authorizing The Formation Of A Committee Of Retired Employees Pursuant To Sections 1114(c)(2) and 1114(d) of The Bankruptcy Code, and (II) Establishing Procedures For Selecting Committee Members and (B). (adiuser). (Entered: 07/28/2015) |
| 07/28/2015 |  205 | Order Granting Motion To Appear pro hac vice of Rachel Jaffe Mauceri (Related Doc # 168) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  206 | Order Granting Motion To Appear pro hac vice of Paul A. Green (Related Doc # 169) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  207 | Order Granting Motion To Appear pro hac vice of John R. Mooney (Related Doc # 170) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  208 | Motion to Appear pro hac vice <i>Scott A. Zuber</i> Filed by Creditor Aspen American Insurance Company (Brazeal, Clyde) (Entered: 07/28/2015) |
| 07/28/2015 |  209 | Order Granting Motion To Appear pro hac vice of Thomas N. Ciantra (Related Doc # 185) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  210 | Order Granting Motion To Appear pro hac vice of David R. Jury (Related Doc # 186) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  211 | Order Granting Motion To Appear pro hac vice of Richard M. Seltzer (Related Doc # 187) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |







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| 07/28/2015 |  212 | Order Granting Motion To Appear pro hac vice of Crystal R. Axelrod (Related Doc # 163) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  213 | Order Granting Motion To Appear pro hac vice of Julia Frost-Davies (Related Doc # 165) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  214 | Order Granting Motion To Appear pro hac vice of John C. Goodchild, III (Related Doc # 166) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  215 | Order Granting Motion To Appear pro hac vice of Amelia C. Joiner (Related Doc # 167) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  216 | Order Granting Motion To Appear pro hac vice of Melissa Y. Boey (Related Doc # 164) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  217 | Third Amended Consolidated List of Creditors Holding 50 Largest Unsecured Claims Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) Modified on 7/29/2015 to match text to pdf (klt). (Entered: 07/28/2015) |
| 07/28/2015 |  218 | Order (A) Authorizing, but not Directing, Debtors to Pay Certain Bonus and Severance Obligations and (B) Granting Related Relief (Related Doc # 85) Signed on 7/28/2015. (klt) (Entered: 07/28/2015) |
| 07/28/2015 |  219 | Notice of Appearance and Request for Notice by Lee R. Benton Filed by Interested Party Ramsay McCormack Land Co. Inc.. (Benton, Lee) (Entered: 07/28/2015) |
| 07/28/2015 |  220 | Notice of Appearance and Request for Notice by Lee R. Benton Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank. (Benton, Lee) (Entered: 07/28/2015) |
| 07/28/2015 |  221 | Notice of Appearance and Request for Notice by Jamie Alisa Wilson Filed by Interested Party Ramsay McCormack Land Co. Inc.. (Wilson, Jamie) (Entered: 07/28/2015) |
| 07/28/2015 |  222 | Notice of Appearance and Request for Notice by Jamie Alisa Wilson Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank. (Wilson, Jamie) (Entered: 07/28/2015) |








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| 07/28/2015 |  223 | Certificate of Service (<i>Supplemental</i>): <i>re Documents Served on July 27, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 35 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for an Order, Pursuant to Sections 105(a), 363(b), 363(c) and 1107(a) of the Bankruptcy Code and Bankruptcy Rules 6003 and 6004 (h) (A) Authorizing the Debtors to (I) Continue Insuranc</i> , 68 Order on Motion Re: Chapter 11 First Day Motions). (Kass, Albert) (Entered: 07/28/2015) |
| 07/28/2015 |  224 | Notice of Motion and Debtors' Motion for an Order Authorizing the Debtors to Retain, Employ and Compensate Certain Professionals Utilized in the Ordinary Course of Business, Nunc Pro Tunc to the Petition Date Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 7/29/2015 to match text to pdf (klt). (Entered: 07/28/2015) |
| 07/28/2015 |  225 | Notice of Motion and Motion for an Order Modifying the Automatic Stay to Proceed With Workers' Compensation and Black Lung Claims and Actions Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 7/29/2015 to match text to pdf (klt). (Entered: 07/28/2015) |
| 07/28/2015 |  226 | Debtors' Notice of Revised Proposed Final Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors' Estates Filed by Debtor Walter Energy, Inc., et al.. (Attachments: # 1 Part 2 of 8 # 2 Part 3 of 8 # 3 Part 4 of 8 # 4 Part 5 of 8 # 5 Part 6 of 8 # 6 Part 7 of 8 # 7 Part 8 of 8) (Darby, Patrick) Modified on 7/29/2015 to match text to pdf (klt). (Entered: 07/28/2015) |
| 07/29/2015 |  227 | Notice of Hearing on (RE: related document(s) 225 Motion for an Order Modifying the Automatic Stay to Proceed With Workers' Compensation and Black Lung Claims and Actions Filed by Debtor). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  228 | Receipt number from District Court filing fee paid by Scott C. Williams (Re Item: 139 Motion to Appear pro hac vice) B4601064040 (RE: related document(s) 139 Motion to Appear pro hac vice filed by Creditor Arch Insurance Company). (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  229 | Receipt number from District Court filing fee paid by Sam H. Poteet, Jr (Re Item: 140 Motion to Appear pro hac vice) B4601064039 (RE: related document(s) 140 Motion to Appear pro hac vice filed by Creditor Arch Insurance Company). (klt) (Entered: 07/29/2015) |







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| 07/29/2015 |  230 | Receipt number from District Court filing fee paid by Michael E. Collins (Re Item: 141 Motion to Appear pro hac vice) B4601064041 (RE: related document(s) 141 Motion to Appear pro hac vice filed by Creditor Arch Insurance Company). (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  231 | Notice of Appearance and Request for Notice by Samuel Stephens Filed by Interested Party Ramsay McCormack Land Co. Inc.. (Stephens, Samuel) (Entered: 07/29/2015) |
| 07/29/2015 |  232 | Notice of Appearance and Request for Notice by Samuel Stephens Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank. (Stephens, Samuel) (Entered: 07/29/2015) |
| 07/29/2015 |  233 | Order Granting Motion To Appear pro hac vice of Sam H. Poteet, Jr. (Related Doc # 140) Signed on 7/29/2015. (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  234 | Order Granting Motion To Appear pro hac vice of Michael E. Collins (Related Doc # 141) Signed on 7/29/2015. (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  235 | Motion to Appear pro hac vice (<i>Tye C. Hancock</i>) Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (Benton, Lee) (Entered: 07/29/2015) |
| 07/29/2015 |  236 | Motion to Appear pro hac vice (<i>Joseph E. Bain</i>) Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (Benton, Lee) (Entered: 07/29/2015) |
| 07/29/2015 |  237 | Order Granting Motion To Appear pro hac vice of Scott C. Williams (Related Doc # 139) Signed on 7/29/2015. (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  238 | Receipt number from District Court filing fee paid by Scott A. Zuber (Re Item: 208 Motion to Appear pro hac vice) B4601063971 (RE: related document(s) 208 Motion to Appear pro hac vice filed by Creditor Aspen American Insurance Company). (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  239 | Motion to Reconsider (related documents 60 Order on Motion Re: Chapter 11 First Day Motions) (<i>Emergency Motion by Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, The Cash Management Order</i>) Filed by Interested Party Dominion Resources Black Warrior Trust by |











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| | | and through its Trustee, Southwest Bank (Attachments: # 1 Exhibit A - Part 1 # 2 Exhibit A - Part 2 # 3 Exhibit B # 4 Exhibit C) (Benton, Lee) (Entered: 07/29/2015) |
| 07/29/2015 |  240 | Motion to Expedite Hearing (related documents 239 Motion to Reconsider) (<i>Motion to Expedite Hearing on Motion By Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, the Cash Management Order</i>) Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (Benton, Lee) (Entered: 07/29/2015) |
| 07/29/2015 |  241 | Order Granting Motion To Appear pro hac vice of Scott A. Zuber (Related Doc # 208) Signed on 7/29/2015. (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  242 | Order Granting Motion to Expedite Hearing (Related Doc # 240) Signed on 7/29/2015. Hearing to be held on 8/3/2015 at 10:00 AM Courtroom 3 (TOM) Birmingham for 239 Motion to Reconsider, on a Limited Basis, The Cash Management Order filed by Dominion Resources Black Warrior Trust, (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  243 | Transcript of hearing held on: 07/28/15 You are noticed that a transcript has been filed. Pursuant to the Judicial Conference Policy on Privacy, remote electronic access to this transcript is restricted through 10/27/2015. To review the transcript for redaction purposes, you may purchase a copy from the transcriber, or the transcript may be viewed at the public terminal located in the Bankruptcy Court Clerk's Office. Contact the Court Reporter/Transcriber J&J Court Transcribers, telephone number 609-586-2311. All parties have seven (7) calendar days to file a Notice of Intent to Request Transcript Redaction of any social security numbers, financial account data, names of minor-age children, dates of birth, and home addresses. If the Notice of Intent is filed, the party has 21 calendar days from the date the transcript was filed to file the Transcript Redaction Request indicating the location of the identifiers within the transcript with the Court and to provide the list to the transcriber. The redacted transcript is due 31 days from the date of filing of the transcript. The transcript will be made electronically available to the general public 90 calendar days from the date of filing.. Notice of Intent to Request Redaction Deadline Due By 8/5/2015. Redaction Request Due By 08/19/2015. Redacted Transcript Submission Due By 08/31/2015. Transcript access will be restricted through 10/27/2015. (Bowen, James) (Entered: 07/29/2015) |
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| 07/29/2015 | 244 | Joinder by Ramsay McCormack Land Co. Inc. in the Dominion Resources Black Warrior Trust 239 Motion to Reconsider, on a Limited Basis, The Cash Management Order) Filed by Interested Party Ramsay McCormack Land Co. Inc. (Benton, Lee) Modified on 7/29/2015 to match text to pdf (klt). (Entered: 07/29/2015) |
| 07/29/2015 |  245 | Notice of Appearance and Request for Notice by Charles Howard Moses III Filed by Interested Party Ramsay McCormack Land Co. Inc.. (Moses, Charles) (Entered: 07/29/2015) |
| 07/29/2015 |  246 | Notice of Appearance and Request for Notice by Beth Brownstein , Leah M. Eisenberg , Andrew I. Silfen Filed by Interested Party BOKF, N.A. . (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  247 | Motion to Appear pro hac vice <i>of William W. Kannel</i> Filed by Creditor Delaware Trust Company, as Indenture Trustee (Attachments: # 1 Certificate of Service) (Kannel, William) (Entered: 07/29/2015) |
| 07/29/2015 |  248 | Motion to Appear pro hac vice <i>of Adrienne K. Walker</i> Filed by Creditor Delaware Trust Company, as Indenture Trustee (Attachments: # 1 Certificate of Service) (Walker, Adrienne) (Entered: 07/29/2015) |
| 07/29/2015 |  249 | Hearing Scheduled (RE: related document(s) 244 Joinder by Ramsay McCormack Land Co. Inc. in the Dominion Resources Black Warrior Trust 239 Motion to Reconsider, on a Limited Basis, The Cash Management Order). Hearing scheduled 8/3/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/29/2015) |
| 07/29/2015 |  250 | Motion to Amend and/or Alter (related documents 60 Order on Motion Re: Chapter 11 First Day Motions) Filed by Creditor Comerica Bank (Vogtle, Jesse) (Entered: 07/29/2015) |
| 07/29/2015 |  251 | Certificate of Service <i>re: Documents Served on July 28, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 217 20 Largest Unsecured Creditors, 218 Order on Motion to Expedite Hearing, 224 Motion <i>Debtors' Motion for an Order Authorizing the Debtors to Retain, Employ and Compensate Certain Professionals Utilized in the Ordinary Course of Business, Nunc Pro Tunc to the Petition Date</i> , 225 Motion for Relief from Stay <i>Motion for an Order Modifying the Automatic Stay to Proceed With Workers' Compensation and Black Lung Claims and Actions</i> , Fee Amount \$176,, 226 Statement). (Kass, Albert) (Entered: 07/29/2015) |










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| 07/29/2015 |  252 | Notice of Motion and Motion for Relief from Stay <i>to the Extent Applicable, to Allow Payment of Defense Costs and Other Loss Under Directors and Officers Liability Insurance Policies</i> , Fee Amount \$176, Filed by Movants Neil Winkelmann, Walter Scheller, Keith Calder, Joseph Leonard (Attachments: # 1 Exhibit Exhibit A-C # 2 Exhibit Exhibits D-I # 3 Proposed Order) (Whillock, Amber) Modified on 7/30/2015 to match text to pdf (klt). (Entered: 07/29/2015) |
| 07/29/2015 | | Receipt of Motion for Relief from Stay(15-02741-TOM11) [motion,mrlfsty] (176.00) Filing Fee. Receipt number 18289694. Fee Amount 176.00 (re:Doc# 252) (U.S. Treasury) (Entered: 07/29/2015) |
| 07/29/2015 |  253 | Notice of Motion and Motion for Relief from Stay <i>to the Extent Applicable, to Allow Payment of Defense Costs and Other Loss for Derivative Actions Under Directors and Officers Liability Insurance Policies</i> , Fee Amount \$176, Filed by Movants Keith Calder, Joseph Leonard, Walter Scheller, Neil Winkelmann (Attachments: # 1 Exhibit Exhibit A # 2 Proposed Order) (Whillock, Amber) Modified on 7/30/2015 to match text to pdf (klt). (Entered: 07/29/2015) |
| 07/29/2015 | | Receipt of Motion for Relief from Stay(15-02741-TOM11) [motion,mrlfsty] (176.00) Filing Fee. Receipt number 18289703. Fee Amount 176.00 (re:Doc# 253) (U.S. Treasury) (Entered: 07/29/2015) |
| 07/29/2015 |  254 | BNC Certificate of Notice (RE: related document(s) 198 Order (Generic)). Notice Date 07/29/2015. (Admin.) (Entered: 07/30/2015) |
| 07/29/2015 |  255 | BNC Certificate of Notice (RE: related document(s) 199 Chapter 11 Operating Order). Notice Date 07/29/2015. (Admin.) (Entered: 07/30/2015) |
| 07/30/2015 | | Receipt of Motion for Relief from Stay(15-02741-TOM11) [motion,mrlfsty] (176.00) Filing Fee. Receipt number 18290449. Fee Amount 176.00 (re:Doc# 225) (U.S. Treasury) (Entered: 07/30/2015) |
| 07/30/2015 |  256 | Notice of Hearing on (RE: related document(s) 250 Motion to Amend and/or Alter filed by Creditor Comerica Bank). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/30/2015) |
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| | | Notice of Hearing on (RE: related document(s) 252 Motion for Relief from Stay filed by Movant Joseph Leonard, Movant Keith Calder, Movant Walter Scheller, Movant Neil Winkelmann). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/30/2015) |
| 07/30/2015 |  258 | Motion to Expedite Hearing (related documents 250 Motion to Amend and/or Alter) Filed by Creditor Comerica Bank (Vogtle, Jesse) (Entered: 07/30/2015) |
| 07/30/2015 |  259 | Order Granting Motion to Expedite Hearing (Related Doc # 258) Signed on 7/30/2015. Hearing to be held on 8/3/2015 at 10:00 AM Courtroom 3 (TOM) Birmingham for 250 Motion of Comerica Bank to Amend or Alter Order (A)(I) Approving Continued Use of Debtors Existing Cash Management System; (II) Authorizing Use of Existing Bank Accounts and Checks; (III) Waiving the Requirements of 11 U.S.C. 345(b); (IV) Granting Administrative Expense Status to Certain PostPetition Intercompany Claims; and (V) Authorizing Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief, (klt) (Entered: 07/30/2015) |
| 07/30/2015 |  260 | Verified Statement Filed by Steering Committee of First Lien Creditors Pursuant to Bankruptcy Rule 2019. (Hall, Michael) Modified on 7/30/2015 to match text to pdf (klt). (Entered: 07/30/2015) |
| 07/30/2015 |  261 | Notice of Hearing on (RE: related document(s) 224 Debtors' Motion for an Order Authorizing the Debtors to Retain, Employ and Compensate Certain Professionals Utilized in the Ordinary Course of Business, Nunc Pro Tunc to the Petition Date). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/30/2015) |
| 07/30/2015 |  262 | Notice of Hearing on (RE: related document(s) 253 Motion for an Order Authorizing Payments and Relief From the Automatic Stay, to the Extent Applicable, to Allow Payment of Defense Costs and Other Loss for Derivative Actions Under Directors and Officers Liability Insurance Policies). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/30/2015) |
| 07/30/2015 |  263 | Notice of Appearance and Request for Notice Filed by Creditor National Labor Relations Board. (Chahrouri, Katherine) (Entered: 07/30/2015) |
| 07/30/2015 |  264 | Order (A)(I) Authorizing the Formation of a Committee of Retired Employees Pursuant to Section 1114(c)(2) and 1114(d) |












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| | | of the Bankruptcy Code, and (II) Establishing Procedures for Selecting Committee Members and (B) Granting Related Relief (Related Doc # 48) Signed on 7/30/2015. (klt) (Entered: 07/30/2015) |
| 07/30/2015 |  265 | Notice of Appearance and Request for Notice by James G Henderson Filed by Creditor Hager Equipment Co. of AL, Inc.. (Henderson, James) (Entered: 07/30/2015) |
| 07/30/2015 |  266 | Joinder in 239 Emergency Motion by Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, The Cash Management Order Filed by Creditor Frontier Enterprises (Vogle, Jesse) Modified on 7/30/2015 to add related docket number (klt). (Entered: 07/30/2015) |
| 07/30/2015 |  267 | Amended Certificate of Service Filed by Interested Parties Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank, Ramsay McCormack Land Co. Inc. (RE: related document(s) 239 Motion to Reconsider (related documents 60 Order on Motion Re: Chapter 11 First Day Motions) (<i>Emergency Motion by Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, The Cash Management Order</i>), 240 Motion to Expedite Hearing (related documents 239 Motion to Reconsider) (<i>Motion to Expedite Hearing on Motion By Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, the Cash Management Order</i>), 244 Motion to Reconsider (related documents 239 Motion to Reconsider) (<i>Joinder by Ramsay McCormack Land Co. Inc. in the Dominion Resources Black Warrior Trust Motion to Reconsider, on a Limited Basis, The Cash Management Order</i>)). (Wilson, Jamie) (Entered: 07/30/2015) |
| 07/30/2015 |  268 | **Amended by 342 ** - Bankruptcy Administrator's Appointment of Unsecured Creditors Committee Filed by Bankruptcy Administrator J. Thomas Corbett (BAoffice, bg) Modified on 7/31/2015 to match text to pdf (klt). Modified on 8/5/2015 (klt). (Entered: 07/30/2015) |
| 07/30/2015 |  269 | Certificate of Service <i>re: Debtors' Notice of Revised Proposed Final Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors' Estates</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 226 Statement, 251 Certificate of Service). (Kass, Albert) (Entered: 07/30/2015) |
| 07/30/2015 |  270 | Certificate of Service <i>re: Notice of Commencement of Chapter 11 Bankruptcy Cases</i> Filed by Other Professional Kurtzman |













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| | | Carson Consultants LLC (RE: related document(s) 144 Order on Motion to Extend Time). (Kass, Albert) (Entered: 07/30/2015) |
| 07/30/2015 |  271 | Hearing Scheduled (RE: related document(s) 266 Joinder filed by Creditor Frontier Enterprises). Hearing scheduled 8/3/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 07/30/2015) |
| 07/30/2015 |  272 | BNC Certificate of Notice (RE: related document(s) 205 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  273 | BNC Certificate of Notice (RE: related document(s) 206 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  274 | BNC Certificate of Notice (RE: related document(s) 207 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  275 | BNC Certificate of Notice (RE: related document(s) 209 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  276 | BNC Certificate of Notice (RE: related document(s) 210 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  277 | BNC Certificate of Notice (RE: related document(s) 211 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  278 | BNC Certificate of Notice (RE: related document(s) 212 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  279 | BNC Certificate of Notice (RE: related document(s) 213 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  280 | BNC Certificate of Notice (RE: related document(s) 214 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  281 | BNC Certificate of Notice (RE: related document(s) 215 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |








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| 07/30/2015 |  282 | BNC Certificate of Notice (RE: related document(s) 216 Order on Motion to Appear Pro Hac Vice). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/30/2015 |  283 | BNC Certificate of Notice (RE: related document(s) 218 Order on Motion to Expedite Hearing). Notice Date 07/30/2015. (Admin.) (Entered: 07/31/2015) |
| 07/31/2015 |  284 | Exhibit and Witness List (<i>Dominion Resources Black Warrior Trust's Witness and Exhibit List for August 3, 2015 Hearing</i>) Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (RE: related document(s) 239 Motion to Reconsider (related documents 60 Order on Motion Re: Chapter 11 First Day Motions) (<i>Emergency Motion by Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, The Cash Management Order</i>)). (Benton, Lee) (Entered: 07/31/2015) |
| 07/31/2015 |  285 | Receipt number from District Court filing fee paid by Tye Hancock and Joseph Bain (Re Item: 235 Motion to Appear pro hac vice, 236 Motion to Appear pro hac vice) B4601064074 (RE: related document(s) 235 Motion to Appear pro hac vice filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank, 236 Motion to Appear pro hac vice filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank). (thc) (Entered: 07/31/2015) |
| 07/31/2015 |  286 | Receipt number from District Court filing fee paid by Shelley Bush Marmon (Re Item: 149 Motion to Appear pro hac vice) B4601064114 (RE: related document(s) 149 Motion to Appear pro hac vice filed by Creditor Wesley West Minerals, Ltd.). (thc) (Entered: 07/31/2015) |
| 07/31/2015 |  287 | Receipt number from District Court filing fee paid by Mark R. Somerstein (Re Item: 180 Motion to Appear pro hac vice) B4601064082 (RE: related document(s) 180 Motion to Appear pro hac vice filed by Interested Party Wilmington Trust, National Association, as Indenture Trustee). (thc) (Entered: 07/31/2015) |
| 07/31/2015 |  288 | Receipt number from District Court filing fee paid by William Kannel (Re Item: 247 Motion to Appear pro hac vice) B4601064081 (RE: related document(s) 247 Motion to Appear pro hac vice filed by Creditor Delaware Trust Company, as Indenture Trustee, Creditor Committee Delaware Trust Company, as Indenture Trustee). (thc) (Entered: 07/31/2015) |
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| 07/31/2015 |  289 | Receipt number from District Court filing fee paid by Adrienne K. Walker, receipt # B4601064080 (Re Item: 248 Motion to Appear pro hac vice) B4601064080 (RE: related document(s) 248 Motion to Appear pro hac vice filed by Creditor Delaware Trust Company, as Indenture Trustee, Creditor Committee Delaware Trust Company, as Indenture Trustee). (thc) Modified on 7/31/2015 (thc). (Entered: 07/31/2015) |
| 07/31/2015 |  290 | Debtors' Agenda for Hearing Scheduled for August 3, 2015 Filed by Debtor Walter Energy, Inc., et al.. (Bailey, James) Modified on 7/31/2015 to match text to pdf (klt). (Entered: 07/31/2015) |
| 07/31/2015 |  291 | Certificate of Service <i>re: Order (A)(I) Authorizing the Formation of a Committee of Retired Employees Pursuant to Section 1114(c)(2) and 1114(d) of the Bankruptcy Code, and (II) Establishing Procedures for Selecting Committee Members and (B) Granting Related Relief</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 264 Order on Motion to Appoint Creditors Committee). (Kass, Albert) (Entered: 07/31/2015) |
| 07/31/2015 |  292 | Order Granting Motion To Appear pro hac vice of Joseph E. Bain (Related Doc # 236) Signed on 7/31/2015. (klt) (Entered: 07/31/2015) |
| 07/31/2015 |  293 | Order Granting Motion To Appear pro hac vice of Tye C. Hancock (Related Doc # 235) Signed on 7/31/2015. (klt) (Entered: 07/31/2015) |
| 07/31/2015 |  294 | Order Granting Motion To Appear pro hac vice of Mark R. Somerstein (Related Doc # 180) Signed on 7/31/2015. (klt) (Entered: 07/31/2015) |
| 07/31/2015 |  295 | **REPLACED BY 296** - Motion for Limited Admissions of <i>Michael S. Etkin</i> Filed by Creditors Peter Rush, Michael Earl Carney (Wilson, Kenneth) Modified on 7/31/2015 (klt). (Entered: 07/31/2015) |
| 07/31/2015 |  296 | **Amended by 402** - Motion to Appear pro hac vice of <i>Michael S. Etkin</i> Filed by Creditors Michael Earl Carney, Peter Rush (Wilson, Kenneth) Modified on 8/11/2015 (klt). (Entered: 07/31/2015) |
| 07/31/2015 |  297 | Notice of Appearance and Request for Notice (<i>Notice of Appearance by Tye C. Hancock as counsel for Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank</i>) by Lee R. Benton Filed by Interested Party |









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| | | Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank. (Benton, Lee) (Entered: 07/31/2015) |
| 07/31/2015 |  298 | **AMENDED BY 401** - Motion to Appear pro hac vice <i>S. Jason Teele</i> Filed by Creditors Michael Earl Carney, Peter Rush (Wilson, Kenneth) Modified on 8/11/2015 (klt). (Entered: 07/31/2015) |
| 07/31/2015 |  299 | Notice of Appearance and Request for Notice (<i>Notice of Appearance by Joseph E. Bain as counsel for Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank</i>) by Lee R. Benton Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank. (Benton, Lee) (Entered: 07/31/2015) |
| 07/31/2015 |  300 | Motion to Add Pension Benefit Guaranty Corporation to the Official Committee of Unsecured Creditors Pursuant to 11 U.S.C. 1102(a)(4) Filed by Creditor Pension Benefit Guaranty Corporation (Attachments: # 1 Exhibit Exhibit 1 # 2 Certificate of Service) (Anderson, Frank) Modified on 8/3/2015 to match text to pdf (klt). (Entered: 07/31/2015) |
| 07/31/2015 |  301 | Motion to Expedite Hearing (related documents 300 Motion to Appoint Creditors Committee) Filed by Creditor Pension Benefit Guaranty Corporation (Attachments: # 1 Certificate of Service) (Anderson, Frank) (Entered: 07/31/2015) |
| 07/31/2015 |  302 | Order Granting - The motion to expedite is GRANTED and the clerk's office shall set the motion to add the PBGC to the official unsecured creditor's committee for August 3, 2015 at 10:00 a.m. /s/ TAMARA O. MITCHELL (RE: 301 Motion to Expedite Hearing) (Entered: 07/31/2015) |
| 07/31/2015 |  303 | Hearing Scheduled (RE: related document(s) 300 Motion to Appoint Creditors Committee filed by Creditor Pension Benefit Guaranty Corporation). Hearing scheduled 8/3/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (cmc) (Entered: 07/31/2015) |
| 07/31/2015 |  304 | Notice of Appearance and Request for Notice by Mark P. Williams Filed by Interested Party BOKF, N.A.. (Williams, Mark) (Entered: 07/31/2015) |
| 07/31/2015 |  305 | Motion to Appear pro hac vice <i>Motion to Admit Andrew I. Silfen</i> Filed by Interested Party BOKF, N.A. (Williams, Mark) (Entered: 07/31/2015) |
| 07/31/2015 |  306 | |







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| | | Motion to Appear pro hac vice <i>Motion to Admit Leah M. Eisenberg</i> Filed by Interested Party BOKF, N.A. (Williams, Mark) (Entered: 07/31/2015) |
| 07/31/2015 |  307 | Motion to Appear pro hac vice <i>Motion to Admit Beth M. Brownstein</i> Filed by Interested Party BOKF, N.A. (Williams, Mark) (Entered: 07/31/2015) |
| 07/31/2015 |  308 | BNC Certificate of Notice (RE: related document(s) 233 Order on Motion to Appear Pro Hac Vice). Notice Date 07/31/2015. (Admin.) (Entered: 08/01/2015) |
| 07/31/2015 |  309 | BNC Certificate of Notice (RE: related document(s) 234 Order on Motion to Appear Pro Hac Vice). Notice Date 07/31/2015. (Admin.) (Entered: 08/01/2015) |
| 07/31/2015 |  310 | BNC Certificate of Notice (RE: related document(s) 237 Order on Motion to Appear Pro Hac Vice). Notice Date 07/31/2015. (Admin.) (Entered: 08/01/2015) |
| 07/31/2015 |  311 | BNC Certificate of Notice (RE: related document(s) 241 Order on Motion to Appear Pro Hac Vice). Notice Date 07/31/2015. (Admin.) (Entered: 08/01/2015) |
| 07/31/2015 |  312 | BNC Certificate of Notice (RE: related document(s) 242 Order on Motion to Expedite Hearing). Notice Date 07/31/2015. (Admin.) (Entered: 08/01/2015) |
| 07/31/2015 |  313 | BNC Certificate of Notice (RE: related document(s) 227 Notice of Hearing). Notice Date 07/31/2015. (Admin.) (Entered: 08/01/2015) |
| 08/01/2015 |  314 | BNC Certificate of Notice (RE: related document(s) 259 Order on Motion to Expedite Hearing). Notice Date 08/01/2015. (Admin.) (Entered: 08/02/2015) |
| 08/01/2015 |  315 | BNC Certificate of Notice (RE: related document(s) 264 Order on Motion to Appoint Creditors Committee). Notice Date 08/01/2015. (Admin.) (Entered: 08/02/2015) |
| 08/01/2015 |  316 | BNC Certificate of Notice (RE: related document(s) 256 Notice of Hearing). Notice Date 08/01/2015. (Admin.) (Entered: 08/02/2015) |
| 08/01/2015 |  317 | BNC Certificate of Notice (RE: related document(s) 257 Notice of Hearing). Notice Date 08/01/2015. (Admin.) (Entered: 08/02/2015) |









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| 08/01/2015 |  318 | BNC Certificate of Notice (RE: related document(s) 261 Notice of Hearing). Notice Date 08/01/2015. (Admin.) (Entered: 08/02/2015) |
| 08/01/2015 |  319 | BNC Certificate of Notice (RE: related document(s) 262 Notice of Hearing). Notice Date 08/01/2015. (Admin.) (Entered: 08/02/2015) |
| 08/02/2015 |  320 | BNC Certificate of Notice (RE: related document(s) 292 Order on Motion to Appear Pro Hac Vice). Notice Date 08/02/2015. (Admin.) (Entered: 08/03/2015) |
| 08/02/2015 |  321 | BNC Certificate of Notice (RE: related document(s) 293 Order on Motion to Appear Pro Hac Vice). Notice Date 08/02/2015. (Admin.) (Entered: 08/03/2015) |
| 08/02/2015 |  322 | BNC Certificate of Notice (RE: related document(s) 294 Order on Motion to Appear Pro Hac Vice). Notice Date 08/02/2015. (Admin.) (Entered: 08/03/2015) |
| 08/03/2015 |  323 | Notice of Hearing on (RE: related document(s) 300 Motion to Add Pension Benefit Guaranty Corporation to the Official Committee of Unsecured Creditors Pursuant to 11 U.S.C. 1102 (a)(4). Hearing scheduled 8/3/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/03/2015) |
| 08/03/2015 |  324 | Notice of Appearance and Request for Notice by Matthew M Cahill Filed by Creditor Caterpillar Financial Services Corporation. (Cahill, Matthew) (Entered: 08/03/2015) |
| 08/03/2015 |  325 | Notice of Appearance and Request for Notice by Eric L. Pruitt Filed by Creditor Caterpillar Financial Services Corporation. (Pruitt, Eric) (Entered: 08/03/2015) |
| 08/03/2015 |  326 | Certificate of Service <i>re: Debtors' Agenda for Hearing Scheduled for August 3, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 290 Statement). (Kass, Albert) (Entered: 08/03/2015) |
| 08/03/2015 |  327 | Order Granting Motion To Appear pro hac vice of Shelley Bush Marmon (Related Doc # 149) Signed on 8/3/2015. (klt) (Entered: 08/03/2015) |
| 08/03/2015 |  328 | Order Granting Motion To Appear pro hac vice of William W. Kannell (Related Doc # 247) Signed on 8/3/2015. (klt) (Entered: 08/03/2015) |
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| 08/03/2015 |  329 | Order Granting Motion To Appear pro hac vice of Adrienne K. Walker (Related Doc # 248) Signed on 8/3/2015. (klt) (Entered: 08/03/2015) |
| 08/03/2015 |  330 | Motion to Appear pro hac vice of Harold L. Kaplan. (tcw) (Entered: 08/03/2015) |
| 08/03/2015 |  331 | Motion to Appear pro hac vice of Lars A. Peterson. (tcw) (Entered: 08/03/2015) |
| 08/03/2015 |  332 | Amended Order (A)(I) Approving Continued Use of Debtor's Existing Cash Management System; (II) Authorizing Use of Existing Bank Accounts and Checks; (III) Waiving the Requirements of 11 U.S.C. 345(b); (IV) Granting Administrative Expense Status to Certain Post-Petition Intercompany Claims; and (V) Authorizing Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief (Related Doc # 38) Debtors Motion for an Order (A) (I) Approving Continued Use of the Debtors Existing Cash Management System, (II) Authorizing Use of Existing Bank Accounts and Checks, (III) Waiving the Requirements of 11 U.S.C. § 345(b), (IV) Granting Administrative Expense Status to Postpetition Intercompany Claims, and (V) Authorizing the Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief Signed on 8/3/2015 (RE: related document(s) 60 Order on Motion Re: Chapter 11 First Day Motions). (klt) (Entered: 08/03/2015) |
| 08/04/2015 |  333 | Order on 239 Emergency Motion to Reconsider filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank, 244 Joinder filed by Interested Party Ramsay McCormack Land Co. Inc., 266 Joinder filed by Creditor Frontier Enterprises). The Motion is DENIED to the extent that it seeks emergency relief and these matters are reset for 8/18/2015. Responses or Objections due by Noon CDT, August 14, 2015. Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. Signed on 8/4/2015 (klt) (Entered: 08/04/2015) |
| 08/04/2015 |  334 | Notice of Appearance and Request for Notice by Gregory Michael Taube Filed by Creditor Sandvik Mining and Construction USA, LLC. (Taube, Gregory) (Entered: 08/04/2015) |
| 08/04/2015 |  335 | Certificate of Service <i>re: Amended Order (A)(I) Approving Continued Use of Debtor's Existing Cash Management System; (II) Authorizing Use of Existing Bank Accounts and Checks; (III) Waiving the Requirements of 11 U.S.C. 345(b); (IV)</i> |









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| | | <i>Granting Administrative Expense Status to Certain Post-Petition Intercompany Claims; and (V) Authorizing Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief (Related Doc # 38) Debtors Motion for an Order (A) (I) Approving Continued Use of the Debtors Existing Cash Management System, (II) Authorizing Use of Existing Bank Accounts and Checks, (III) Waiving the Requirements of 11 U.S.C. § 345(b), (IV) Granting Administrative Expense Status to Postpetition Intercompany Claims, and (V) Authorizing the Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief Signed on 8/3/2015 Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s)332 Amended Order). (Kass, Albert) (Entered: 08/04/2015)</i> |
| 08/04/2015 |  336 | Order Granting Motion to Add Pension Benefit Guaranty Corporation to the Official Committee of Unsecured Creditors and Granting Related Relief (Related Doc # 300) Signed on 8/4/2015. (klt) (Entered: 08/04/2015) |
| 08/04/2015 |  337 | Verified Statement of George N. Davies, on behalf of Quinn, Connor, Weaver, Davies & Rouco LLP Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees. (Davies, George) Modified on 8/4/2015 to add text (klt). (Entered: 08/04/2015) |
| 08/04/2015 |  338 | Verified Statement of John C. Goodchild, III, on behalf of Morgan, Lewis & Bockius LLP Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees. (Davies, George) Modified on 8/4/2015 to add text (klt). (Entered: 08/04/2015) |
| 08/04/2015 |  339 | Verified Statement of John R. Mooney, on behalf of Mooney, Green, Saindon, Murphy & Welch, PC Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit |









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| | | Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees. (Davies, George) Modified on 8/4/2015 to add text (klt). (Entered: 08/04/2015) |
| 08/04/2015 |  340 | Notice of Appearance and Request for Notice <i>on behalf of Patricia L. Hanson</i> by Robert A Morgan Filed by Attorney Rachel L Webber. (Morgan, Robert) (Entered: 08/04/2015) |
| 08/04/2015 |  341 | Notice of Appearance and Request for Notice <i>on behalf of Kellerman Land Associates, aka Margaret Shook Cooper et al dba Kellerman Land Associates</i> by Robert A Morgan Filed by Attorney Rachel L Webber. (Morgan, Robert) (Entered: 08/04/2015) |
| 08/04/2015 |  342 | Amended Appointment of Unsecured Creditors Committee Filed by Bankruptcy Administrator J. Thomas Corbett (BAoffice, bg) Modified on 8/5/2015 to match text to pdf (klt). (Entered: 08/04/2015) |
| 08/05/2015 |  343 | Receipt number from District Court filing fee paid by Sharon L. Levine (Re Item: 190 Motion to Appear pro hac vice) B4601064015 (RE: related document(s) 190 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America). (klt) (Entered: 08/05/2015) |
| 08/05/2015 |  344 | Receipt number from District Court filing fee paid by Paul Kizel (Re Item: 191 Motion to Appear pro hac vice) B4601064015 (RE: related document(s) 191 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America). (klt) (Entered: 08/05/2015) |
| 08/05/2015 |  345 | Receipt number from District Court filing fee paid by Nicole M. Brown (Re Item: 193 Motion to Appear pro hac vice) B4601064015 (RE: related document(s) 193 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America). (klt) (Entered: 08/05/2015) |
| 08/05/2015 |  346 | Receipt number from District Court filing fee paid by Philip J. Gross (Re Item: 192 Motion to Appear pro hac vice) B4601064015 (RE: related document(s) 192 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America). (klt) (Entered: 08/05/2015) |
| 08/05/2015 |  347 | |










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| | | Order Granting Motion To Appear pro hac vice of Sharon L. Levine (Related Doc # 190) Signed on 8/5/2015. (klt) (Entered: 08/05/2015) |
| 08/05/2015 |  348 | Order Granting Motion To Appear pro hac vice of Paul Kizel (Related Doc # 191) Signed on 8/5/2015. (klt) (Entered: 08/05/2015) |
| 08/05/2015 |  349 | Order Granting Motion To Appear pro hac vice of Philip J. Gross (Related Doc # 192) Signed on 8/5/2015. (klt) (Entered: 08/05/2015) |
| 08/05/2015 |  350 | Order Granting Motion To Appear pro hac vice of Nicole M. Brown (Related Doc # 193) Signed on 8/5/2015. (klt) (Entered: 08/05/2015) |
| 08/05/2015 |  351 | Certificate of Service (<i>Supplemental</i>) re: Notice of Commencement of Chapter 11 Bankruptcy Cases Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 144 Order on Motion to Extend Time). (Kass, Albert) (Entered: 08/05/2015) |
| 08/05/2015 |  352 | Certificate of Service <i>Supplemental re: Notice of Hearing on Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 82 Notice of Hearing). (Kass, Albert) (Entered: 08/05/2015) |
| 08/05/2015 |  353 | Transcript of hearing held on: 08/03/15 You are noticed that a transcript has been filed. Pursuant to the Judicial Conference Policy on Privacy, remote electronic access to this transcript is restricted through 11/3/2015. To review the transcript for redaction purposes, you may purchase a copy from the transcriber, or the transcript may be viewed at the public terminal located in the Bankruptcy Court Clerk's Office. Contact the Court Reporter/Transcriber J&J Court Transcribers, telephone number 609-586-2311. All parties have seven (7) calendar days to file a Notice of Intent to Request Transcript Redaction of any social security numbers, financial account data, names of minor-age children, dates of birth, and home addresses. If the Notice of Intent is filed, the party has 21 calendar days from the date the transcript was filed to file the Transcript Redaction Request indicating the location of the identifiers within the transcript with the Court and to provide the list to the transcriber. The redacted transcript is due 31 days from the date of filing of the transcript. The transcript will be made electronically available to the general public 90 calendar |











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| | | days from the date of filing.. Notice of Intent to Request Redaction Deadline Due By 8/12/2015. Redaction Request Due By 08/26/2015. Redacted Transcript Submission Due By 09/8/2015. Transcript access will be restricted through 11/3/2015. (Bowen, James) (Entered: 08/05/2015) |
| 08/05/2015 |  354 | Certificate of Good Standing Filed by Interested Party BOKF, N.A. (RE: related document(s) 305 Motion to Appear pro hac vice <i>Motion to Admit Andrew I. Silfen</i>). (Williams, Mark) (Entered: 08/05/2015) |
| 08/05/2015 |  355 | Certificate of Good Standing Filed by Interested Party BOKF, N.A. (RE: related document(s) 306 Motion to Appear pro hac vice <i>Motion to Admit Leah M. Eisenberg</i>). (Williams, Mark) (Entered: 08/05/2015) |
| 08/05/2015 |  356 | Certificate of Good Standing Filed by Interested Party BOKF, N.A. (RE: related document(s) 307 Motion to Appear pro hac vice <i>Motion to Admit Beth M. Brownstein</i>). (Williams, Mark) (Entered: 08/05/2015) |
| 08/05/2015 |  357 | Certificate of Service (Supplemental) re: Notice of Commencement of Chapter 11 Bankruptcy Cases Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 145 Meeting of Creditors Chapter 11). (Kass, Albert) (Entered: 08/05/2015) |
| 08/05/2015 |  358 | Certificate of Service re: Order on 239 Emergency Motion to Reconsider filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 333 Notice and Order). (Kass, Albert) (Entered: 08/05/2015) |
| 08/05/2015 |  359 | Certificate of Service (Supplemental) re: Notice of Commencement of Chapter 11 Bankruptcy Case and Notice of Meeting of Creditors Chapter 11 Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 145 Meeting of Creditors Chapter 11). (Kass, Albert) (Entered: 08/05/2015) |
| 08/05/2015 |  360 | BNC Certificate of Notice (RE: related document(s) 327 Order on Motion to Appear Pro Hac Vice). Notice Date 08/05/2015. (Admin.) (Entered: 08/06/2015) |
| 08/05/2015 |  361 | BNC Certificate of Notice (RE: related document(s) 328 Order on Motion to Appear Pro Hac Vice). Notice Date 08/05/2015. (Admin.) (Entered: 08/06/2015) |






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| 08/05/2015 |  362 | BNC Certificate of Notice (RE: related document(s) 329 Order on Motion to Appear Pro Hac Vice). Notice Date 08/05/2015. (Admin.) (Entered: 08/06/2015) |
| 08/05/2015 |  363 | BNC Certificate of Notice (RE: related document(s) 332 Amended Order). Notice Date 08/05/2015. (Admin.) (Entered: 08/06/2015) |
| 08/05/2015 |  364 | BNC Certificate of Notice (RE: related document(s) 323 Notice of Hearing). Notice Date 08/05/2015. (Admin.) (Entered: 08/06/2015) |
| 08/06/2015 |  365 | Motion to Shorten Time (<i>Motion to Shorten Time to Respond to Interrogatories and Request for Production of Documents</i>) Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (Attachments: # 1 Exhibit A # 2 Exhibit B) (Benton, Lee) (Entered: 08/06/2015) |
| 08/06/2015 |  366 | Motion to Appear pro hac vice of Robert L. Paddock Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (Wilson, Jamie) Modified on 8/6/2015 to add text (klt). (Entered: 08/06/2015) |
| 08/06/2015 |  367 | Notice of Appearance and Request for Notice by Max C. Pope Jr Filed by Creditor A.W.S., Inc.. (Pope, Max) (Entered: 08/06/2015) |
| 08/06/2015 |  368 | BNC Certificate of Notice (RE: related document(s) 333 Notice and Order). Notice Date 08/06/2015. (Admin.) (Entered: 08/07/2015) |
| 08/06/2015 |  369 | BNC Certificate of Notice (RE: related document(s) 336 Order on Motion to Appoint Creditors Committee). Notice Date 08/06/2015. (Admin.) (Entered: 08/07/2015) |
| 08/06/2015 |  370 | Adversary Proceeding 15-00098 Opened - U. S. District Court Order Referring Case to Bankruptcy Signed on 8/4/2015. (klt) (Entered: 08/07/2015) |
| 08/07/2015 |  371 | Receipt number from District Court filing fee paid by Robert Paddock (Re Item: 366 Motion to Appear pro hac vice) B4601064328 (RE: related document(s) 366 Motion to Appear pro hac vice filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank). (thc) (Entered: 08/07/2015) |
| 08/07/2015 |  372 | |









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| | | Receipt number from District Court filing fee paid by Lars Peterson (Re Item: 331 Motion to Appear pro hac vice) B4601064277 (RE: related document(s) 331 Motion to Appear pro hac vice). (thc) (Entered: 08/07/2015) |
| 08/07/2015 |  373 | Receipt number from District Court filing fee paid by Harold Kaplan (Re Item: 330 Motion to Appear pro hac vice) B4601064318 (RE: related document(s) 330 Motion to Appear pro hac vice). (thc) (Entered: 08/07/2015) |
| 08/07/2015 |  374 | Order Granting Motion To Appear pro hac vice of Robert L. Paddock (Related Doc # 366) Signed on 8/7/2015. (klt) (Entered: 08/07/2015) |
| 08/07/2015 |  375 | Order Granting Motion To Shorten Time until noon August 13, 2015, unless another date is mutually agreed upon by the parties. (Related Doc # 365) Signed on 8/7/2015. (thc) (Entered: 08/07/2015) |
| 08/07/2015 |  376 | Order Granting Motion To Appear pro hac vice of Harold L. Kaplan (Related Doc 330) Signed on 8/7/2015. (thc) Modified on 8/10/2015 to add text (klt). (Entered: 08/07/2015) |
| 08/07/2015 |  377 | Order Granting Motion To Appear pro hac vice of Lars Peterson (Related Doc 331) Signed on 8/7/2015. (thc) Modified on 8/10/2015 to add text (klt). (Entered: 08/07/2015) |
| 08/07/2015 |  378 | Objection to (related document(s): 44 Motion to Assume Lease or Executory Contract <i>The Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief</i> filed by Debtor Walter Energy, Inc., et al.) <i>Objection of the United Mine Workers of America to Debtors' Motion for Entry of (I) an Order Authorizing the Debtors to Assume a Restructuring Support Agreement; and (II) Final Cash Collateral Order</i> Filed by Creditor United Mine Workers of America (Attachments: # 1 Exhibit A # 2 Exhibit B) (Kimble, Jennifer) (Entered: 08/07/2015) |
| 08/07/2015 |  379 | Motion to Continue Hearing On (related documents 42 Motion Re: Chapter 11 First Day Motions, 44 Motion to Assume Lease or Executory Contract) Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/07/2015) |
| 08/07/2015 |  380 | Motion to Expedite Hearing (related documents 379 Motion to Continue Hearing) Filed by Creditor Committee Official |







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| | | Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/07/2015) |
| 08/07/2015 |  381 | Certificate of Service (<i>Supplemental</i>) re: Notice of Commencement of Chapter 11 Bankruptcy Cases Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 145 Meeting of Creditors Chapter 11). (Kass, Albert) (Entered: 08/07/2015) |
| 08/07/2015 |  382 | BNC Certificate of Notice (RE: related document(s) 347 Order on Motion to Appear Pro Hac Vice). Notice Date 08/07/2015. (Admin.) (Entered: 08/08/2015) |
| 08/07/2015 |  383 | BNC Certificate of Notice (RE: related document(s) 348 Order on Motion to Appear Pro Hac Vice). Notice Date 08/07/2015. (Admin.) (Entered: 08/08/2015) |
| 08/07/2015 |  384 | BNC Certificate of Notice (RE: related document(s) 349 Order on Motion to Appear Pro Hac Vice). Notice Date 08/07/2015. (Admin.) (Entered: 08/08/2015) |
| 08/07/2015 |  385 | BNC Certificate of Notice (RE: related document(s) 350 Order on Motion to Appear Pro Hac Vice). Notice Date 08/07/2015. (Admin.) (Entered: 08/08/2015) |
| 08/08/2015 |  386 | Order Granting - The official committee of unsecured creditors through their selected counsel have requested that the hearing on the Cash Collateral Motion and the RSA Assumption Motion be continued from the current date of August 18, 2015 and that related deadlines for objections and replies also be extended. Further the committee counsel have requested an expedited hearing on the Motion to Continue. It appears that the Motion to Expedite is due to be granted; now therefore the Motion to Expedite is GRANTED, the Motion to Continue will be heard on Thursday, August 13, 2015 at 10:00 a.m. Any objections to the Motion to Continue must be filed on or before noon on Wednesday, August 12, 2015. Counsel may appear by telephone. /s/ TAMARA O. MITCHELL (RE: 380 Motion to Expedite Hearing) (Entered: 08/08/2015) |
| 08/09/2015 |  387 | BNC Certificate of Notice (RE: related document(s) 374 Order on Motion to Appear Pro Hac Vice). Notice Date 08/09/2015. (Admin.) (Entered: 08/10/2015) |
| 08/09/2015 |  388 | BNC Certificate of Notice (RE: related document(s) 376 Order on Motion to Appear Pro Hac Vice). Notice Date 08/09/2015. (Admin.) (Entered: 08/10/2015) |







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| 08/09/2015 |  389 | BNC Certificate of Notice (RE: related document(s) 377 Order on Motion to Appear Pro Hac Vice). Notice Date 08/09/2015. (Admin.) (Entered: 08/10/2015) |
| 08/09/2015 |  390 | BNC Certificate of Notice (RE: related document(s) 375 Order on Motion to Shorten Time). Notice Date 08/09/2015. (Admin.) (Entered: 08/10/2015) |
| 08/10/2015 |  391 | **AMENDED BY 394** - Notice of Hearing on (RE: related document(s) 379 Motion to Continue Hearing filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). Objections due by Noon, 8/12/2015; Hearing scheduled 8/13/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) Modified on 8/10/2015 (klt). (Entered: 08/10/2015) |
| 08/10/2015 |  392 | Hearing Scheduled (RE: related document(s) 378 Objection filed by Creditor United Mine Workers of America). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/10/2015) |
| 08/10/2015 |  393 | Notice of Appearance and Request for Notice (<i>Notice of Appearance by Robert L. Paddock for Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank</i>) by Jamie Alisa Wilson Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank. (Wilson, Jamie) (Entered: 08/10/2015) |
| 08/10/2015 |  394 | Amended Notice of Hearing on (RE: related document(s) 379 Motion to Continue Hearing filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). Objections due by Noon, 8/12/2015. Hearing scheduled 8/13/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/10/2015) |
| 08/10/2015 |  395 | **AMENDED BY 402** - Amended Motion to Appear pro hac vice <i>OF MICHAEL S. ETKIN</i> Filed by Creditors Michael Earl Carney, Peter Rush (Wilson, Kenneth) Modified on 8/11/2015 (klt). (Entered: 08/10/2015) |
| 08/10/2015 |  396 | **AMENDED BY 401** - Amended Motion to Appear pro hac vice <i>OF S. JASON TEELE</i> Filed by Creditors Michael Earl Carney, Peter Rush (Wilson, Kenneth) Modified on 8/11/2015 (klt). (Entered: 08/10/2015) |
| 08/10/2015 |  397 | Certificate of Service <i>Supplemental Certificate of Service of Clarissa D. Cu re: Notice of Commencement of Chapter 11</i> |








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| | | <i>Bankruptcy Cases</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 145 Meeting of Creditors Chapter 11). (Kass, Albert) (Entered: 08/10/2015) |
| 08/10/2015 |  398 | Certificate of Service <i>re: Request for Nominations to Section 1114 Committee in re Walter Energy, Inc., et al., Case No. 1502741 and Section 1114 Committee Questionnaire</i> Filed by Other Professional Kurtzman Carson Consultants LLC. (Kass, Albert) (Entered: 08/10/2015) |
| 08/10/2015 |  399 | Notice of Appearance and Request for Notice Filed by Interested Party Michael Bazley . (klt) (Entered: 08/10/2015) |
| 08/10/2015 |  400 | Notice of Appearance and Request for Notice Filed by Interested Party GE Capital Information Technology Solutions, Inc f/d/b/a IKON Financial Services . (klt) (Entered: 08/10/2015) |
| 08/11/2015 |  401 | Amended Motion to Appear pro hac vice <i>of S. Jason Teele</i> Filed by Creditors Michael Earl Carney, Peter Rush (Wilson, Kenneth) (Entered: 08/11/2015) |
| 08/11/2015 |  402 | Amended Motion to Appear pro hac vice <i>of Michael S. Etkin</i> Filed by Creditors Michael Earl Carney, Peter Rush (Wilson, Kenneth) (Entered: 08/11/2015) |
| 08/11/2015 |  403 | Partial Joinder to (Re Item: 379 Motion to Continue Hearing On (related documents 42 Motion Re: Chapter 11 First Day Motions, 44 Motion to Assume Lease or Executory Contract) filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.) Filed by Interested Party BOKF, N.A. (Williams, Mark) Modified on 8/11/2015 to match text to pdf (klt). (Entered: 08/11/2015) |
| 08/11/2015 |  404 | Hearing Scheduled (RE: related document(s) 403 Partial Joinder filed by Interested Party BOKF, N.A.) Hearing scheduled 8/13/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/11/2015) |
| 08/11/2015 |  405 | Notice of Appearance and Request for Notice by Lee R. Benton Filed by Interested Party WHH Real Estate, LLC. (Benton, Lee) (Entered: 08/11/2015) |
| 08/11/2015 |  406 | Notice of Appearance and Request for Notice by Jamie Alisa Wilson Filed by Interested Party WHH Real Estate, LLC. (Wilson, Jamie) (Entered: 08/11/2015) |
| 08/11/2015 |  407 | |










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| | | Notice of Appearance and Request for Notice by Samuel Stephens Filed by Interested Party WHH Real Estate, LLC. (Stephens, Samuel) (Entered: 08/11/2015) |
| 08/11/2015 |  408 | Objection to (related document(s): 42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition Use filed by Debtor Walter Energy, Inc., et al., Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (Attachments: # 1 Exhibit A - Part 1 # 2 Exhibit A - Part 2 # 3 Exhibit B # 4 Exhibit C) (Benton, Lee) Modified on 8/12/2015 to match text to pdf (klt). (Entered: 08/11/2015) |
| 08/11/2015 |  409 | Joinder in Objection (related document(s): 42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition Use filed by Debtor Walter Energy, Inc., et al., 408 Debtors' Motion for Entry of Final Order Authorizing Use of Cash Collateral and UMWA's Objection to Motion for Entry of (I) An Order Authorizing The Debtor's To Assume A Restructuring Support Agreement; and (II) Final Cash Collateral Order) Filed by Interested Party Ramsay McCormack Land Co. Inc. (Benton, Lee) Modified on 8/11/2015 to match text to pdf (klt). (Entered: 08/11/2015) |
| 08/11/2015 |  410 | Joinder in Objection (related document(s): 42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition Use filed by Debtor Walter Energy, Inc., et al., 408 Debtors' Motion for Entry of Final Order Authorizing Use of Cash Collateral and UMWA's Objection to Motion for Entry of (I) An Order Authorizing The Debtor's To Assume A Restructuring Support Agreement; and (II) Final Cash Collateral Order) Filed by Interested Party WHH Real Estate, LLC (Benton, Lee) Modified on 8/11/2015 to match text to pdf (klt). (Entered: 08/11/2015) |
| 08/11/2015 |  411 | Amended Certificate of Service Filed by Interested Party BOKF, N.A. (RE: related document(s) 403 Response). (Williams, Mark) (Entered: 08/11/2015) |
| 08/11/2015 |  412 | Motion to Appear pro hac vice of <i>Brett H. Miller</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/11/2015) |










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| 08/11/2015 |  413 | Motion to Appear pro hac vice <i>of Lorenzo Marinuzzi</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/11/2015) |
| 08/11/2015 |  414 | Motion to Appear pro hac vice <i>of Jennifer L. Marines</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/11/2015) |
| 08/11/2015 |  415 | Motion to Appear pro hac vice <i>of Joseph Alexander Lawrence</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/11/2015) |
| 08/11/2015 |  416 | Motion to Appear pro hac vice <i>of Samantha Leigh Martin</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/11/2015) |
| 08/11/2015 |  417 | Motion to Appear pro hac vice <i>of James Andrew Newton</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/11/2015) |
| 08/11/2015 |  418 | Motion to Appear pro hac vice <i>Erica Jean Richards</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/11/2015) |
| 08/11/2015 |  419 | Adversary case 15-00102. 72 (Injunctive relief - other)) Complaint by Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank against Walter Black Warrior Basin LLC. Fee Amount \$350 (Benton, Lee) (Entered: 08/11/2015) |
| 08/11/2015 |  420 | Amended Motion to Continue Hearing On (related documents 18 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief , 19 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) Payment of Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief, 27 Debtors Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain |




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| | | Transfers of Interests in the Debtors Estate and (B) Granting Related Relief, 42 Debtors Motion for Entry of Interim and Final Orders (A) (I) Authorizing Postpetition Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, and (III) Scheduling a Final Hearing; and (B) Granting Related Relief , 44 Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief) Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) Modified on 8/13/2015 to match text to pdf (klt). (Entered: 08/11/2015) |
| 08/11/2015 |  421 | Hearing Scheduled (RE: related document(s) 420 Amended Motion to Continue Hearing filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). Hearing scheduled 8/13/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/11/2015) |
| 08/12/2015 |  422 | Objection to (related document(s): 379 Motion to Continue Hearing On (related documents 42 Motion Re: Chapter 11 First Day Motions, 44 Motion to Assume Lease or Executory Contract) filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.) (<i>Dominion Resources Black Warrior Trust's Limited Objection to Motion to Continue</i>) Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (Benton, Lee) (Entered: 08/12/2015) |
| 08/12/2015 |  423 | Receipt number from District Court filing fee paid by Andrew I. Silfen (Re Item: 305 Motion to Appear pro hac vice) B4601064372 (RE: related document(s) 305 Motion to Appear pro hac vice filed by Interested Party BOKF, N.A.). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  424 | Receipt number from District Court filing fee paid by Leah M. Eisenberg (Re Item: 306 Motion to Appear pro hac vice) B4601064373 (RE: related document(s) 306 Motion to Appear pro hac vice filed by Interested Party BOKF, N.A.). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  425 | Receipt number from District Court filing fee paid by Beth M. Brownstein (Re Item: 307 Motion to Appear pro hac vice) B4601064374 (RE: related document(s) 307 Motion to Appear pro hac vice filed by Interested Party BOKF, N.A.). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  426 | Receipt number from District Court filing fee paid by Michael Etkin and Jason Teele (Re Item: 395 Motion to Appear pro hac |




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| | | vice, 396 Motion to Appear pro hac vice) B4601064441 (RE: related document(s) 395 Motion to Appear pro hac vice filed by Creditor Michael Earl Carney, Creditor Peter Rush, 396 Motion to Appear pro hac vice filed by Creditor Michael Earl Carney, Creditor Peter Rush). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  427 | Receipt number from District Court filing fee paid by Brett H. Miller (Re Item: 412 Motion to Appear pro hac vice) B4061064471 (RE: related document(s) 412 Motion to Appear pro hac vice filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  428 | Receipt number from District Court filing fee paid by Lorenzo Marinuzzi (Re Item: 413 Motion to Appear pro hac vice) B4061064471 (RE: related document(s) 413 Motion to Appear pro hac vice filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  429 | Receipt number from District Court filing fee paid by Jennifer L. Marines (Re Item: 414 Motion to Appear pro hac vice) B4061064471 (RE: related document(s) 414 Motion to Appear pro hac vice filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  430 | Receipt number from District Court filing fee paid by Joseph Alexander Lawrence (Re Item: 415 Motion to Appear pro hac vice) B4061064471 (RE: related document(s) 415 Motion to Appear pro hac vice filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  431 | Receipt number from District Court filing fee paid by Samantha Leigh Martin (Re Item: 416 Motion to Appear pro hac vice) B4061064471 (RE: related document(s) 416 Motion to Appear pro hac vice filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  432 | Receipt number from District Court filing fee paid by James Andrew Newton (Re Item: 417 Motion to Appear pro hac vice) B4061064471 (RE: related document(s) 417 Motion to Appear pro hac vice filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). (klt) (Entered: 08/12/2015) |
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| 08/12/2015 |  433 | Receipt number from District Court filing fee paid by Erica Jean Richards (Re Item: 418 Motion to Appear pro hac vice) B4061064471 (RE: related document(s) 418 Motion to Appear pro hac vice filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  434 | Hearing Scheduled (RE: related document(s) 408 Objection filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank, 409 Joinder in Objection filed by Interested Party Ramsay McCormack Land Co. Inc., 410 Joinder in Objection filed by Interested Party WHH Real Estate, LLC). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  435 | Hearing Scheduled (RE: related document(s) 422 Limited Objection filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank). Hearing scheduled 8/13/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  436 | Response to (Re Item: 379 Motion to Continue Hearing On (related documents 42 Motion Re: Chapter 11 First Day Motions, 44 Motion to Assume Lease or Executory Contract) filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al., 420 Amended Motion to Continue Hearing On (related documents 18 Motion Re: Chapter 11 First Day Motions, 19 Motion Re: Chapter 11 First Day Motions, 27 Motion Re: Chapter 11 First Day Motions, 42 Motion Re: Chapter 11 First Day Motions, 44 Motion filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.) <i>Steering Committee's Response to Motion for Continuance</i> Filed by Interested Party Steering Committee (Hall, Michael) (Entered: 08/12/2015) |
| 08/12/2015 |  437 | Hearing Scheduled (RE: related document(s) 436 Response filed by Interested Party Steering Committee). Hearing scheduled 8/13/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  438 | Order Granting Motion To Appear pro hac vice of S. Jason Teele (Related Doc # 401) Signed on 8/12/2015. (klt) (Entered: 08/12/2015) |
| 08/12/2015 |  439 | Order Granting Motion To Appear pro hac vice of Michael S. Etkin (Related Doc # 402) Signed on 8/12/2015. (klt) (Entered: 08/12/2015) |







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| 08/12/2015 |  440 | Statement <i>Debtors' Agenda for Hearing Scheduled for August 13, 2015</i> Filed by Debtor Walter Energy, Inc., et al.. (Bailey, James) (Entered: 08/12/2015) |
| 08/12/2015 |  441 | Motion to Appear pro hac vice of <i>Charles L. Kerr</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) (Entered: 08/12/2015) |
| 08/12/2015 |  442 | Notice of Appearance and Request for Notice by Brian R Walding Filed by Creditor Alabama Gas Corporaton. (Walding, Brian) (Entered: 08/12/2015) |
| 08/12/2015 |  443 | Notice of Appearance and Request for Notice by Edwin Bryan Nichols Filed by Creditor Alabama Gas Corporaton. (Nichols, Edwin) (Entered: 08/12/2015) |
| 08/12/2015 |  444 | Motion for Relief from Stay , Fee Amount \$176, Filed by Creditor Jewel D Chaney (Cockrell, Ginger) (Entered: 08/12/2015) |
| 08/12/2015 | | Receipt of Motion for Relief from Stay(15-02741-TOM11) [motion,mrlfsty] (176.00) Filing Fee. Receipt number 18347071. Fee Amount 176.00 (re:Doc# 444) (U.S. Treasury) (Entered: 08/12/2015) |
| 08/12/2015 |  445 | Motion to Expedite Hearing (related documents 444 Motion for Relief from Stay) Filed by Creditor Jewel D Chaney (Cockrell, Ginger) (Entered: 08/12/2015) |
| 08/12/2015 |  446 | Notice of Application and Application to Employ Bradley Arant Boulton Cummings LLP as Attorneys for the Debtors Nunc Pro Tunc to the Petition Date Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 8/13/2015 to match text to pdf (klt). (Entered: 08/12/2015) |
| 08/12/2015 |  447 | Notice of Application and Application to Employ Paul, Weiss, Rifkind, Wharton & Garrison LLP as Attorneys for the Debtors Nunc Pro Tunc to the Petition Date Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 8/13/2015 to match text to pdf (klt). (Entered: 08/12/2015) |
| 08/12/2015 |  448 | Notice of Application and Application to Employ Maynard, Cooper, & Gale, P.C. as Special Counsel for the Debtors Nunc Pro Tunc to the Petition Date Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 8/13/2015 to match text to pdf (klt). (Entered: 08/12/2015) |












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| 08/12/2015 |  449 | Notice of Application and Application to Employ Ogletree, Deakins, Nash, Smoak, & Stewart, P.C. as Special Counsel for the Debtors Nunc Pro Tunc to the Petition Date Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 8/13/2015 (klt). (Entered: 08/12/2015) |
| 08/12/2015 |  450 | Notice of Application and Application to Employ AlixPartners, LLP as Restructuring Advisor Nunc Pro Tunc to the Petition Date Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 8/13/2015 (klt). (Entered: 08/12/2015) |
| 08/12/2015 |  451 | Notice of Application and Application to Employ Ernst & Young LLP as Auditors and Tax Advisors Filed by Debtor Walter Energy, Inc., et al., Nunc Pro Tunc to the Petition Date (Attachments: # 1 Part 2 # 2 Part 3) (Darby, Patrick) Modified on 8/13/2015 to match text to pdf (klt). (Entered: 08/12/2015) |
| 08/12/2015 |  452 | Notice of Application and Application to Employ KPMG LLP as Auditors and Tax Advisors Nunc Pro Tunc to the Petition Date Filed by Debtor Walter Energy, Inc., et al. (Attachments: # 1 Part 2 # 2 Part 3 # 3 Part 4 # 4 Part 5 # 5 Part 6 # 6 Part 7 # 7 Part 8 # 8 Part 9) (Darby, Patrick) Modified on 8/13/2015 to match text to pdf (klt). (Entered: 08/12/2015) |
| 08/12/2015 |  453 | Notice of Motion and Debtors' Motion for an Order (A) Establishing Bar Dates for Filing Prepetition Proofs of Claim, Including Section 503(b)(9) Claims, (B) Approving the Form and Manner of Notice Thereof and (C) Granting Related Relief Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 8/13/2015 to match text to pdf (klt). (Entered: 08/12/2015) |
| 08/12/2015 |  454 | Notice of Motion and Debtors' Motion for an Administrative Order Pursuant to Sections 105(a) and 331 of the Bankruptcy Code Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 8/13/2015 to match text to pdf (klt). (Entered: 08/12/2015) |
| 08/12/2015 |  455 | BNC Certificate of Notice (RE: related document(s) 391 Notice of Hearing). Notice Date 08/12/2015. (Admin.) (Entered: 08/13/2015) |
| 08/12/2015 |  456 | BNC Certificate of Notice (RE: related document(s) 394 Notice of Hearing). Notice Date 08/12/2015. (Admin.) (Entered: 08/13/2015) |
| 08/13/2015 |  457 | |










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| | | Order Granting - Movant requests an expedited hearing on a Motion for Relief from stay to allow a mediation of a pre-petition lawsuit that includes one of the Debtors. The Motion to Expedite is GRANTED and the Motion for Relief from Stay will be set for August 18, 2015 at 10:00. /s/ TAMARA O. MITCHELL (RE: 445 Motion to Expedite Hearing) (Entered: 08/13/2015) |
| 08/13/2015 |  458 | Notice of Final Hearing on Motion for Relief from Stay filed by Jewel Chaney (RE: related document(s) 444 Motion for Relief from Stay filed by Creditor Jewel D Chaney). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/13/2015) |
| 08/13/2015 |  459 | Hearing Scheduled (RE: related document(s) 27 Debtors Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors Estate and (B) Granting Related Relief). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/13/2015) |
| 08/13/2015 |  460 | Notice of Hearing on (RE: related document(s) 446 Notice of Application and Application to Employ Bradley Arant Boult Cummings LLP as Attorneys for the Debtors Nunc Pro Tunc, 447 Notice of Application and Application to Employ Paul, Weiss, Rifkind, Wharton & Garrison LLP as Attorneys for the Debtors Nunc Pro Tunc, 448 Notice of Application and Application to Employ Maynard, Cooper, & Gale, P.C. as Special Counsel for the Debtors Nunc Pro Tunc, 449 Notice of Application and Application to Employ Ogletree, Deakins, Nash, Smoak, & Stewart, P.C. as Special Counsel for the Debtors Nunc Pro Tunc, 450 Notice of Application and Application to Employ AlixPartners, LLP as Restructuring Advisor Nunc Pro Tunc, 451 Notice of Application and Application to Employ Ernst & Young LLP as Auditors and Tax Advisors Filed by Debtor Walter Energy, Inc., et al., Nunc Pro Tunc, 452 Notice of Application and Application to Employ KPMG LLP as Auditors and Tax Advisors Nunc Pro Tunc, 453 Notice of Motion and Debtors' Motion for an Order (A) Establishing Bar Dates for Filing Prepetition Proofs of Claim, Including Section 503(b)(9) Claims, (B) Approving the Form and Manner of Notice Thereof and (C) Granting Related Relief, 454 Notice of Motion and Debtors' Motion for an Administrative Order Pursuant to Sections 105(a) and 331 of the Bankruptcy Code Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/13/2015) |









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| 08/13/2015 |  461 | Order Granting Amended Motion To Continue Hearing and the following matters are continued: 18 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief, 19 Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) Payment of Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief, 27 Debtors Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors Estate and (B) Granting Related Relief, 42 Debtors Motion for Entry of Interim and Final Orders (A) (I) Authorizing Postpetition Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, and (III) Scheduling a Final Hearing; and (B) Granting Related Relief, 44 Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief Signed on 8/13/2015. Hearing to be held on 9/2/2015 at 11:30 AM Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/13/2015) |
| 08/13/2015 |  462 | Hearing Scheduled Continuing (RE: related document(s) 408 Objection filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank, 409 Joinder filed by Interested Party Ramsay McCormack Land Co. Inc., 410 Joinder filed by Interested Party WHH Real Estate, LLC). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/13/2015) |
| 08/13/2015 |  463 | Certificate of Service <i>re: Documents Served on August 12, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 440 Statement, 446 Application to Employ Bradley Arant Boult Cummings LLP as Attorneys for the Debtors , 447 Application to Employ Paul, Weiss, Rifkind, Wharton & Garrison LLP as Attorneys for the Debtors , 448 Application to Employ Maynard, Cooper, & Gale, P.C. as Special Counsel for the Debtors , 449 Application to Employ Ogletree, Deakins, Nash, Smoak, & Stewart, P.C. as Special Counsel for the Debtors , 450 Application to Employ AlixPartners, LLP as Restructuring Advisor , 451 Application to Employ Ernst & Young LLP as Auditors and Tax Advisors , 452 Application to Employ KPMG LLP as Auditors and Tax Advisors , 453 Motion to Set Last Day to File Proofs of Claim <i>Debtors' Motion for an Order (A) Establishing Bar Dates for Filing Prepetition Proofs of Claim, Including Section 503(b)(9) Claims, (B) Approving the Form and Manner of Notice Thereof</i> |








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| | | and (C) Gran, 454 Motion Debtors' Motion for an Administrative Order Pursuant to Sections 105(a) and 331 of the Bankruptcy Code Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals). (Kass, Albert) (Entered: 08/13/2015) |
| 08/13/2015 |  464 | Certificate of Service (Supplemental) re: Certificate of Service re: Documents Served on August 12, 2015 Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 463 Certificate of Service). (Kass, Albert) (Entered: 08/13/2015) |
| 08/13/2015 |  465 | Report to Court <i>Periodic Report Regarding Value, Operations, and Profitability of Entities in Which the Estate of Walter Energy, Inc. Holds a Substantial or Controlling Interest</i> Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) (Entered: 08/13/2015) |
| 08/14/2015 |  466 | Objection to (related document(s): 239 Motion to Reconsider (related documents 60 Order on Motion Re: Chapter 11 First Day Motions) (<i>Emergency Motion by Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, The Cash Management Order</i>) filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank) Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) (Entered: 08/14/2015) |
| 08/14/2015 |  467 | Joinder of Steering Committee in 466 Debtors' Objection to Emergency Motion by Dominion Resources Black Warrior Trust to Reconsider on a Limited Basis, the Cash Management Order Filed by Interested Party Steering Committee (Hall, Michael) Modified on 8/14/2015 to add related docket entry link (klt). (Entered: 08/14/2015) |
| 08/14/2015 |  468 | Hearing Scheduled (RE: related document(s) 466 Objection filed by Debtor Walter Energy, Inc., et al., 467 Joinder filed by Interested Party Steering Committee). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/14/2015) |
| 08/14/2015 |  469 | Joinder of The Official Committee of Unsecured Creditors in 466 Debtors' Objection to 239 Emergency Motion by Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, the Cash Management Order (Bensinger, Bill) Modified on 8/14/2015 to add related docket entry link and match text to pdf (klt). (Entered: 08/14/2015) |
| 08/14/2015 |  470 | |











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| | | Hearing Scheduled (RE: related document(s) 378 Objection filed by Creditor United Mine Workers of America). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/14/2015) |
| 08/14/2015 |  471 | Hearing Scheduled (RE: related document(s) 469 Joinder in Debtor's Objection filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). Hearing scheduled 8/18/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/14/2015) |
| 08/14/2015 |  472 | Hearing Scheduled (RE: related document(s) 226 Debtors' Notice of Revised Proposed Final Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors' Estates). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/14/2015) |
| 08/14/2015 |  473 | Notice of Appearance and Request for Notice <i>filed by Michael Leo Hall and D. Christopher Carson</i> by Michael Leo Hall Filed by Interested Party Steering Committee. (Hall, Michael) (Entered: 08/14/2015) |
| 08/14/2015 |  474 | Certificate of Service (<i>Supplemental</i>) re: 1) Notice of Interim Trading Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in Debtors' Estates; 2) Order Scheduling Omnibus Hearing Dates; 3) Debtors' Notice of Revised Proposed Final Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors' Estates; 4) Order (S) Authorizing the Formation of a Committee of Retired Employees Pursuant to Sections 1114(c)(2) and 114 (d) of the Bankruptcy Code and (II) Establishing Procedures for Selecting Committee Members and (b) Granting Related Relief Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 187 Motion to Appear pro hac vice Richard M. Seltzer, 264 Order on Motion to Appoint Creditors Committee). (Kass, Albert) (Entered: 08/14/2015) |
| 08/14/2015 |  475 | Certificate of Service (<i>Supplemental</i>) re: Notice of Commencement of Chapter 11 Bankruptcy Case and Notice of Meeting of Creditors Chapter 11 Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 145 Meeting of Creditors Chapter 11). (Kass, Albert) (Entered: 08/14/2015) |
| 08/14/2015 |  476 | |







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| | | BNC Certificate of Notice (RE: related document(s) 438 Order on Motion to Appear Pro Hac Vice). Notice Date 08/14/2015. (Admin.) (Entered: 08/15/2015) |
| 08/14/2015 |  477 | BNC Certificate of Notice (RE: related document(s) 439 Order on Motion to Appear Pro Hac Vice). Notice Date 08/14/2015. (Admin.) (Entered: 08/15/2015) |
| 08/15/2015 |  478 | BNC Certificate of Notice (RE: related document(s) 461 Order on Motion to Continue Hearing). Notice Date 08/15/2015. (Admin.) (Entered: 08/16/2015) |
| 08/15/2015 |  479 | BNC Certificate of Notice (RE: related document(s) 458 Hearing (Motion for Relief) Set). Notice Date 08/15/2015. (Admin.) (Entered: 08/16/2015) |
| 08/15/2015 |  480 | BNC Certificate of Notice (RE: related document(s) 460 Notice of Hearing). Notice Date 08/15/2015. (Admin.) (Entered: 08/16/2015) |
| 08/17/2015 |  481 | Order Granting Motion To Appear pro hac vice of Brett H. Miller (Related Doc # 412) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |
| 08/17/2015 |  482 | Order Granting Motion To Appear pro hac vice of Lorenzo Marinuzzi (Related Doc # 413) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |
| 08/17/2015 |  483 | Order Granting Motion To Appear pro hac vice of Jennifer L. Marines (Related Doc # 414) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |
| 08/17/2015 |  484 | Order Granting Motion To Appear pro hac vice of Joseph Alexander Lawrence (Related Doc # 415) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |
| 08/17/2015 |  485 | Order Granting Motion To Appear pro hac vice of Samantha Leigh Martin (Related Doc # 416) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |
| 08/17/2015 |  486 | Order Granting Motion To Appear pro hac vice of James Andrew Newton (Related Doc # 417) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |
| 08/17/2015 |  487 | Order Granting Motion To Appear pro hac vice of Erica Jean Richards (Related Doc # 418) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |










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| 08/17/2015 |  488 | Amended Witness and Exhibit List for August 18, 2015 Hearing Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (RE: related document(s) 239 Motion to Reconsider (related documents 60 Order on Motion Re: Chapter 11 First Day Motions) (<i>Emergency Motion by Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, The Cash Management Order</i>)). (Benton, Lee) Modified on 8/17/2015 to match text to pdf (klt). (Entered: 08/17/2015) |
| 08/17/2015 |  489 | Debtors' Agenda for Hearing Scheduled for August 18, 2015 Filed by Debtor Walter Energy, Inc., et al.. (Bailey, James) Modified on 8/25/2015 to match text to pdf (klt). (Entered: 08/17/2015) |
| 08/17/2015 |  490 | Notice of Appearance and Request for Notice by Ginger D Cockrell Filed by Creditor Jewel D Chaney. (Cockrell, Ginger) (Entered: 08/17/2015) |
| 08/17/2015 |  491 | Certificate of Service re: <i>Periodic Report Regarding Value, Operations, and Profitability of Entities in Which the Estate of Walter Energy, Inc. Holds a Substantial or Controlling Interest</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 465 Report to Court). (Kass, Albert) (Entered: 08/17/2015) |
| 08/17/2015 |  492 | Certificate of Service re: <i>Objection to (related document(s): 239 Motion to Reconsider (related documents 60 Order on Motion Re: Chapter 11 First Day Motions) (Emergency Motion by Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, The Cash Management Order)</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 466 Objection). (Kass, Albert) (Entered: 08/17/2015) |
| 08/17/2015 |  493 | Notice of Appearance and Request for Notice Filed by Interested Party Robert Makohin . (klt) (Entered: 08/17/2015) |
| 08/17/2015 |  494 | Order Granting Motion To Appear pro hac vice of Andrew I. Silfen (Related Doc # 305) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |
| 08/17/2015 |  495 | Order Granting Motion To Appear pro hac vice of Leah M. Eisenberg (Related Doc # 306) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |
| 08/17/2015 |  496 | |










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| | | Order Granting Motion To Appear pro hac vice of Beth M. Brownstein (Related Doc # 307) Signed on 8/17/2015. (klt) (Entered: 08/17/2015) |
| 08/18/2015 |  497 | Amended Order Signed on 8/18/2015 (RE: related document(s) 494 Order Granting Motion To Appear pro hac vice of Andrew I. Silfen). (klt) (Entered: 08/18/2015) |
| 08/18/2015 |  498 | Amended Order Signed on 8/18/2015 (RE: related document(s) 495 Order Granting Motion To Appear pro hac vice of Leah M. Eisenberg). (klt) (Entered: 08/18/2015) |
| 08/18/2015 |  499 | Amended Order Signed on 8/18/2015 (RE: related document(s) 496 Order Granting Motion To Appear pro hac vice of Beth M. Brownstein). (klt) (Entered: 08/18/2015) |
| 08/18/2015 |  500 | NOTE: We are experiencing technical difficulties with the calling in of external users for today's hearing. Please continue to be patient as we work to resolve this problem with AT&T. (thc) (Entered: 08/18/2015) |
| 08/18/2015 |  501 | Notice and Order Signed on 8/18/2015 continuing (RE: related document(s) 444 Motion for Relief from Stay filed by Creditor Jewel D Chaney). Hearing scheduled 9/29/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/18/2015) |
| 08/18/2015 |  502 |  PDF with attached Audio File. Court Date & Time [8/18/2015 10:03:30 AM]. File Size [6333 KB]. Run Time [00:17:35]. (RE: Doc #24; Final Hearing on Debtors Motion for Entry of Interim and Final Orders (A) (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assured of Future Performan). (adiuser). (Entered: 08/18/2015) |
| 08/19/2015 |  503 | Transcript of hearing held on: 08/13/15 You are noticed that a transcript has been filed. Pursuant to the Judicial Conference Policy on Privacy, remote electronic access to this transcript is restricted through 11/17/2015. To review the transcript for redaction purposes, you may purchase a copy from the transcriber, or the transcript may be viewed at the public terminal located in the Bankruptcy Court Clerk's Office. Contact the Court Reporter/Transcriber J&J Court Transcribers, telephone number 609-586-2311. All parties have seven (7) calendar days to file a Notice of Intent to Request Transcript Redaction of any social security numbers, financial account data, names of minor-age children, dates of birth, and home addresses. If the Notice of Intent is filed, the party has 21 calendar days from the date the transcript was filed to file the |







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| | | Transcript Redaction Request indicating the location of the identifiers within the transcript with the Court and to provide the list to the transcriber. The redacted transcript is due 31 days from the date of filing of the transcript. The transcript will be made electronically available to the general public 90 calendar days from the date of filing.. Notice of Intent to Request Redaction Deadline Due By 8/26/2015. Redaction Request Due By 09/9/2015. Redacted Transcript Submission Due By 09/21/2015. Transcript access will be restricted through 11/17/2015. (Bowen, James) (Entered: 08/19/2015) |
| 08/19/2015 |  504 | Amended Certificate of Service Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (RE: related document(s) 408 Objection, 409 Objection, 410 Objection). (Wilson, Jamie) (Entered: 08/19/2015) |
| 08/19/2015 |  505 | Final Order Granting (A) (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Deeming Utility Companies Adequately Assured of Future Performance and (III) Establishing Procedures for Determining Adequate Assurance of Payment; (B) Authorizing and Directing Applicable Banks and Other Financial Institutions to Process and Pay All Checks Presented for Payment and to Honor All Funds Transfer Requests Made by the Debtors Relating to the Foregoing and (C) Granting Related Relief (Related Doc # 24) Signed on 8/19/2015. (klt) (Entered: 08/19/2015) |
| 08/19/2015 |  506 | Final Order (A) Authorizing Debtors to Continue and Renew Their Surety Bond Program and (B) Granting Related Relief (Related Doc # 31) Signed on 8/19/2015. (klt) (Entered: 08/19/2015) |
| 08/19/2015 |  507 | Order Authorizing Debtors to Retain, Employ and Compensate Certain Professionals Utilized in the Ordinary Course of Business, Nunc Pro Tunc to the Petition Date (Related Doc # 224) Signed on 8/19/2015. (klt) (Entered: 08/19/2015) |
| 08/19/2015 |  508 | Order Modifying the Automatic Stay to Proceed with Workers' Compensation and Black Lung Claims and Actions (Related Doc # 225) Signed on 8/19/2015. (klt) (Entered: 08/19/2015) |
| 08/19/2015 |  509 | Application to Employ Blackstone Advisory Partners L.P. as Investment Banker to the Debtors Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) (Entered: 08/19/2015) |
| 08/19/2015 |  510 | Affidavit of Publication of the Notice of Commencement of Chapter 11 Bankruptcy Cases Filed by Other Professional |







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| | | Kurtzman Carson Consultants LLC (RE: related document(s) 144 Order on Motion to Extend Time). (Attachments: # 1 Exhibit A through E # 2 Exhibit F through J) (Kass, Albert) (Entered: 08/19/2015) |
| 08/19/2015 |  511 | Certificate of Service <i>re: Debtors' Agenda for Hearing Scheduled for August 18, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 489 Statement). (Kass, Albert) (Entered: 08/19/2015) |
| 08/19/2015 |  512 | Certificate of Service (<i>Supplemental</i>) <i>re: Notice of Commencement of Chapter 11 Bankruptcy Case and Notice of Meeting of Creditors Chapter 11</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 145 Meeting of Creditors Chapter 11). (Kass, Albert) (Entered: 08/19/2015) |
| 08/19/2015 |  513 | BNC Certificate of Notice (RE: related document(s) 481 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |
| 08/19/2015 |  514 | BNC Certificate of Notice (RE: related document(s) 482 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |
| 08/19/2015 |  515 | BNC Certificate of Notice (RE: related document(s) 483 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |
| 08/19/2015 |  516 | BNC Certificate of Notice (RE: related document(s) 484 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |
| 08/19/2015 |  517 | BNC Certificate of Notice (RE: related document(s) 485 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |
| 08/19/2015 |  518 | BNC Certificate of Notice (RE: related document(s) 486 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |
| 08/19/2015 |  519 | BNC Certificate of Notice (RE: related document(s) 487 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |
| 08/19/2015 |  520 | BNC Certificate of Notice (RE: related document(s) 494 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |





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| 08/19/2015 |  521 | BNC Certificate of Notice (RE: related document(s) 495 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |
| 08/19/2015 |  522 | BNC Certificate of Notice (RE: related document(s) 496 Order on Motion to Appear Pro Hac Vice). Notice Date 08/19/2015. (Admin.) (Entered: 08/20/2015) |
| 08/20/2015 |  523 | Notice of Appearance and Request for Notice by Bill D Bensinger Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.. (Bensinger, Bill) (Entered: 08/20/2015) |
| 08/20/2015 |  524 | Debtor-In-Possession Monthly Operating Report for Filing Period Ended July 31, 2015 Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) (Entered: 08/20/2015) |
| 08/20/2015 |  525 | Transcript of hearing held on: 08/18/15 You are noticed that a transcript has been filed. Pursuant to the Judicial Conference Policy on Privacy, remote electronic access to this transcript is restricted through 11/18/2015. To review the transcript for redaction purposes, you may purchase a copy from the transcriber, or the transcript may be viewed at the public terminal located in the Bankruptcy Court Clerk's Office. Contact the Court Reporter/Transcriber J&J Court Transcribers, telephone number 609-586-2311. All parties have seven (7) calendar days to file a Notice of Intent to Request Transcript Redaction of any social security numbers, financial account data, names of minor-age children, dates of birth, and home addresses. If the Notice of Intent is filed, the party has 21 calendar days from the date the transcript was filed to file the Transcript Redaction Request indicating the location of the identifiers within the transcript with the Court and to provide the list to the transcriber. The redacted transcript is due 31 days from the date of filing of the transcript. The transcript will be made electronically available to the general public 90 calendar days from the date of filing.. Notice of Intent to Request Redaction Deadline Due By 8/27/2015. Redaction Request Due By 09/10/2015. Redacted Transcript Submission Due By 09/21/2015. Transcript access will be restricted through 11/18/2015. (Bowen, James) (Entered: 08/20/2015) |
| 08/20/2015 |  526 | Certificate of Service <i>re: Documents Served on August 19, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 505 Order on Motion Re: Chapter 11 First Day Motions, 506 Order on Motion Re: Chapter 11 First Day Motions, 507 Order on Motion, 508 Order on Motion For Relief From Stay, 509 Application to Employ Blackstone |







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| | | Advisory Partners L.P. as Investment Banker to the Debtors). (Kass, Albert) (Entered: 08/20/2015) |
| 08/20/2015 |  527 | BNC Certificate of Notice (RE: related document(s) 497 Amended Order). Notice Date 08/20/2015. (Admin.) (Entered: 08/21/2015) |
| 08/20/2015 |  528 | BNC Certificate of Notice (RE: related document(s) 498 Amended Order). Notice Date 08/20/2015. (Admin.) (Entered: 08/21/2015) |
| 08/20/2015 |  529 | BNC Certificate of Notice (RE: related document(s) 499 Amended Order). Notice Date 08/20/2015. (Admin.) (Entered: 08/21/2015) |
| 08/20/2015 |  530 | BNC Certificate of Notice (RE: related document(s) 501 Notice and Order). Notice Date 08/20/2015. (Admin.) (Entered: 08/21/2015) |
| 08/21/2015 |  531 | Receipt number from District Court filing fee paid by Charles Kerr (Re Item: 441 Motion to Appear pro hac vice) B4601064502 (RE: related document(s) 441 Motion to Appear pro hac vice filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.). (thc) (Entered: 08/21/2015) |
| 08/21/2015 |  532 | Order Granting Motion To Appear pro hac vice of Charles L. Kerr (Related Doc # 441) Signed on 8/21/2015. (klt) (Entered: 08/21/2015) |
| 08/21/2015 |  533 | Supplemental Certificate of Service re: 1) Order on 239 Emergency Motion to Reconsider filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank, 244 Joinder filed by Interested Party Ramsay McCormack Land Co. Inc., 266 Joinder filed by Creditor Frontier Enterprises); and 2) Notice of Commencement of Chapter 11 Bankruptcy Case and Notice of Meeting of Creditors Chapter 11. Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 145 Meeting of Creditors Chapter 11, 333 Notice and Order). (Kass, Albert) Modified on 8/24/2015 to match text to pdf (klt). (Entered: 08/21/2015) |
| 08/21/2015 |  534 | BNC Certificate of Notice (RE: related document(s) 505 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 08/21/2015. (Admin.) (Entered: 08/22/2015) |
| 08/21/2015 |  535 | |








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| | | BNC Certificate of Notice (RE: related document(s) 506 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 08/21/2015. (Admin.) (Entered: 08/22/2015) |
| 08/21/2015 |  536 | BNC Certificate of Notice (RE: related document(s) 507 Order on Motion). Notice Date 08/21/2015. (Admin.) (Entered: 08/22/2015) |
| 08/21/2015 |  537 | BNC Certificate of Notice (RE: related document(s) 508 Order on Motion For Relief From Stay). Notice Date 08/21/2015. (Admin.) (Entered: 08/22/2015) |
| 08/23/2015 |  538 | BNC Certificate of Notice (RE: related document(s) 532 Order on Motion to Appear Pro Hac Vice). Notice Date 08/23/2015. (Admin.) (Entered: 08/24/2015) |
| 08/24/2015 |  539 | Notice of Filing OCP Declaration Pursuant to Order Authorizing the Debtors to Retain, Employ and Compensate Certain Professionals Utilized in the Ordinary Course of Business for Robinson McFadden & Moore, P.C. Filed by Debtor Walter Energy, Inc., et al. (Moore, Cathleen) Modified on 8/25/2015 to match text to pdf (klt). (Entered: 08/24/2015) |
| 08/24/2015 |  540 | Letter Filed by New York State Department of Labor. (klt) (Entered: 08/24/2015) |
| 08/24/2015 |  541 | Appointment of Committee of Retired Employees Filed by Bankruptcy Administrator J. Thomas Corbett (BAoffice, bg) Modified on 8/25/2015 to match text to pdf (klt). (Entered: 08/24/2015) |
| 08/24/2015 |  542 | Order Granting in Limited Part and Denying the Remainder of The Emergency Motion of Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, The Cash Management Order (Related Doc # 239). Debtor's Objection 466 , Joinder of Ramsay McCormack Land Co., Inc., 244 , Joinder of Steering Committee 467 and Joinder of Official Committee of Unsecured Creditors 469 Sustained. Signed on 8/24/2015. (klt) (Entered: 08/25/2015) |
| 08/25/2015 |  543 | Notice of Appearance and Request for Notice by Randolph M Fowler Filed by Albert Plus, LLC and James Albert Holman Revocable Trust. (Fowler, Randolph) Modified on 8/25/2015 to match text to pdf and correct filer information from debtor to interested party (klt). (Entered: 08/25/2015) |
| 08/25/2015 |  544 | **pdf not generated due to incorrect debtor name listed on form** Notice of Hearing on (RE: related document(s) 509 |


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| | | Application to Employ Blackstone Advisory Partners L.P. as Investment Banker to the Debtors). (klt) Modified on 8/25/2015 (klt). (Entered: 08/25/2015) |
| 08/25/2015 |  545 | **Amended by 546 ** - Notice of Hearing on (RE: related document(s) 509 Application to Employ Blackstone Advisory Partners L.P. as Investment Banker Nunc Pro Tunc to Petition Date). Hearing scheduled 9/15/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) Modified on 8/25/2015 (klt). (Entered: 08/25/2015) |
| 08/25/2015 |  546 | Amended Notice of Hearing on (RE: related document(s) 509 Application to Employ Blackstone Advisory Partners L.P. as Investment Banker to Debtors and Debtors in Possession Nunc Pro Tunc to Petition Date). Hearing scheduled 9/29/2015 at 10:00 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/25/2015) |
| 08/25/2015 |  547 | Supplement to Joinder in Dominion Resources Black Warrior Trust's Objection to the Debtor's Motion for Entry of Final Order Authorizing Use of Cash Collateral and UMWA's Objection to Motion for Entry of Order Authorizing Debtors to Assume a Restructuring Support Agreement and Final Cash Collateral Order (related document(s): 409 Objection filed by Interested Party Ramsay McCormack Land Co. Inc. (Benton, Lee) Modified on 8/26/2015 to match text to pdf (klt). (Entered: 08/25/2015) |
| 08/25/2015 |  548 | Supplement to Joinder in Dominion Resources Black Warrior Trust's Objection to Debtor's Motion for Entry of Final Order Authorizing Use of Cash Collateral and UMWA's Objection to Motion for Entry of Order Authorizing Debtors to Assume a Restructuring Support Agreement and Final Cash Collateral Order (related document(s): 410 Objection filed by Interested Party WHH Real Estate, LLC) (Benton, Lee) Modified on 8/26/2015 to match text to pdf (klt). (Entered: 08/25/2015) |
| 08/25/2015 |  549 | Certificate of Service <i>re: Notice of Filing OCP Declaration Pursuant to Order Authorizing the Debtors to Retain, Employ and Compensate Certain Professionals Utilized in the Ordinary Course of Business for Robinson McFadden & Moore, P.C.</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 539 Declaration). (Kass, Albert) (Entered: 08/25/2015) |
| 08/26/2015 |  550 | Hearing Scheduled (RE: related document(s) 547 Supplement to Joinder filed by Interested Party Ramsay McCormack Land Co. Inc., 548 Supplement to Joinder filed by Interested Party WHH |












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| | | Real Estate, LLC). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/26/2015) |
| 08/26/2015 |  551 | Supplement to Objection To The Debtors' Motion For Entry Of A Final Order Authorizing Use Of Cash Collateral (related document(s): 408 Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (Benton, Lee) Modified on 8/26/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  552 | Amended Certificate of Service Filed by Interested Parties Ramsay McCormack Land Co. Inc., WHH Real Estate, LLC (RE: related document(s) 547 Objection, 548 Objection). (Wilson, Jamie) (Entered: 08/26/2015) |
| 08/26/2015 |  553 | Hearing Scheduled (RE: related document(s) 551 Supplement to Objection To The Debtors' Motion For Entry Of A Final Order Authorizing Use Of Cash Collateral (related document(s): 408 Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/26/2015) |
| 08/26/2015 |  554 | Preliminary Objection to (related document(s): 44 The Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief and Request to Hold in Abeyance the Debtors Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief Filed by Interested Party BOKF, N.A. (Williams, Mark) Modified on 8/26/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  555 | Preliminary Objection (REDACTED PUBLIC VERSION) to 42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. Section 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Post-petition Use of Cash Collateral, Filed by Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Attachments: # 1 Exhibit A # 2 Exhibit Declaration) (Bensinger, Bill) Modified on 8/26/2015 to match text to pdf (klt). Additional attachment(s) added on 9/3/2015 (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  556 | Objection to (related document(s): 44 Debtor's Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief Filed by Official Committee of Unsecured Creditors of Walter Energy, |







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| | | Inc., et al. (Attachments: # 1 Exhibit Declaration # 2 Exhibit A to Declaration) (Bensinger, Bill) Modified on 8/26/2015 to match text to pdf (klt). Additional attachment(s) added on 9/3/2015 (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  557 | Declaration of Matthew A. Mazzucchi in Support Preliminary Objection to 42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. Section 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Post-petition Use of Cash Collateral, Filed by Creditor Committee Official Committee of Unsecured Creditors (RE: related document(s) 555 Objection). (Attachments: # 1 Exhibit A) (Bensinger, Bill) Modified on 8/26/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  558 | Objection to (related document(s): 42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. Section 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition Use of Cash Collateral and 44 Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief Filed by Creditors United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees (Davies, George) Modified on 8/26/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  559 | Objection and Reservation of Rights to (related document(s): 42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. Section 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition Use of Cash Collateral and 44 Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief Filed by Creditor United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial Service Workers International Union, AFL-CIO, CLC (Connor, Glen) Modified on 8/26/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  560 | |












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| | | Motion to Appear pro hac vice <i>Motion to Admit Allan J. Arffa Pro Hac Vice</i> Filed by Debtor Walter Energy, Inc., et al. (Bailey, James) (Entered: 08/26/2015) |
| 08/26/2015 |  561 | Motion to Appear pro hac vice <i>Motion to Admit Daniel J. Leffell Pro Hac Vice</i> Filed by Debtor Walter Energy, Inc., et al. (Bailey, James) (Entered: 08/26/2015) |
| 08/26/2015 |  562 | Hearing Scheduled (RE: related document(s) 554 Objection filed by Interested Party BOKF, N.A., 555 Objection filed by Official Committee of Unsecured Creditors of Walter Energy, Inc., et al., 556 Objection filed by Official Committee of Unsecured Creditors of Walter Energy, Inc., et al., 558 Objection filed by Creditor United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, Creditor United Mine Workers of America 1992 Benefit Plan and its Trustees, Creditor United Mine Workers of America Combined Benefit Fund and its Trustees, Creditor United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, Creditor United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, 559 Objection filed by Creditor United Steel, Paper and Forestry, Rubber, Manufacturing, Energy, Allied Industrial Service Workers International Union, AFL-CIO, CLC). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/26/2015) |
| 08/26/2015 |  563 | Motion to File Documents Under Seal Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) Modified on 8/27/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  564 | Notice of Appearance and Request for Notice Filed by Creditor NATIONAL LABOR RELATIONS BOARD. (Webb, Joseph) (Entered: 08/26/2015) |
| 08/26/2015 |  565 | Limited Reservation of Rights to Debtor's 27 Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors' Estates and (B) Granting Related Relief Filed by Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Bensinger, Bill) Modified on 8/27/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  566 | Debtors' Joint Plan of Reorganization Under Chapter 11 of the Bankruptcy Code Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 8/27/2015 to match text to pdf (klt). (Entered: 08/26/2015) |







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| 08/26/2015 |  567 | Disclosure Statement for the Debtors' Joint Plan of Reorganization Under Chapter 11 of the Bankruptcy Code Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) Modified on 8/27/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  568 | Notice of Filing OCP Declaration Pursuant to Order Authorizing the Debtors to Retain, Employ, and Compensate Certain Professionals Utilized in the Ordinary Course of Business Filed by Debtor Walter Energy, Inc., et al.. (Moore, Cathleen) Modified on 8/27/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/26/2015 |  569 | Debtors' Notice of Filing Plan and Disclosure Statement Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) Modified on 8/27/2015 to match text to pdf (klt). (Entered: 08/26/2015) |
| 08/27/2015 |  570 | Notice of Hearing on (RE: related document(s) 563 Motion to File Documents Under Seal Filed by Creditor Committee Official Committee of Unsecured Creditors). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/27/2015) |
| 08/27/2015 |  571 | Receipt number from District Court filing fee paid by Allan J. Arffa (Re Item: 560 Motion to Appear pro hac vice) B4601064770 (RE: related document(s) 560 Motion to Appear pro hac vice filed by Debtor Walter Energy, Inc., et al.). (klt) (Entered: 08/27/2015) |
| 08/27/2015 |  572 | Receipt number from District Court filing fee paid by Daniel J. Leffell (Re Item: 561 Motion to Appear pro hac vice) B4601064769 (RE: related document(s) 561 Motion to Appear pro hac vice filed by Debtor Walter Energy, Inc., et al.). (klt) (Entered: 08/27/2015) |
| 08/27/2015 |  573 | NOTICE RE: TELEPHONIC APPEARANCE PROCEDURES FOR JUDGE TAMARA O. MITCHELL EFFECTIVE SEPTEMBER 2, 2015, FOR WALTER ENERGY, INC., et al. I. POLICY GOVERNING TELEPHONIC APPEARANCES - Telephonic appearances are allowed for the Walter Energy, Inc., et al., hearings set before Judge Tamara O. Mitchell in Courtroom 3, Robert S. Vance Federal Building, 1800 5th Avenue North, Birmingham, Alabama. No telephonic appearance will be allowed unless it is made through CourtCall, an independent conference call company, pursuant to the procedures set forth in Section II. If an individual schedules a telephonic appearance and then fails to respond to the call of a matter on the calendar, the court may pass the matter or may treat the failure to respond as a failure to appear. Scheduling |








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| | | <p>simultaneous telephonic appearances in multiple courts does not excuse a failure to appear. Individuals making use of the conference call service are cautioned that they do so at their own risk. Hearings generally will not be rescheduled due to missed connections. II. SCHEDULING A TELEPHONIC APPEARANCE - By Telephone: Absent an emergency, telephone appearances may be arranged by calling CourtCall at (866) 582-6878 no later than 12:00 noon the court day prior to the hearing date. III. PROCEDURE FOR TELEPHONIC APPEARANCE - CourtCall will provide counsel with written confirmation of a telephonic appearance, and give counsel a number to call to make the telephonic appearance. It is counsel's responsibility to dial into the call no later than 10 minutes prior to the scheduled hearing. *CourtCall does not place a call to counsel. The initial charge per participant for a CourtCall appearance is \$35.00 for the first 45 minutes you are connected. For each additional 15 minute increment the charge is \$7.50. If you do not timely call and connect with the CourtCall operator, you will be billed for the call and the hearing may proceed in your absence. Telephonic appearances are connected directly with the courtroom's public address system and electronic recording equipment so that a normal record is produced. To ensure the quality of the record, the use of cellular phones, speakerphones, public telephone booths, or phones in other public places is prohibited except in the most extreme emergencies. Participants should be able to hear all parties without difficulty or echo. At the time of your hearing, you may initially be in the listening mode. After your call is connected to the courtroom, the Judge will call the case, request appearances, and direct the manner in which the hearing proceeds. Each time you speak, you should identify yourself for the record. The court's teleconferencing system allows more than one speaker to be heard, so the Judge can interrupt a speaker to ask a question or redirect the discussion. When the Judge informs the participants that the hearing is completed, you may disconnect at any time. Telephonic appearances by multiple participants are only possible when there is compliance with every procedural requirement. Sanctions may be imposed when there is any deviation from the required procedures or the Court determines that a person's conduct makes telephonic appearances inappropriate. Sanctions may include dropping a matter from the calendar, continuing the hearing, proceeding in the absence of an unavailable participant, a monetary sanction, and/or a permanent prohibition against a person appearing telephonically. (klt) (Entered: 08/27/2015)</p> |
| 08/27/2015 |  574 | Order Granting Motion To Appear pro hac vice of Allan J. Arffa (Related Doc # 560) Signed on 8/27/2015. (klt) (Entered: 08/27/2015) |







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| 08/27/2015 |  575 | Order Granting Motion To Appear pro hac vice of Daniel J. Leffell (Related Doc # 561) Signed on 8/27/2015. (klt) (Entered: 08/27/2015) |
| 08/27/2015 |  576 | Notice of Appearance and Request for Notice (<i>Corrected</i>) Filed by Creditor NATIONAL LABOR RELATIONS BOARD. (Chahrouri, Katherine) (Entered: 08/27/2015) |
| 08/27/2015 |  577 | Notice of Withdrawal as Attorney for <i>Kellerman Land Associates, aka Margaret Shook Cooper, et al dba Kellerman Land Associates</i> . (Webber, Rachel) (Entered: 08/27/2015) |
| 08/27/2015 |  578 | Notice of Withdrawal as Attorney for <i>Claimant Patricia L. Hanson</i> . (Webber, Rachel) (Entered: 08/27/2015) |
| 08/27/2015 |  579 | BNC Certificate of Notice (RE: related document(s) 542 Order on Motion To Reconsider). Notice Date 08/27/2015. (Admin.) (Entered: 08/28/2015) |
| 08/27/2015 |  580 | BNC Certificate of Notice (RE: related document(s) 545 Notice of Hearing). Notice Date 08/27/2015. (Admin.) (Entered: 08/28/2015) |
| 08/27/2015 |  581 | BNC Certificate of Notice (RE: related document(s) 546 Notice of Hearing). Notice Date 08/27/2015. (Admin.) (Entered: 08/28/2015) |
| 08/28/2015 |  582 | Hearing Scheduled (RE: related document(s) 565 Limited Reservation of Rights to Debtor's 27 Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors' Estates and (B) Granting Related Relief Filed by Official Committee of Unsecured Creditors). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/28/2015) |
| 08/28/2015 |  583 | Motion to Appear pro hac vice <i>Bruce D. Buechler</i> Filed by Creditor United Mine Workers of America (Kimble, Jennifer) (Entered: 08/28/2015) |
| 08/28/2015 |  584 | Motion to Appear pro hac vice <i>Motion to Admit Robert N. Kravitz Pro Hac Vice</i> Filed by Debtor Walter Energy, Inc., et al. (Bailey, James) (Entered: 08/28/2015) |
| 08/28/2015 |  585 | Notice of Amendment to Ordinary Course Professional List Pursuant to Order Authorizing the Debtors to Retain, Employ, and Compensate Certain Professionals Utilized in the Ordinary |







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| | | Course of Business Filed by Debtor Walter Energy, Inc., et al.. (Moore, Cathleen) Modified on 8/28/2015 to match text to pdf (klt). (Entered: 08/28/2015) |
| 08/28/2015 |  586 | Exhibit and Witness List (<i>Dominion Resources Black Warrior Trust's Witness and Exhibit List for September 2, 2015 Hearing</i>) Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (RE: related document(s) 250 Motion to Amend and/or Alter (related documents 60 Order on Motion Re: Chapter 11 First Day Motions) , 252 Motion for Relief from Stay <i>to the Extent Applicable, to Allow Payment of Defense Costs and Other Loss Under Directors and Officers Liability Insurance Policies</i> , Fee Amount \$176.). (Benton, Lee) (Entered: 08/28/2015) |
| 08/28/2015 |  587 | Joinder of United Mine Workers of America's in the Limited Reservation of Rights of the Official Committee of Unsecured Creditors to 27 Debtors' Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interest in the Debtors' Estate and (B) Granting Related Relief Filed by Creditor United Mine Workers of America (Kimble, Jennifer) Modified on 8/28/2015 to match text to pdf and add related docket entry number (klt). (Entered: 08/28/2015) |
| 08/28/2015 |  588 | Hearing Scheduled (RE: related document(s) 587 Joinder of United Mine Workers of America's in the Limited Reservation of Rights of the Official Committee of Unsecured Creditors to 27 Debtors' Motion for an Order (A) Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interest in the Debtors' Estate and (B) Granting Related Relief). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 08/28/2015) |
| 08/28/2015 |  589 | Notice of Resignation as Member of Official Committee of Unsecured Creditors filed by Cowin & Company. (Sparks, Daniel) Modified on 8/28/2015 to match text to pdf (klt). (Entered: 08/28/2015) |
| 08/28/2015 |  590 | Debtors' Notice of Proposed Final Order (A) Authorizing Postpetition Use of Cash Collateral (B) Granting Adequate Protection to Prepetition Secured Parties, and (C) Granting Related Relief Filed by Debtor Walter Energy, Inc., et al.. (Moore, Cathleen) Modified on 8/31/2015 to match text to pdf (klt). (Entered: 08/28/2015) |
| 08/28/2015 |  591 | Schedules A-J Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) (Entered: 08/28/2015) |






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| 08/28/2015 |  592 | Statement of Financial Affairs Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) (Entered: 08/28/2015) |
| 08/29/2015 |  593 | Motion to Appear pro hac vice <i>of Deborah Newman</i> Filed by Interested Party Steering Committee (Hall, Michael) (Entered: 08/29/2015) |
| 08/29/2015 |  594 | BNC Certificate of Notice (RE: related document(s) 574 Order on Motion to Appear Pro Hac Vice). Notice Date 08/29/2015. (Admin.) (Entered: 08/30/2015) |
| 08/29/2015 |  595 | BNC Certificate of Notice (RE: related document(s) 575 Order on Motion to Appear Pro Hac Vice). Notice Date 08/29/2015. (Admin.) (Entered: 08/30/2015) |
| 08/29/2015 |  596 | BNC Certificate of Notice (RE: related document(s) 570 Notice of Hearing). Notice Date 08/29/2015. (Admin.) (Entered: 08/30/2015) |
| 08/31/2015 |  597 | Motion to Appear pro hac vice <i>Wojciech F. Jung</i> Filed by Creditor United Mine Workers of America (Kimble, Jennifer) (Entered: 08/31/2015) |
| 08/31/2015 |  598 | Receipt number from District Court filing fee paid by Deborah Newman (Re Item: 593 Motion to Appear pro hac vice) B4601064831 (RE: related document(s) 593 Motion to Appear pro hac vice filed by Interested Party Steering Committee). (klt) (Entered: 08/31/2015) |
| 08/31/2015 |  599 | Receipt number from District Court filing fee paid by Robert N. Kravitz (Re Item: 584 Motion to Appear pro hac vice) B4601064817 (RE: related document(s) 584 Motion to Appear pro hac vice filed by Debtor Walter Energy, Inc., et al.). (thc) (Entered: 08/31/2015) |
| 08/31/2015 |  600 | Receipt number from District Court filing fee paid by Deborah Newman (Re Item: 593 Motion to Appear pro hac vice) B4601064831 (RE: related document(s) 593 Motion to Appear pro hac vice filed by Interested Party Steering Committee). (thc) (Entered: 08/31/2015) |
| 08/31/2015 |  601 | Receipt number from District Court filing fee paid by Bruce D. Buechler (Re Item: 583 Motion to Appear pro hac vice) B4601064795 (RE: related document(s) 583 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America). (thc) (Entered: 08/31/2015) |
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| 08/31/2015 | 602 | Receipt number from District Court filing fee paid by Wojciech F. Jung (Re Item: 597 Motion to Appear pro hac vice) B4601064830 (RE: related document(s) 597 Motion to Appear pro hac vice filed by Creditor United Mine Workers of America). (thc) (Entered: 08/31/2015) |
| 08/31/2015 |  603 | Ordinary Course Attorney Declaration on Behalf of Bressler, Amery & Ross, P.C. (klt) (Entered: 08/31/2015) |
| 08/31/2015 |  604 | Certificate of Service (<i>Supplemental</i>) re: <i>Notice of Commencement of Chapter 11 Bankruptcy Case and Notice of Meeting of Creditors Chapter 11</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 144 Order on Motion to Extend Time, 145 Meeting of Creditors Chapter 11). (Kass, Albert) (Entered: 08/31/2015) |
| 08/31/2015 |  605 | Certificate of Service re: <i>Amended Notice of Hearing on (RE: related document(s)509 Application to Employ Blackstone Advisory Partners L.P. as Investment Banker to Debtors andDebtorsinPossession Nunc Pro Tunc to Petition Date</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 546 Notice of Hearing). (Kass, Albert) (Entered: 08/31/2015) |
| 08/31/2015 |  606 | Certificate of Service re: <i>Documents Served on August 26, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 560 Motion to Appear pro hac vice <i>Motion to Admit Allan J. Arffa Pro Hac Vice</i> , 561 Motion to Appear pro hac vice <i>Motion to Admit Daniel J. Leffell Pro Hac Vice</i> , 566 Chapter 11 Plan, 567 Disclosure Statement, 568 Declaration, 569 Statement). (Kass, Albert) (Entered: 08/31/2015) |
| 08/31/2015 |  607 | Certificate of Service re: <i>Notice of Amendment to Ordinary Course Professional List Pursuant to Order Authorizing the Debtors to Retain, Employ, and Compensate Certain Professionals Utilized in the Ordinary Course of Business</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 585 Statement). (Kass, Albert) (Entered: 08/31/2015) |
| 08/31/2015 |  608 | Certificate of Service re: <i>Debtors' Notice of Proposed Final Order (A) Authorizing Postpetition Use of Cash Collateral (B) Granting Adequate Protection to Prepetition Secured Parties, and (C) Granting Related Relief</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 590 Statement). (Kass, Albert) (Entered: 08/31/2015) |
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| 08/31/2015 |  609 | Order Granting Motion To Appear pro hac vice of Robert N. Kravitz (Related Doc # 584) Signed on 8/31/2015. (klt) (Entered: 09/01/2015) |
| 08/31/2015 |  610 | Order Granting Motion To Appear pro hac vice of Deborah Newman (Related Doc # 593) Signed on 8/31/2015. (klt) (Entered: 09/01/2015) |
| 08/31/2015 |  611 | Order Granting Motion To Appear pro hac vice of Bruce D. Buechler (Related Doc # 583) Signed on 8/31/2015. (klt) (Entered: 09/01/2015) |
| 08/31/2015 |  612 | Order Granting Motion To Appear pro hac vice of Wojciech F. Jung (Related Doc # 597) Signed on 8/31/2015. (klt) (Entered: 09/01/2015) |
| 09/01/2015 |  613 | Exhibit and Witness List <i>filed by Steering Committee for September 2, 2015 Hearing</i> Filed by Interested Party Steering Committee. (Hall, Michael) (Entered: 09/01/2015) |
| 09/01/2015 |  614 | Debtors' Omnibus Reply to Objections to the Debtors' (I) Motion for an Order Authorizing the Assumption of the Restructuring Support Agreement and (II) Motion for a Final Order (A) Authorizing Postpetition Use of Cash Collateral, (B) Granting Adequate Protection to Prepetition Secured Parties, and (C) Granting Related Relief Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 9/1/2015 to match text to pdf (klt). (Entered: 09/01/2015) |
| 09/01/2015 |  615 | Declaration of Steven Zelin in Support of Debtors Omnibus Reply to Objections to the Debtors (I) Motion for an Order Authorizing the Assumption of the Restructuring Support Agreement and (II) Motion for a Final Order (A) Authorizing Postpetition Use of Cash Collateral, (B) Granting Adequate Protection to Prepetition Secured Parties, and (C) Granting Related Relief Filed by Debtor Walter Energy, Inc., et al.. (Attachments: # 1 Combined Exhibits_Part1 # 2 Combined Exhibits_Part2 # 3 Combined Exhibits_Part3 # 4 Combined Exhibits_Part4 # 5 Combined Exhibits_Part5 # 6 Combined Exhibits_Part6 # 7 Combined Exhibits_Part7 # 8 Combined Exhibits_Part8 # 9 Combined Exhibits_Part9 # 10 Combined Exhibits_Part10 # 11 Combined Exhibits_Part11 # 12 Combined Exhibits_Part12 # 13 Combined Exhibits_Part13 # 14 Combined Exhibits_Part14 # 15 Combined Exhibits_Part15 # 16 Combined Exhibits_Part16 # 17 Combined Exhibits_Part17 # 18 Combined Exhibits_Part18 # 19 Combined Exhibits_Part19) (Darby, Patrick) Modified on 9/1/2015 to match text to pdf (klt). (Entered: 09/01/2015) |



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| 09/01/2015 |  616 | Omnibus Reply in Support of Debtors' Motions for Entry of (A) Final Order Authorizing Post Petition Use of Cash Collateral, Granting Adequate Protection to Pre-Petition Secured Parties and Granting Related Relief, and (B) Order Authorizing Debtors to Assume a Restructuring Support Agreement Filed by Interested Party Steering Committee (Hall, Michael) Modified on 9/1/2015 to match text to pdf (klt). (Entered: 09/01/2015) |
| 09/01/2015 |  617 | Hearing Scheduled (RE: related document(s) 614 Debtors' Omnibus Reply to Objections to the Debtors' (I) Motion for an Order Authorizing the Assumption of the Restructuring Support Agreement and (II) Motion for a Final Order (A) Authorizing Postpetition Use of Cash Collateral, (B) Granting Adequate Protection to Prepetition Secured Parties, and (C) Granting Related Relief). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 09/01/2015) |
| 09/01/2015 |  618 | Statement of Wilmington Trust, National Association, as Indenture Trustee, in Support of the Cash Collateral Motion Filed by Interested Party Wilmington Trust, National Association, as Indenture Trustee (RE: related document(s) 42 The Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition U, 614 Reply, 616 Reply). (Chen, Patricia) Modified on 9/1/2015 to match text to pdf (klt). (Entered: 09/01/2015) |
| 09/01/2015 |  619 | Hearing Scheduled (RE: related document(s) 616 Omnibus Reply in Support of Debtors' Motions for Entry of (A) Final Order Authorizing Post Petition Use of Cash Collateral, Granting Adequate Protection to Pre-Petition Secured Parties and Granting Related Relief, and (B) Order Authorizing Debtors to Assume a Restructuring Support Agreement Filed by Interested Party Steering Committee). Hearing scheduled 9/2/2015 at 11:30 AM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 09/01/2015) |
| 09/01/2015 |  620 | Debtors' Notice of Proposed Amended Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief Filed by Debtor Walter Energy, Inc., et al.. (Darby, Patrick) Modified on 9/1/2015 to match text to pdf (klt). (Entered: 09/01/2015) |
| 09/01/2015 |  621 | Debtors' Agenda for Hearing Scheduled for September 2, 2015 Filed by Debtor Walter Energy, Inc., et al.. (Bailey, James) Modified on 9/1/2015 to match text to pdf (klt). (Entered: 09/01/2015) |


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| 09/01/2015 |  | Adversary Case 2:15-ap-102 Closed (klt) (Entered: 09/01/2015) |
| 09/01/2015 |  622 | Emergency Motion of the Official Committee of Unsecured Creditors for Entry of an Order under Bankruptcy Code Sections 105, 361, 363 and 1103 and Bankruptcy Rules of 2002, 4001, 6004 and 9014 (I) Authorizing the Debtors' Non-Consensual Postpetition Use of Cash Collateral and (II) Granting Adequate Protection to Prepetition Secured Parties Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Attachments: # 1 Exhibit A # 2 Exhibit B) (Sparks, Daniel) Modified on 9/2/2015 to match text to pdf (klt). (Entered: 09/01/2015) |
| 09/01/2015 |  623 | Declaration of Edwin N. Ordway, Jr. in Support of Emergency Motion of the Official Committee of Unsecured Creditors for Entry of an Order under Bankruptcy Code Sections 105, 361, 363 and 1103 and Bankruptcy Rules of 2002, 4001, 6004 and 9014 (I) Authorizing the Debtors' Non-Consensual Postpetition Use of Cash Collateral and (II) Granting Adequate Protection to Prepetition Secured Parties Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (REDACTED PUBLIC VERSION) (RE: related document(s) 622 Response). (Sparks, Daniel) Modified on 9/2/2015 to match text to pdf(klt). (Entered: 09/01/2015) |
| 09/01/2015 |  624 | Declaration of Matthew A. Mazzucchi in Support of Emergency Motion of the Official Committee of Unsecured Creditors for Entry of an Order under Bankruptcy Code Sections 105, 361, 363 and 1103 and Bankruptcy Rules of 2002, 4001, 6004 and 9014 (I) Authorizing the Debtors' Non-Consensual Postpetition Use of Cash Collateral and (II) Granting Adequate Protection to Prepetition Secured Parties Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (RE: related document(s) 622 Response). (Sparks, Daniel) Modified on 9/2/2015 to match text to pdf (klt). (Entered: 09/01/2015) |
| 09/01/2015 |  625 | Motion to Expedite Hearing (related documents 622 Response) <i>on Emergency Motion of the Official Committee of Unsecured Creditors for Entry of an Order under Bankruptcy Code Sections 105, 361, 363 and 1103 and Bankruptcy Rules of 2002, 4001, 6004 and 9014 (I) Authorizing the Debtors' Non-Consensual Postpetition Use of Cash Collateral and (II) Granting Adequate Protection to Prepetition Secured Parties</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Sparks, Daniel) (Entered: 09/01/2015) |
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| 09/01/2015 | 626 | Order Regarding the Motion to Expedite - The Court will hear and consider the Motion to Expedite during the hearing already scheduled in this case on September 2, 2015 at 11:30 a.m. Counsel and parties opposed to the Motion to Expedite need not file written responses but may voice any objections at the hearing. /s/ TAMARA O. MITCHELL (RE: 625 Motion to Expedite Hearing) (Entered: 09/01/2015) |
| 09/02/2015 |  627 | Response to (Re Item: 625 Motion to Expedite Hearing (related documents 622 Response) <i>on Emergency Motion of the Official Committee of Unsecured Creditors for Entry of an Order under Bankruptcy Code Sections 105, 361, 363 and 1103 and Bankruptcy Rules of 2002, 4001, 6004 filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.) Steering Committee's Brief Statement in Opposition to the Official Committee of Unsecured Creditors (1) Emergency Motion for Entry of an Order (I) Authorizing the Debtors NonConsensual PostPetition Use of Collateral and (II) Granting Adequate Protection to Prepetition Secured Parties and (2) Motion to Expedite Motion for Non-Consensual Use of Cash Collateral Filed by Interested Party Steering Committee (Hall, Michael) (Entered: 09/02/2015)</i> |
| 09/02/2015 |  628 | Exhibit and Witness List Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.. (Bensinger, Bill) (Entered: 09/02/2015) |
| 09/02/2015 |  629 | Notice of Appearance and Request for Notice by Stephen B Porterfield Filed by Creditor EXLP Operating, LLC. (Porterfield, Stephen) (Entered: 09/02/2015) |
| 09/02/2015 |  630 | Notice of Filing OCP Declaration Pursuant to Order Authorizing the Debtors to Retain, Employ, and Compensate Certain Professionals Utilized in the Ordinary Course of Business Filed by Debtor Walter Energy, Inc., et al.. (Moore, Cathleen) Modified on 9/2/2015 to match text to pdf (klt). (Entered: 09/02/2015) |
| 09/03/2015 |  631 | Hearing Scheduled (RE: related document(s) 42 Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, and (III) Scheduling a Final Hearing; and (B) Granting Related Relief, 44 Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related |






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| | | Relief). Hearing scheduled 9/3/2015 at 01:00 PM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 09/03/2015) |
| 09/03/2015 |  632 | Exhibit and Witness List (<i>Amended</i>) Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al.. (Bensinger, Bill) (Entered: 09/03/2015) |
| 09/03/2015 |  633 | Order Granting Motion to File Documents Under Seal Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (Related Doc # 563) Signed on 9/3/2015. (klt) (Entered: 09/03/2015) |
| 09/03/2015 |  634 | Order Granting Motion For Order Authorizing Certain Payments and Relief from the Automatic Stay, to the Extent Applicable, to Allow Payment of Defense Costs and Other Loss Under Directors and Officers Liability Insurance Policies (Related Doc # 252) Signed on 9/3/2015. (klt) (Entered: 09/03/2015) |
| 09/03/2015 |  635 | Order Granting Motion For Relief From Automatic Stay, to the Extent Applicable, to Allow Payment of Defense Costs and Other Loss for Derivative Actions Under Directors and Officers Liability Insurance Policies (Related Doc # 253) Signed on 9/3/2015. (klt) (Entered: 09/03/2015) |
| 09/03/2015 |  636 |  PDF with attached Audio File. Court Date & Time [9/2/2015 11:31:22 AM]. File Size [11316 KB]. Run Time [00:31:26]. (RE: Doc #18; Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transf). (adiuser). (Entered: 09/03/2015) |
| 09/03/2015 |  637 |  PDF with attached Audio File. Court Date & Time [9/2/2015 12:08:57 PM]. File Size [36518 KB]. Run Time [01:41:26]. (RE: Doc #18; Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transf). (adiuser). (Entered: 09/03/2015) |
| 09/03/2015 |  638 |  PDF with attached Audio File. Court Date & Time [9/2/2015 1:58:46 PM]. File Size [39113 KB]. Run Time [01:48:39]. (RE: Doc #18; Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign |









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| | | Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transf). (adiuser). (Entered: 09/03/2015) |
| 09/03/2015 |  639 |  PDF with attached Audio File. Court Date & Time [9/2/2015 3:57:36 PM]. File Size [20321 KB]. Run Time [00:56:27]. (RE: Doc #18; Debtors Motion for Entry of Interim and Final Orders (A) Authorizing (I) the Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transf). (adiuser). (Entered: 09/03/2015) |
| 09/03/2015 |  640 | Exhibit and Witness List (<i>Dominion Resources Black Warrior Trust's AMENDED Witness and Exhibit List for September 2, 2015 Hearing (to correct typographical error)</i>) Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank. (Benton, Lee) (Entered: 09/03/2015) |
| 09/03/2015 |  641 | Notice of Appeal to District Court. Fee Amount \$298 Filed by Interested Party Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank (RE: related document (s) 60 Order (A)(I) Approving Continued Use of Debtor's Existing Cash Management System; (II) Authorizing Use of Existing Bank Accounts and Checks; (III) Waiving the Requirements of 11 U.S.C. 345(b); (IV) Granting Administrative Expense Status to Certain Post-Petition Intercompany Claims; and (V) Authorizing Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief (Related Doc # 38) Debtors Motion for an Order (A) (I) Approving Continued Use of the Debtors Existing Cash Management System, (II) Authorizing Use of Existing Bank Accounts and Checks, (III) Waiving the Requirements of 11 U.S.C. § 345(b), (IV) Granting Administrative Expense Status to Postpetition Intercompany Claims, and (V) Authorizing the Continuation of Certain Intercompany Transactions; and (B) Granting Related Relief , 542 Order Granting in Limited Part and Denying the Remainder of The Emergency Motion of Dominion Resources Black Warrior Trust to Reconsider, on a Limited Basis, The Cash Management Order (Related Doc # 239). Debtor's Objection 466 , Joinder of Ramsay McCormack Land Co., Inc., 244 , Joinder of Steering Committee 467 and Joinder of Official Committee of Unsecured Creditors 469 Sustained). Appellant Designation due by 09/17/2015. (Benton, Lee) Modified on 9/3/2015 to match text to pdf (klt). (Entered: 09/03/2015) |
| 09/03/2015 | | |












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| | | Receipt of Notice of Appeal(15-02741-TOM11) [appeal,ntcapl] (298.00) Filing Fee. Receipt number 18432902. Fee Amount 298.00 (re:Doc# 641) (U.S. Treasury) (Entered: 09/03/2015) |
| 09/03/2015 |  642 | Submission Sheet to U.S. District Court (RE: related document (s) 641 Notice of Appeal). U.S. District Court Case Number 2:15-cv-01531-LSC (klt) Modified on 9/8/2015 to add text (klt). (Entered: 09/03/2015) |
| 09/03/2015 |  643 | Service of Notice of Appeal by Court. Pursuant to Fed. R. Bankr. P. 8003(c)(3) the Notice of Appeal, document number 641, filed on 9/3/15 was served electronically on Frank A. Anderson, anderson.frank@pbgc.gov; James Blake Bailey, jbailey@babc.com, kkirsch@babc.com; Joseph E. Bain, joseph.bain@tklaw.com, TJ.Crittendon@tklaw.com, patricia.flores@tklaw.com; Jay R. Bender, jbender@babc.com; Bill D Bensinger, bdbensinger@csattorneys.com, dml@csattorneys.com; Lee R. Benton, lbenton@bcattys.com, kmartin@bcattys.com; Clyde Ellis Brazeal, III, ebrazeal@joneswalker.com, twortham@joneswalker.com; Marty L. Brimmage, Jr., mbrimmage@akingump.com; Michael E Bybee, mbybee1@bellsouth.net, crow.bybee@gmail.com; Matthew M Cahill, mcahill@bakerdonelson.com, townen@bakerdonelson.com; D. Christopher Carson, ccarson@burr.com, mstinson@burr.com, erains@burr.com; Patricia Chen, patricia.chen@ropesgray.com; Ginger D Cockrell, gingercockrell@comcast.net; Glen Marshall Connor, gconnor@qcwdr.com, jherrin@qcwdr.com; gjackson@qcwdr.com; Patrick Darby, pdarby@babc.com; George N. Davies, gdavies@qcwdr.com, jherrin@qcwdr.com; agundlach@qcwdr.com; Ira Dizengoff, idizengoff@akingump.com; Leah M. Eisenberg, eisenberg.leah@arentfox.com; Randolph M Fowler, rfowler@pjgf.com, randolphfowler@hotmail.com; Marvin E. Franklin, mfranklin@najjar.com, rramey@najjar.com; Frederick Mott Garfield, fmg@spain-gillon.com, dsv@spain-gillon.com; dianavest@gmail.com; Benjamin Shaw Goldman, bgoldman@handarendall.com, ajohnson@handarendall.com; lstatum@handarendall.com; Michael Leo Hall, mhall@burr.com, rellis@burr.com; mivey@burr.com; Tye C. Hancock, tye.hancock@tklaw.com; James G Henderson, JamesH@pm-j.com; Lindan J. Hill, lhill@gattorney.com, kdoss@gattorney.com; William W Kannel, wkannel@mintz.com; Albert Kass, ecfpleadings@kccllc.com; Jennifer Brooke Kimble jkimble@rumberger.com, mbarnette@rumberger.com; docketingorlando@rumberger.com; jkimblesecy@rumberger.com; mcourtney@rumberger.com; ldowner@rumberger.com; Hanna Lahr, hlahr@burr.com, |

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| | | <p>mstinson@burr.com; Kristine Manoukian, kmanoukian@akingump.com; Shelley Bush Marmon, samarmon@cjmlaw.com ; David S. Maxey, dsm@spain-gillon.com; Walter F McArdle, wfm@spain-gillon.com, mdj@spain-gillon.com; Cathleen C Moore, ccmoores@babco.com; Jameria Johnson Moore, jameriaj@bellsouth.net; Robert A Morgan, rmorgan@rosenharwood.com, kholcombe@rosenharwood.com; Charles Howard Moses, III, melissa@mosespc.com, charlie@mosespc.com; Edwin Bryan Nichols, bnichols@waldinglaw.com, tadams@waldinglaw.com; bwalding@waldinglaw.com; dbyrd@waldinglaw.com; Daniel Pasky, dpasky@mcglinchey.com, darogers@mcglinchey.com; Lars A. Peterson, lapeterson@foley.com; Max C. Pope, Jr., max@maxpopejr.com, maxpopejr@gmail.com; joybeth@maxpopejr.com; sandra@maxpopejr.com; Stephen B Porterfield, sporterfield@sirote.com, cwhitburn@sirote.com; Eric L. Pruitt, epruitt@bakerdonelson.com, msellers@bakerdonelson.com; lmclean@bakerdonelson.com; Eric T Ray, eray@balch.com, bfreeman@balch.com; James Savin, jsavin@akingump.com ; Susan Reid Sherrill-Beard, sherrill-beards@sec.gov, atltreorg@sec.gov; bradylyonsm@sec.gov; baddleyd@sec.gov; Joy Beth Smith, joybeth@maxpopejr.com; Daniel D Sparks, ddsparks@csattorneys.com, jgguier@csattorneys.com; Angeline Jackson Sperling, Sperlinglaw@Mindspring.com; Samuel Stephens, sstephens@bcattys.com, ccoley@bcattys.com; Norman Matt Stockman, nstockman@handarendall.com ; Gregory Michael Taube, greg.taube@nelsonmullins.com, ayo.uboh@nelsonmullins.com; William Lee Thuston, Jr., wlt@csattorneys.com, dml@csattorneys.com; Jesse S Vogtle, Jr., jvogtle@balch.com, kharding@balch.com; Brian R Walding, bwalding@waldinglaw.com, tadams@waldinglaw.com; dbyrd@waldinglaw.com; bnichols@waldinglaw.com; Adrienne K Walker, awalker@mintz.com; Amber M. Whillock, awhillock@starneslaw.com, mkennedy@starneslaw.com; Mark P. Williams, mpwilliams@nwkt.com; R. Scott Williams, swilliams@rumberger.com, docketingorlando@rumberger.com; swilliamssecy@rumberger.com; ldowner@rumberger.com; mcourtney@rumberger.com; mbarnette@rumberger.com; Jamie Alisa Wilson, jwilson@bcattys.com, swilson@bcattys.com; jamiealisatharp@yahoo.com; Kenneth Joe Wilson, Jr., kjwilson@wardwilsonlaw.com, datkisson@wardwilsonlaw.com (RE: related document(s)641 Notice of Appeal). (klt) (Entered: 09/03/2015)</p> |
| 09/03/2015 |  644 | |




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| | | BNC Certificate of Notice (RE: related document(s) 609 Order on Motion to Appear Pro Hac Vice). Notice Date 09/03/2015. (Admin.) (Entered: 09/04/2015) |
| 09/03/2015 |  645 | BNC Certificate of Notice (RE: related document(s) 610 Order on Motion to Appear Pro Hac Vice). Notice Date 09/03/2015. (Admin.) (Entered: 09/04/2015) |
| 09/03/2015 |  646 | BNC Certificate of Notice (RE: related document(s) 611 Order on Motion to Appear Pro Hac Vice). Notice Date 09/03/2015. (Admin.) (Entered: 09/04/2015) |
| 09/03/2015 |  647 | BNC Certificate of Notice (RE: related document(s) 612 Order on Motion to Appear Pro Hac Vice). Notice Date 09/03/2015. (Admin.) (Entered: 09/04/2015) |
| 09/03/2015 |  648 | Final Order (A) Authorizing (I) The Debtors to Pay Prepetition Claims of Certain Critical Vendors and Foreign Vendors and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief). (Related Doc # 18) Signed on 9/3/2015. (rwh) (Entered: 09/04/2015) |
| 09/03/2015 |  649 | Final Order Authorizing (I) Debtors to Pay Certain Prepetition Claims of Shippers, Storage Providers and Service Providers and (II) Financial Institutions to Honor and Process Related Checks and Transfers and (B) Granting Related Relief. (Related Doc # 19) Signed on 9/3/2015. (rwh) (Entered: 09/04/2015) |
| 09/03/2015 |  650 | Order Pursuant to Sections 105(a) and 331 of the Bankruptcy Code Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals. (Related Doc # 454) Signed on 9/3/2015. (rwh) (Entered: 09/04/2015) |
| 09/03/2015 |  651 | Order (A) Establishing Bar Dates for Filing Prepetition Proofs of Claim, Including Section 503(b)(9) Claims, (B) Approving the Form and Manner of Notice Thereof and (C) Granting Related Relief(Related Doc # 453) Signed on 9/3/2015. Proofs of Claims due by 10/13/2015. Government Proof of Claim due by 1/11/2016. (rwh) (Entered: 09/04/2015) |
| 09/04/2015 |  652 | Order Requiring 1) Filing of Proposed Orders on the Debtors' Motion Authorizing Use of Cash Collateral and Granting Adequate Protection and 2) Parties and Counsel to Confer - The Court held a final hearing on the use of cash collateral and payment of adequate protection. Counsel for the Debtors shall file their proposed Order on or before noon (Central Time) on Monday, September 7, 2015. Counsel for the Unsecured Creditors Committee (in consultation with other parties that |






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| | | joined in their objections) shall file a proposed Order on or before noon (Central Time) on Wednesday, September 9, 2015. Further, all parties participating in the final hearing shall continue to confer and negotiate the proposed terms for use of cash collateral and payment of adequate protection. By noon (Central Time) on Friday, September 11, 2015, Counsel for the Parties shall advise the Court if any agreements have been reached or if there are any changes to the proposed Orders. /s/ TAMARA O. MITCHELL (Entered: 09/04/2015) |
| 09/04/2015 |  653 | Order Authorizing the Retention and Employment of Bradley Arant Boult Cummings LLP as Attorneys for the Debtors and Debtors- In-Possession Nunc Pro Tunc to the Petition Date. (Related Doc # 446) Signed on 9/4/2015. (rwh) (Entered: 09/04/2015) |
| 09/04/2015 |  654 | Order Authorizing the Retention and Employment of Maynard, Cooper, & Gale, P.C., as Special Counsel for the Debtors and Debtors-In-Possession Nunc Pro Tunc to the Petition Date. (Related Doc # 448) Signed on 9/4/2015. (rwh) (Entered: 09/04/2015) |
| 09/04/2015 |  655 | Order Authorizing the Retention and Employment of Ogletree, Deakins, Nash, Smoak & Stewart, P.C., as Special Counsel for the Debtors and Debtors-In-Possession Nunc Pro Tunc to the Petition Date. (Related Doc # 449) Signed on 9/4/2015. (rwh) (Entered: 09/04/2015) |
| 09/04/2015 |  656 | Order Authorizing the Retention and Employment of Paul, Weiss, Rifkind, Wharton & Garrison LLP as Attorneys for the Debtors and Debtors-In-Possession Nunc Pro Tunc to the Petition Date. (Related Doc # 447) Signed on 9/4/2015. (rwh) (Entered: 09/04/2015) |
| 09/04/2015 |  657 | Transcript of hearing held on: 09/02/15 You are noticed that a transcript has been filed. Pursuant to the Judicial Conference Policy on Privacy, remote electronic access to this transcript is restricted through 12/3/2015. To review the transcript for redaction purposes, you may purchase a copy from the transcriber, or the transcript may be viewed at the public terminal located in the Bankruptcy Court Clerk's Office. Contact the Court Reporter/Transcriber J&J Court Transcribers, telephone number 609-586-2311. All parties have seven (7) calendar days to file a Notice of Intent to Request Transcript Redaction of any social security numbers, financial account data, names of minor-age children, dates of birth, and home addresses. If the Notice of Intent is filed, the party has 21 calendar days from the date the transcript was filed to file the |


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| | | Transcript Redaction Request indicating the location of the identifiers within the transcript with the Court and to provide the list to the transcriber. The redacted transcript is due 31 days from the date of filing of the transcript. The transcript will be made electronically available to the general public 90 calendar days from the date of filing.. Notice of Intent to Request Redaction Deadline Due By 9/11/2015. Redaction Request Due By 09/25/2015. Redacted Transcript Submission Due By 10/5/2015. Transcript access will be restricted through 12/3/2015. (Bowen, James) (Entered: 09/04/2015) |
| 09/04/2015 |  658 | **Corrected by 659** Application to Employ Cunningham Bounds, LLC and Maynard, Cooper & Gale, P.C. as Special Counsel Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) Modified on 9/8/2015 (klt). (Entered: 09/04/2015) |
| 09/04/2015 |  659 | Application to Employ Cunningham Bounds, LLC and Maynard, Cooper & Gale, P.C. as Special Counsel (corrected to include list of potential parties in interest) Filed by Debtor Walter Energy, Inc., et al. (Darby, Patrick) (Entered: 09/04/2015) |
| 09/04/2015 |  660 | Certificate of Service (<i>Supplemental</i>) re: <i>Notice of Commencement of Chapter 11 Bankruptcy Case</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 145 Meeting of Creditors Chapter 11). (Kass, Albert) (Entered: 09/04/2015) |
| 09/04/2015 |  661 | Certificate of Service re: <i>Documents Served on September 1, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 614 Reply, 615 Declaration, 620 Statement, 621 Statement). (Kass, Albert) (Entered: 09/04/2015) |
| 09/04/2015 |  662 | Certificate of Service re: <i>Notice of Filing OCP Declaration Pursuant to Order Authorizing the Debtors to Retain, Employ, and Compensate Certain Professionals Utilized in the Ordinary Course of Business</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 630 Declaration). (Kass, Albert) (Entered: 09/04/2015) |
| 09/04/2015 |  663 |  PDF with attached Audio File. Court Date & Time [9/3/2015 12:01:59 PM]. File Size [84684 KB]. Run Time [03:55:14]. (RE: Doc #42; Debtors Motion for Entry of Interim and Final Orders). (adiuser). (Entered: 09/04/2015) |
| 09/04/2015 |  676 | Order Authorizing Debtors to Employ and Retain Alixpartners LLP as Their Restructuring Advisor Nunc Pro Tunc to the |

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| | | Petition Date (Related Doc # 450) Signed on 9/4/2015. (klt) (Entered: 09/08/2015) |
| 09/04/2015 |  677 | Order Authorizing the Debtors' Retention of Ernst & Young LLP as Auditors and Tax Advisors Nunc Pro Tunc to the Petition Date (Related Doc # 451) Signed on 9/4/2015. (klt) (Entered: 09/08/2015) |
| 09/04/2015 |  678 | Order Authorizing the Debtors and Debtors-in-Possession to Retain and Employ KPMG LLP as Tax Valuation, Accounting and Bankruptcy Administration Advisors Nunc Pro Tunc to the Petition Date (Related Doc # 452) Signed on 9/4/2015. (klt) (Entered: 09/08/2015) |
| 09/05/2015 |  664 | BNC Certificate of Notice (RE: related document(s) 633 Order on Motion to Seal). Notice Date 09/05/2015. (Admin.) (Entered: 09/06/2015) |
| 09/05/2015 |  665 | BNC Certificate of Notice (RE: related document(s) 634 Order on Motion For Relief From Stay). Notice Date 09/05/2015. (Admin.) (Entered: 09/06/2015) |
| 09/05/2015 |  666 | BNC Certificate of Notice (RE: related document(s) 635 Order on Motion For Relief From Stay). Notice Date 09/05/2015. (Admin.) (Entered: 09/06/2015) |
| 09/06/2015 |  667 | BNC Certificate of Notice (RE: related document(s) 648 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 09/06/2015. (Admin.) (Entered: 09/07/2015) |
| 09/06/2015 |  668 | BNC Certificate of Notice (RE: related document(s) 649 Order on Motion Re: Chapter 11 First Day Motions). Notice Date 09/06/2015. (Admin.) (Entered: 09/07/2015) |
| 09/06/2015 |  669 | BNC Certificate of Notice (RE: related document(s) 650 Order on Motion). Notice Date 09/06/2015. (Admin.) (Entered: 09/07/2015) |
| 09/06/2015 |  670 | BNC Certificate of Notice (RE: related document(s) 651 Order on Motion To Set Last Day to File Proofs of Claim). Notice Date 09/06/2015. (Admin.) (Entered: 09/07/2015) |
| 09/06/2015 |  671 | BNC Certificate of Notice (RE: related document(s) 653 Order on Application to Employ). Notice Date 09/06/2015. (Admin.) (Entered: 09/07/2015) |
| 09/06/2015 |  672 | |

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| | | BNC Certificate of Notice (RE: related document(s) 654 Order on Application to Employ). Notice Date 09/06/2015. (Admin.) (Entered: 09/07/2015) |
| 09/06/2015 |  673 | BNC Certificate of Notice (RE: related document(s) 655 Order on Application to Employ). Notice Date 09/06/2015. (Admin.) (Entered: 09/07/2015) |
| 09/06/2015 |  674 | BNC Certificate of Notice (RE: related document(s) 656 Order on Application to Employ). Notice Date 09/06/2015. (Admin.) (Entered: 09/07/2015) |
| 09/07/2015 |  675 | Debtors' Notice of Filing Revised Proposed Final Order (A) Authorizing Postpetition Use of Cash Collateral (B) Granting Adequate Protection to Prepetition Secured Parties, and (C) Granting Related Relief Filed by Debtor Walter Energy, Inc., et al.. (Moore, Cathleen) Modified on 9/8/2015 to match text to pdf (klt). (Entered: 09/07/2015) |
| 09/08/2015 |  679 | Notice of Hearing on (RE: related document(s) 659 Application to Employ filed by Debtor Walter Energy, Inc., et al.). Hearing scheduled 9/29/2015 at 01:30 PM at Courtroom 2 (MAM) Birmingham. (klt) (Entered: 09/08/2015) |
| 09/08/2015 |  680 | Final Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtor's Estates (Related Doc # 27) Signed on 9/8/2015. (klt) (Entered: 09/08/2015) |
| 09/08/2015 |  681 | Order of Recusal as to One Matter - As noted on the record at a regularly scheduled hearing in this case, Judge Mitchell has a conflict related to the Application to Employ the Cunningham Bounds Law Firm. Accordingly, Judge Mitchell hereby recuses from hearing this Application to Employ and pursuant to this Court's long standing policy and procedure, the Application shall be heard by another southern Division Judge, Judge Margaret Mahoney. /s/ TAMARA O. MITCHELL (RE: 659 Application to Employ) (Entered: 09/08/2015) |
| 09/08/2015 |  682 | Notice of Appearance and Request for Notice by Lee R. Benton Filed by Interested Party University of Notre Dame. (Benton, Lee) (Entered: 09/08/2015) |
| 09/08/2015 |  683 | Notice of Appearance and Request for Notice by Jamie Alisa Wilson Filed by Interested Party University of Notre Dame. (Wilson, Jamie) (Entered: 09/08/2015) |
| 09/08/2015 |  684 | |

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| | | Notice of Appearance and Request for Notice by Samuel Stephens Filed by Interested Party University of Notre Dame. (Stephens, Samuel) (Entered: 09/08/2015) |
| 09/08/2015 |  685 | Transcript of hearing held on: 09/03/15 You are noticed that a transcript has been filed. Pursuant to the Judicial Conference Policy on Privacy, remote electronic access to this transcript is restricted through 12/7/2015. To review the transcript for redaction purposes, you may purchase a copy from the transcriber, or the transcript may be viewed at the public terminal located in the Bankruptcy Court Clerk's Office. Contact the Court Reporter/Transcriber J&J Court Transcribers, telephone number 609-586-2311. All parties have seven (7) calendar days to file a Notice of Intent to Request Transcript Redaction of any social security numbers, financial account data, names of minor-age children, dates of birth, and home addresses. If the Notice of Intent is filed, the party has 21 calendar days from the date the transcript was filed to file the Transcript Redaction Request indicating the location of the identifiers within the transcript with the Court and to provide the list to the transcriber. The redacted transcript is due 31 days from the date of filing of the transcript. The transcript will be made electronically available to the general public 90 calendar days from the date of filing.. Notice of Intent to Request Redaction Deadline Due By 9/15/2015. Redaction Request Due By 09/29/2015. Redacted Transcript Submission Due By 10/9/2015. Transcript access will be restricted through 12/7/2015. (Bowen, James) (Entered: 09/08/2015) |
| 09/08/2015 |  686 | Notice of Telephonic Hearing on (RE: related document(s) 42 Debtors' Motion for Entry of Interim and Final Orders Under 11 U.S.C. Sections 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition Use of Cash Collateral, (II) Granting Adequate Protection to Prepetition Secured Parties, and (III) Scheduling a Final Hearing; and (B) Granting Related Relief (and all written objections thereto), 44 Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief (and all written objections thereto). Hearing scheduled 9/11/2015 at 01:00 PM at Courtroom 3 (TOM) Birmingham. (klt) (Entered: 09/08/2015) |
| 09/08/2015 |  687 | Exhibit <i>Deposition Designations</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (RE: related document(s) 42 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004</i> |

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| | | <i>and 9014 (A) (I) Authorizing Postpetition U, 44 Motion to Assume Lease or Executory Contract The Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief). (Sparks, Daniel) (Entered: 09/08/2015)</i> |
| 09/08/2015 |  688 | Exhibit <i>Supplemental Exhibit Submission</i> Filed by Creditor Committee Official Committee of Unsecured Creditors of Walter Energy, Inc., et al. (RE: related document(s) 42 Motion Regarding Chapter 11 First Day Motions <i>The Debtors Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105, 361, 362, 363, 507 and 552, Bankruptcy Rules 2002, 4001, 6003, 6004 and 9014 (A) (I) Authorizing Postpetition U, 44 Motion to Assume Lease or Executory Contract The Debtors' Motion for an Order (A) Authorizing the Debtors to Assume a Restructuring Support Agreement and (B) Granting Related Relief). (Sparks, Daniel) (Entered: 09/08/2015)</i> |
| 09/08/2015 |  689 | Certificate of Service <i>re: Documents Served on September 4, 2015</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 648 Order on Motion Re: Chapter 11 First Day Motions, 649 Order on Motion Re: Chapter 11 First Day Motions, 650 Order on Motion, 651 Order on Motion To Set Last Day to File Proofs of Claim, 652 Order, 653 Order on Application to Employ, 654 Order on Application to Employ, 655 Order on Application to Employ, 656 Order on Application to Employ, 658 Application to Employ Cunningham Bounds, LLC and Maynard, Cooper & Gale, P.C. as Special Counsel , 659 Application to Employ Cunningham Bounds, LLC and Maynard, Cooper & Gale, P.C. as Special Counsel (corrected to include list of potential parties in interest)). (Kass, Albert) (Entered: 09/08/2015) |
| 09/08/2015 |  690 | Certificate of Service <i>re: Debtors' Notice of Filing Revised Proposed Final Order (A) Authorizing Postpetition Use of Cash Collateral (B) Granting Adequate Protection to Prepetition Secured Parties, and (C) Granting Related Relief</i> Filed by Other Professional Kurtzman Carson Consultants LLC (RE: related document(s) 675 Statement). (Kass, Albert) (Entered: 09/08/2015) |
| 09/08/2015 |  691 | Motion to Appear pro hac vice <i>of Mark F. Hebbeln</i> Filed by Creditor UMB Bank, N.A. (Peterson, Lars) (Entered: 09/08/2015) |
| 09/08/2015 |  692 | Certificate of Service (<i>Supplemental</i>) <i>re: Final Order (A) Authorizing Debtors to Continue and Renew Their Surety Bond Program and (B) Granting Related Relief</i> Filed by Other |

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| | | Professional Kurtzman Carson Consultants LLC (RE: related document(s) 506 Order on Motion Re: Chapter 11 First Day Motions, 526 Certificate of Service). (Kass, Albert) (Entered: 09/08/2015) |
| 09/09/2015 |  693 | Notice of Appearance and Request for Notice <i>and Pleadings</i> by Robert Moore Weaver Filed by Creditor Committees UMWA 1974 Pension Plan and Trust, United Mine Workers of America, Creditors UMWA Health and Retirement Funds, United Mine Workers of America, United Mine Workers of America 1974 Pension Plan and Trust and its Trustees, United Mine Workers of America 1992 Benefit Plan and its Trustees, United Mine Workers of America 1993 Pension Plan and Trust and its Trustees, United Mine Workers of America 2012 Retiree Bonus Account Trust and its Trustees, United Mine Workers of America Cash Deferred Savings Trust of 1988 and its Trustees, United Mine Workers of America Combined Benefit Fund and its Trustees. (Weaver, Robert) (Entered: 09/09/2015) |

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

| | | |
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| IN RE: | § | Chapter 11 |
| | § | |
| WALTER ENERGY, INC., et al.¹ | § | Case No. 15-02741-TOM11 |
| | § | |
| | § | Jointly Administered |

**Dominion Resources Black Warrior Trust’s Notice of Appeal of
Memorandum Opinion and Order on
Walter Black Warrior Basin, LLC’s Motion for an Order
Nunc Pro Tunc (A) Authorizing Walter Black Warrior Basin, LLC to
Reject Certain Agreements with Dominion Resources Black
Warrior Trust and (B) Granting Related Relief**

Pursuant to 28 U.S.C. §158(a)(1) and Rules 8001, 8002 and 8003 of the Federal Rules of Bankruptcy Procedure, Dominion Resources Black Warrior Trust (“Dominion” or the “Appellant”) by and through its Trustee, Southwest Bank, hereby files this Notice of Appeal of the Bankruptcy Court’s *Memorandum Opinion and Order on Walter Black Warrior Basin, LLC’s Motion for an Order Nunc Pro Tunc (A) Authorizing Walter Black Warrior Basin, LLC to Reject Certain Agreements with Dominion and (B) Granting Related Relief* entered on December 28, 2015, at Docket No. 1491 (the “Memorandum Opinion and Order”).

¹ The Debtors in these cases, along with the last four digits of each Debtor’s federal tax identification number are: Walter Energy, Inc. (9953); Atlantic Development and Capital, LLC (8121); Atlantic Leaseco, LLC (5308); Blue Creek Coal Sales, Inc. (6986); Blue Creek Energy, Inc. (0986); J.W. Walter, Inc. (0648); Jefferson Warrior Railroad Company, Inc. (3200); Jim Walter Homes, LLC (4589); Jim Walter Resources, Inc. (1186); Maple Coal Co., LLC (6791); Sloss-Sheffield Steel & Iron Company (4884); SP Machine, Inc. (9945); Taft Coal Sales & Associates, Inc. (8731); Tuscaloosa Resources, Inc. (4869); V Manufacturing Company (9790); Walter Black Warrior Basin LLC (5973); Walter Energy Holdings, LLC (1596); Walter Exploration & Production LLC (5786); Walter Home Improvement, Inc. (1633); Walter Land Company (7709); Walter Minerals, Inc. (9714); and Walter Natural Gas, LLC (1198). The location of the Debtors’ corporate headquarters is 3000 Riverchase Galleria, Suite 1700, Birmingham, Alabama 35244-2359.

1. The names, addresses, and telephone numbers of the attorneys for Appellant are as follows:

Stephen B. Porterfield
Thomas B. Humphries
SIROTE & PERMUTT, P.C.
2311 Highland Avenue South
Birmingham, AL 35205
Telephone: (205) 930-5100

-and-

T. Micah Dortch
COOPER & SCULLY, PC.
900 Jackson, Suite 100
Dallas, TX 75202
Telephone: (214) 712-8500

-and-

Christopher D. Lindstrom
Julie M. Koenig
COOPER & SCULLY, PC.
815 Walker, Suite 1040
Houston, TX 77002
Telephone: (713) 236-6800

2. The names, addresses, and telephone numbers of the attorneys for Walter Energy, Inc.; Atlantic Development and Capital, LLC; Atlantic Leaseco, LLC; Blue Creek Coal Sales, Inc.; Blue Creek Energy, Inc.; J.W. Walter, Inc.; Jefferson Warrior Railroad Company, Inc.; Jim Walter Homes, LLC; Jim Walter Resources, Inc.; Maple Coal Co., LLC; Sloss-Sheffield Steel & Iron Company; SP Machine, Inc.; Taft Coal Sales & Associates, Inc.; Tuscaloosa Resources, Inc.; V Manufacturing Company; Walter Black Warrior Basin LLC; Walter Coke, Inc.; Walter Energy Holdings, LLC; Walter Exploration & Production LLC; Walter Home Improvement, Inc.; Walter Land Company; Walter Minerals, Inc.; and Walter Natural Gas, LLC (collectively, the “Debtors” or the “Appellees”) are as follows:

James Blake Bailey
Jay R. Bender
Patrick Darby
Cathleen C. Moore
BRADLEY ARANT BOULT CUMMINGS, LLP
1819 5th Avenue North
Birmingham, AL 35203
Telephone: (205) 521-8000

--and--

Jayna Partain Lamar
MAYNARD, COOPER & GALE, P.C.
1901 6th Avenue North
2400 Regions Harbert Plaza
Birmingham, AL 35203
Telephone: (205) 254-1048

--and---

Allan J. Arffa
Robert N. Kravitz
Daniel J. Leffell
Dan Youngblut
Stephen J. Shimshak
Kelley A. Cornish
Claudia R. Tobler
Ann K. Young
Michael S. Rudnick
PAUL, WEISS, RIFKIND, WHARTON & GARRISON, LLP
1285 Avenue of the Americas
New York, New York 10019
Telephone: (212) 373-3000

3. In addition to Appellant and Appellees, the following are other interested parties to the Memorandum Opinion and Order (along with the names, addresses and telephone numbers of their respective attorneys):

a. The Steering Committee² represented by:

² As defined and further described in the *Verified Statement of the Steering Committee of First Lien Creditors Pursuant to Bankruptcy Rule 2019* [Doc. 260].

Michael Leo Hall
D. Christopher Carson
Hanna Lahr
BURR & FORMAN, LLP
420 North 20th Street, Suite 3400
Birmingham, AL 35203
Telephone: (205) 251-3000

--and--

Ira S. Dizengoff
Kristine G. Manoukia
Maurice L. Brimmage, Jr.
AKIN GUMP STRAUSS HAUER & FELD, LLP
One Bryant Park
Bank of America Tower
New York, New York 10036
Telephone: (212) 872-1000

--and--

James Savin, Esq.
AKIN GUMPP STRAUSS HAUER & FELD, LLP
1333 New Hampshire Avenue, N.W.
Washington, DC 2036
Telephone: (202) 887-4000

b. The Official Committee of Unsecured Creditors represented by:

Brett H. Miller
Lorenzo Marinuzzi
Jennifer Marines
Samantha Martin
MORRISON & FOERSTER, LLP
250 West 55th Street
New York, New York 10019-9601
Telephone: (212) 468-8000

--and--

Bill D. Bensinger
Daniel D. Sparks
CHRISTIAN & SMALL, LLP
505 North 20th Street, Suite 1800
Birmingham, AL 35203-2696
Telephone: (205) 250-6626

4. In accordance with Bankruptcy Rule 8003(a)(3), the prescribed fee accompanies this Notice of Appeal and a copy of the Memorandum Opinion and Order, upon which Dominion's appeal is based, is attached here as Exhibit A.

Dated: January 8, 2016.

/s/ Thomas B. Humphries

Stephen B. Porterfield

Thomas B. Humphries

OF COUNSEL:

SIROTE & PERMUTT, P.C.

2311 Highland Avenue South

Birmingham, AL 35205

Tel.: (205) 930-5100

Fax: (205) 930-5101

sporterfield@sirate.com

thumphries@sirate.com

/s/ T. Micah Dortch

Christopher D. Lindstrom

T. Micah Dortch

Julie M. Koenig

OF COUNSEL:

COOPER & SCULLY, P.C.

815 Walker St. #1040

Houston, TX 77002

Tel.: (713) 236-6800

Fax: (713) 236-6880

Chris.Lindstrom@cooperscully.com

julie.koenig@cooperscully.com

COOPER & SCULLY, P.C.

900 Jackson, Suite 100

Dallas, TX 75202

Tel: (214) 712-8500

Fax: (214)-712-9540

Micah.Dortch@cooperscully.com

Attorneys for the Dominion Resources
Black Warrior Trust

Certificate of Service

I hereby certify that on the 8th day of January, 2016, I electronically filed Dominion Resources Black Warrior Trust's Notice of Appeal of the Bankruptcy Court's *Memorandum Opinion and Order on Walter Black Warrior Basin, LLC's Motion for an Order Nunc Pro Tunc (A) Authorizing Walter Black Warrior Basin, LLC to Reject Certain Agreements with Dominion and (B) Granting Related Relief* with the Clerk of the Court using the CM-ECF system, and served a copy of the foregoing to the parties listed on the Master Service List in accordance with the Court's *Order Pursuant to 11 U.S.C. §§102 and 105(a) and Bankruptcy Rules 2002(m) and 9007 Implementing Certain Notice and Case Management Procedures* [Doc. 56].

/s/ Thomas B. Humphries _____

Thomas B. Humphries

EXHIBIT A

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

In re:

WALTER ENERGY, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 15-02741-TOM11

Jointly Administered

**MEMORANDUM OPINION AND ORDER
ON WALTER BLACK WARRIOR BASIN, LLC'S MOTION
FOR ORDER NUNC PRO TUNC (A) AUTHORIZING WALTER BLACK WARRIOR
BASIN, LLC TO REJECT CERTAIN AGREEMENTS WITH DOMINION RESOURCES
BLACK WARRIOR TRUST, AND (B) GRANTING RELATED RELIEF**

A hearing was held on November 10, 2015 on the Motion for Order Nunc Pro Tunc (A) Authorizing Walter Black Warrior Basin, LLC to Reject Certain Agreements with Dominion Resources Black Warrior Trust, and (B) Granting Related Relief filed by Walter Black Warrior Basin, LLC ("WBWB"), one of the debtors in the above-captioned bankruptcy case of Walter Energy, Inc. and its affiliated debtors and debtors-in-possession (each a "Debtor" and, collectively, the "Debtors"), and the Responses filed by Dominion Resources Black Warrior Trust ("Dominion."). The Court has considered the pleadings, arguments of counsel and the applicable law and finds and concludes as follows.

¹ The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: Walter Energy, Inc. (9953); Atlantic Development and Capital, LLC (8121); Atlantic Leaseco, LLC (5308); Blue Creek Coal Sales, Inc. (6986); Blue Creek Energy, Inc. (0986); J.W. Walter, Inc. (0648); Jefferson Warrior Railroad Company, Inc. (3200); Jim Walter Homes, LLC (4589); Jim Walter Resources, Inc. (1186); Maple Coal Co., LLC (6791); Sloss-Sheffield Steel & Iron Company (4884); SP Machine, Inc. (9945); Taft Coal Sales & Associates, Inc. (8731); Tuscaloosa Resources, Inc. (4869); V Manufacturing Company (9790); Walter Black Warrior Basin LLC (5973); Walter Coke, Inc. (9791); Walter Energy Holdings, LLC (1596); Walter Exploration & Production LLC (5786); Walter Home Improvement, Inc. (1633); Walter Land Company (7709); Walter Minerals, Inc. (9714); and Walter Natural Gas, LLC (1198). The location of the Debtors' corporate headquarters is 3000 Riverchase Galleria, Suite 1700, Birmingham, Alabama 35244-2359.

JURISDICTION AND VENUE²

1. This Court has jurisdiction over the Motion pursuant to 28 U.S.C. section 157(b)(2). Venue of this proceeding and this Motion is proper in this judicial district pursuant to 28 U.S.C. sections 1408 and 1409.

2. The statutory predicates for the relief sought herein are in sections 105, 363(b) and 503(c)(3) of the Bankruptcy Code and Bankruptcy Rules 2002 and 6004.

FINDINGS OF FACT³

A. History of the Disputes between the Debtors and Dominion

3. On July 15, 2015 (the “Petition Date”), each of the Debtors filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”), thereby commencing the instant cases (the “Chapter 11 Cases”). The Debtors continue to manage and operate their businesses as debtors-in-possession under sections 1107 and 1108 of the Bankruptcy Code.

4. On October 2, 2015, WBWB filed a *Motion for Order Nunc Pro Tunc (A) Authorizing Walter Black Warrior Basin, LLC to Reject Certain Agreements with Dominion Resources Black Warrior Trust, and (B) Granting Related Relief* (the “Motion”) [Docket No. 824]. By way of the Motion, WBWB seeks to reject three related agreements on the basis that rejection would benefit the Debtors and their estates:

- that certain *Overriding Royalty Conveyance* dated June 1, 1994 (as it may have been amended from time to time, the “Royalty Agreement”) by and between WBWB, as

² This Memorandum Opinion and Order constitutes findings of fact and conclusions of law pursuant to Federal Rule of Civil Procedure 52, applicable to adversary proceedings in bankruptcy pursuant to Federal Rule of Bankruptcy Procedure 7052.

³ Pursuant to Rule 201 of the Federal Rules of Evidence, the Court may take judicial notice of the contents of its own files. See *ITT Rayonier, Inc. v. U.S.*, 651 F.2d 343 (5th Cir. Unit B July 1981); *Florida v. Charley Toppino & Sons, Inc.*, 514 F.2d 700, 704 (5th Cir. 1975).

successor in interest to Dominion Black Warrior Basin, Inc. (“DBWB”), on the one hand, and NationsBank of Texas, N.A. and Mellon Bank (DE) National Association (the “Trustee”), as trustees of the Dominion Resources Black Warrior Trust (“Dominion”),⁴ on the other hand;

- that certain *Trust Agreement of Dominion Resources Black Warrior Trust* dated May 31, 1994 (as it may have been amended from time to time, the “Trust Agreement”) by and among WBWB, as successor in interest to DBWB; WBWB, as successor in interest to Dominion Resources, Inc. (“DOM Resources”); and the Trustee;
- that certain *Administrative Services Agreement* dated June 1, 1994 (as it may have been amended from time to time, the “Services Agreement” and, collectively with the Royalty Agreement and the Trust Agreement, the “Dominion Agreements”)⁵ by and among WBWB, as successor in interest to DRI, and Dominion.

5. On November 3, 2015, Dominion filed a Response to the Motion (the “Response”), in which it contended, among other things, that the purposes of the Trust Agreement had been completed, so it was not a contract that could be rejected; that the Services Agreement is between two non-debtor parties and therefore not subject to section 365; and that the Royalty Agreement is not a contract at all, but a conveyance of a fee interest to Dominion that is outside of the property of WBWB’s bankruptcy estate, and, accordingly, not subject to rejection under section 365.

⁴ Southwest Bank is currently the trustee for Dominion. See Original Complaint and Application for Preliminary and Permanent Injunction [Docket No. 1 in AP No. 15-00102-TOM] (the “Dominion Complaint”) ¶ 8.

⁵ The Dominion Agreements are attached as exhibits to the *Declaration of Ron E. Hooper* filed at Doc. No. 3 in the adversary proceeding styled *Dominion Resources Black Warrior Trust, by and through its Trustee, Southwest Bank v. Walter Black Warrior Basin, LLC*, AP No. 15-00102-TOM (the “Dominion AP”).

B. The Parties

6. Dominion Black Warrior Basin (“DOM Basin”) held an interest in various oil, gas, and mineral leases covering lands located in the Black Warrior Basin in Tuscaloosa County, Alabama (as used herein, and defined in the Royalty Agreement, the “Leased Land”). DOM Basin also owned certain utilization, pooling and operating agreements, and orders relating to those leases (such interests are referred to in the Royalty Agreement as the “Company Interests.”)

7. On May 31, 1994, DOM Basin, DOM Resources (an indirect parent of DOM Basin) and the Trustee entered into the Trust Agreement, thereby creating Dominion.

8. On June 1, 1994, DOM Basin and the Trustee entered into the Royalty Agreement,⁶ which transferred the Royalty Interest (as defined in the Royalty Agreement) to Dominion.

9. On June 1, 1994, DOM Resources and the Trustee entered into the Services Agreement.

10. WBWB is the successor in interest to DOM Basin and DOM Resources under the Trust Agreement, the Royalty Agreement, and the Services Agreement. Declaration of David Hanford, ¶ 3 (attached as Exhibit B to the Motion).

C. The Dominion Agreements

11. The Trust Agreement is the instrument that created Dominion. The stated purposes of the Trust include “to protect, conserve, and maintain, for the benefit of the Unitholders, the Trust Estate”; “to receive and hold the Royalty Interests and other assets of the Trust Estate”; and “to convert the Royalty Interests to cash either by (1) retaining the Royalty

⁶ The Royalty Agreement was recorded in the Office of the Judge of Probate of Tuscaloosa County, Alabama on June 30, 1994.

Interests and collecting the proceeds from the sale of production payable with respect to the Royalty Interests until production has ceased or the Royalty Interests have terminated or (2) selling or otherwise disposing of all or any portion of the Royalty Interests in accordance with and subject to the terms of this Agreement.” *See* Trust Agreement, ¶ 2.02

12. The Royalty Agreement purports to grant to Dominion “an overriding royalty interest . . . equal to and consisting of an undivided sixty-five percent (65%) interest in and to the Subject Gas, including, subject to the provisions of Section 7.02 hereof, that share of revenue from each Proration Unit . . . set forth in the ‘Royalty Interests’ columns on Schedule A hereto. . . .” *See* Royalty Agreement, p. 1. Pursuant to the Royalty Agreement, Dominion claims an overriding royalty interest (the “Royalty Interest”) in certain production proceeds (the “Proceeds”) from the sale of gas from certain gas wells operated by WBWB.

13. The Royalty Agreement defines “Subject Gas” as “all Gas in and under, and that may be produced from, and that shall be attributable to, the Company Interests from and after the Effective Time and Effective Date, subject to the qualifications set forth in Section 3.04(a).”⁷ *See* Royalty Agreement, p. 6. By its express definition, Subject Gas is specifically tied to gas attributable to and produced from the “Company Interests.”

14. The term “Company Interests” is defined in the Royalty Agreement as “each and every kind and character of right, title, claim or interest” that WBWB has “in the leasehold estate and the Leased Land in and under the Leases and any and all renewals and extensions of any of the same, insofar and only insofar as each such Lease covers the Leased Land,” as well as utilization, pooling and operating agreements and orders relating to the Leases. *See* Royalty Agreement, p. 3.

⁷ Section 3.04(a) of the Royalty Agreement sets forth certain parameters of what may and may not be included in the Subject Gas for purposes of the Royalty Agreement.

15. “Leased Land” is defined in the Royalty Agreement as “for each Lease, the land covered by such Lease insofar as such Lease covers the Pottsville Formation.”⁸ “Lease” is defined in the Royalty Agreement as “oil, gas, and mineral leases described in Schedule A attached hereto, and made a part hereof, and any and all extensions or renewals thereof.” *See* Royalty Agreement, p. 4.

16. Pursuant to § 6.05 of the Royalty Agreement, Dominion “shall have no right to take in kind the production of Gas attributable to the Royalty Interests.” Moreover, § 6.06 of the Royalty Agreement provides that Dominion has only a non-operating interest in the Company Interests, and no right or power to participate in operations or operating decisions.

17. Dominion has a right to certain payments under the Royalty Agreement. Specifically, § 3.01 of the Royalty Agreement provides that “[o]n or before the last Business Day before the 45th day after the close of the Computation Period, the Company Interests Owner shall pay to Royalty Owner by wire transfer of immediately available funds to the account specified from time to time by the Royalty Owner a sum equal to the Royalty Owner’s share of the Gross Proceeds theretofore received with respect to Subject Gas sold prior to the end of such Computation Period and not previously paid, subject to Section 3.04(c) below.”

18. The Royalty Agreement does not require WBWB to segregate the Proceeds attributable to Dominion’s Royalty Interest. None of the parties allege that WBWB has ever segregated the Proceeds attributable to the Royalty Interest.

19. Pursuant to the Services Agreement, Dominion pays WBWB a quarterly fee in exchange for certain administrative services provided by WBWB to Dominion, including accounting, bookkeeping, and reporting necessary to determine amounts payable to Dominion

⁸ Pottsville Formation is defined in the Royalty Agreement. *See* Royalty Agreement, p. 5.

under the Royalty Agreement, and assisting with reporting obligations. *See* Services Agreement, ¶¶ 3-4.

20. The Dominion Agreements are interrelated by their own terms. For example, the Trust Agreement provides (i) that WBWB shall execute the Royalty Agreement (defined in the Trust Agreement as the “Conveyance”), *see* Trust Agreement § 2.03; (ii) that the Trustee has authority to enter into the Royalty Agreement, *see* Trust Agreement § 3.01; (iii) that WBWB will pay the Trustee cash on account of the Royalty Interests pursuant to the terms of the Royalty Agreement, and WBWB shall pay other obligations under the Royalty Agreement, *see* Trust Agreement §§ 5.02, 10.01; (iv) that the Trustee shall execute the Services Agreement, which is attached as Schedule 2 to the Trust Agreement; *see* Trust Agreement § 3.06; (v) the Trustee shall pay WBWB’s fees under the Services Agreement, *see* Trust Agreement § 3.13(b); and (vi) that WBWB shall provide the Trustee the information provided for under the Services Agreement, *see* Trust Agreement § 5.05. The Services Agreement similarly references obligations under the Trust Agreement and the Royalty Agreement, providing, among other things, that WBWB shall (i) provide all accounting, bookkeeping and other administrative services and reports necessary to determine the amounts payable to the Trustee pursuant to the Conveyance, (ii) provide other information necessary to enable the Trustee to comply with reporting requirements or for any other reasonable purpose of the Trust. *See* Services Agreement § 3. From their inception, the Dominion Agreements have operated together to set forth the rights and obligations of the parties.

D. Burden of Dominion Agreements on WBWB

21. The Dominion Agreements are burdensome and unprofitable for WBWB. According to David Hanford, Assistant Controller of Walter Energy, continued performance

under the Dominion Agreements would require WBWB to operate the Dominion wells at a loss, while obligating WBWB to pay Dominion millions annually. *See* Hanford Declaration, ¶7. In 2014, for example, WBWB lost approximately \$770,000 in operating the Dominion wells, while paying Dominion over \$7 million. Hanford Decl., ¶ 6. If WBWB is required to continue performance under the Dominion Agreements, it will continue to operate the Dominion wells at a loss. Hanford Decl., ¶ 7.

CONCLUSIONS OF LAW

A. The Dominion Agreements Are Executory Contracts, and Rejection of the Dominion Agreements Would Benefit WBWB and Its Creditors

22. As a threshold matter, the Dominion Agreements will rise and fall together, as they are inextricably intertwined. The Trust Agreement was created for the primary purpose of holding the Royalty Interests that Dominion received pursuant to the Royalty Agreement. The Services Agreement was executed to provide for accounting and related services needed to determine amounts owed to Dominion under the Royalty Agreement, and to comply with related reporting obligations. If WBWB is permitted to reject the Royalty Agreement, the core purposes of the Trust Agreement and Services Agreement will cease to exist. In fact, the Trust Agreement, by its own terms, provides that the trust shall terminate if “the ratio of cash received by the Trust attributable to the Royalty Interests in any Quarterly Period to Administrative Costs of the Trust for such quarterly period is less than 1.2 to 1.0 for two (2) consecutive Quarterly Periods.” *See* Trust Agreement, § 9.02. Rejection of the Royalty Agreement and cessation of payments thereunder will eventually trigger the termination provisions of the Trust Agreement.

23. Here, WBWB asserts that the Dominion Agreements are executory contracts, and seeks to reject them under section 365. Assuming that the Dominion Agreements are indeed contracts, the threshold question is whether they are “executory” contracts. The Eleventh

Circuit, in recognition that “[t]he power of a debtor to reject a contract as part of its reorganization efforts is consistent with the fresh start and rehabilitative purposes of the Bankruptcy Code,” has declined to limit the definition of “executory contracts” to the more restrictive Countryman definition,⁹ which requires unperformed mutual obligations on both sides. *In re General Development Corp.*, 84 F.3d 1364, 1373-74 (11th Cir. 1996). Instead, when determining whether a contract is executory for purposes of rejection under section 365 of the Bankruptcy Code, the Eleventh Circuit is “more inclined to embrace the ‘functional approach.’” *Id.* at 1375. Under the functional approach, even if only one of the parties to the contract has material performance obligations remaining, the contract “may nevertheless be deemed executory . . . if its assumption or rejection would ultimately benefit the estate and its creditors.” *Id.* at 1374, citing *In re Arrow Air, Inc.* 60 B.R. 117, 121-22 (Bankr. S.D. Fla. 1986).

24. In evaluating whether a contract is executory under the functional approach, the Eleventh Circuit has applied a methodology that requires an examination of the purposes of rejection:

The key, it seems, to deciphering the meaning of [section 365’s lease-executory contract provision] is to work backward, proceeding from an examination of the purposes of rejection is expected to accomplish. If those objectives have already been accomplished, or if they can’t be accomplished through rejection, the [agreement] is not [a lease or executory contract] within the meaning of the Bankruptcy Act.

Id. at 1375, citing *In re Martin Brothers Toolmakers, Inc.*, 796 F.2d 1435, 1439 (11th Cir. 1996).

25. Here, WBWB’s purpose in seeking rejection of the Dominion Agreements is to eliminate the annual losses that it incurs in performing under the Dominion Agreements and to increase operational flexibility that WBWB currently lacks because of its obligations under the Dominion Agreements. These objectives have not already been accomplished, and WBWB has

⁹ Countryman, *Executory Contracts and Bankruptcy*, Part 1, 57 Minn.L.Rev. 439 (1963).

submitted evidence that continued performance under the Dominion Agreements will require it to continue to operate the subject wells at a loss. *See* Hanford Decl., ¶ 7. Rejection of the Dominion Agreements will allow WBWB to accomplish its purpose in filing the Motion; namely, relief from the burdens of continued performance the Dominion Agreements. Rejection of the Dominion Agreements will benefit WBWB, its estate, and its creditors, both by relieving WBWB of the financial burdens imposed by the Dominion Agreements, and by allowing WBWB more flexibility in operating its wells by, for example, electing to cease production at certain wells, thereby reducing operating costs.

26. The Eleventh Circuit has recognized that “it appears the Eleventh Circuit is more amenable toward the functional approach.” *General Development*, 84 F.3d at 1375. Accordingly, the Eleventh Circuit has affirmed the application of the functional approach by bankruptcy courts. *Id.* (“the Bankruptcy Court properly applied said [functional] approach to the case at bar.”) As set forth above, if the Dominion Agreements are contracts, under the functional approach they are “executory contracts” that are subject to rejection under section 365 of the Bankruptcy Code.

B. The Royalty Agreement is a Contractual Right to Payment That Is Subject to Impairment in Bankruptcy

27. Dominion alleges that the Royalty Agreement is not a contract, but a conveyance that gave Dominion an ownership interest in the Proceeds or the Subject Gas that is outside of WBWB’s bankruptcy estate and not subject to rejection under section 365 of the Bankruptcy Code. WBWB, on the other hand, submits that the Royalty Agreement gives Dominion only a contractual right to payment that may be impaired in bankruptcy. The characterization of the Royalty Agreement turns on the nature of the Royalty Interest under Alabama law. *Butner v. U.S.*, 440 U.S. 48, 55 (1979) (“[P]roperty interests are created and defined by state law. Unless

some federal interest requires a different result, there is no reason why such interests should be analyzed differently simply because an interested party is involved in a bankruptcy proceeding.”).

28. Because a grantor cannot convey any greater interest than that which he possesses,¹⁰ the nature of a royalty interest is determined by, or derivative of, the nature of the property interest created by the underlying oil and gas lease. Therefore, if a lease is in the nature of personal property, a royalty interest in that lease will also be characterized as personal property. If the lease is characterized as a fee interest in real property, the royalty interest will also be classified as a fee interest in real property. *See Apache Corp. v. W&T Offshore, Inc.*, 626 F.3d 789, 797 (5th Cir. 2010) (plaintiff’s working interest in offshore oil and gas lease only gave whatever rights plaintiff’s predecessors had because party cannot assign what it does not own, or convey any rights greater than which it held.). The royalty interest cannot take on a greater dignity than the lease from which it was carved, because a grantor cannot convey a greater interest than he possesses. *See Gregg v. Lessee of Sayre*, 33 U.S. 244, 254 (1834) (grantor “could convey no greater interest in the land than he possessed”).

29. To analyze the nature of the rights conveyed to a lessee under an oil and gas lease in Alabama, it is essential to first examine the nature of the interest in the gas held by the landowner. Most states follow one of two generally accepted theories of gas ownership. Some states have adopted the “ownership-in-place” theory of ownership of natural gas. Under this theory, “gas and oil in place are minerals and realty, subject to ownership, severance, and sale, while embedded in the sand or rocks beneath the earth’s surface, in like manner and to the same extent as is coal or any other solid mineral.” *NCNB v. West*, 631 So. 2d 212, 223 (Ala. 1993), citing *Stephens County v. Mid-Kansas Oil & Gas Co.*, 254 S.W. 290, 292 (Tex. 1923). Thus, in

¹⁰ *See Chancy v. Chancy Lake Homeowners Ass’n, Inc.*, 55 So. 3d 287, 297 (Ala. Civ. App. 2010).

ownership-in-place states, “the owner of a tract of land holds the fee in oil and gas underlying the boundaries of his property even though the oil and gas are not the subject of actual possession until brought to the surface.” *NCNB*, 631 So. 2d at 223.

30. In contrast, other states—including Alabama—determine ownership of oil and gas under the “non-ownership theory,” which recognizes the migratory nature of oil and gas and requires actual possession to establish ownership. *Id.*, citing *Sun Oil Co. v. Oswell*, 62 So. 2d 783, 787 (Ala. 1953). In non-ownership states, the right held by the landowner is not a fee interest in the oil and gas in the land, but “the right to reduce the oil and gas to possession or to sever this right for economic consideration.” *Id.*; see also *In re Hillsborough Holdings Corp.*, 207 B.R. 299, 303 (Bankr. M.D. Fla. 1997) (citing *NCNB v. West* and affirming that “Alabama . . . does not follow the ‘ownership in place’ theory of ownership”); 1 HOWARD R. WILLIAMS & CHARLES J. MEYERS, OIL AND GAS LAW at §§ 203, 203.1 (Rev. Ed. 2007) (identifying Alabama as a non-ownership state, based on the Alabama Supreme Court’s decisions in *NCNB v. West* and *Sun Oil Co. v. Oswell*).

31. Thus, in non-ownership states like Alabama, a landowner does not own the gas in the ground, but only the right to reduce it to possession. What the landowner “owns” in Alabama is the right to reduce gas to possession. The material question, then, is what is the nature of a right to reduce gas to possession? Dominion has argued that the right to reduce gas to possession is a “real property interest.” While an interest may be a “real property interest” in the sense that it is connected to real property in some way, it does not necessarily rise to the level of a fee or freehold interest, and Alabama case law establishes that the right to reduce gas to possession is a personal property interest.

32. For example, in distinguishing between the ownership and non-ownership theories, the *NCNB* court noted that in the former “the owner of a tract of land holds the fee in oil and gas underlying the boundaries of his property even though oil and gas are not the subject of actual possession until brought to the surface,” while in the latter, actual possession is required to establish ownership, and the right of the landowner is “the right to reduce the oil and gas to possession or sever this right for economic consideration.” *NCNB*, 631 So. 2d at 223. While the right to take possession of the gas may relate to the real property, the *NCNB* court makes clear that it is something less than a fee interest of the sort held by landowners in ownership-in-place states. Similarly, in evaluating the nature of a coal lease that granted the lessee the right to enter land to mine for coal, the Alabama Supreme Court held that such a right was something less than a fee or freehold interest. *State v. Roden Coal Co.*, 197 Ala. 407, 414 (1916) (finding that a mineral lease that grants only the right or privilege to enter the land for the purpose of mining and removing the minerals is not a grant of “title to or property in the minerals themselves while in the ground”). While such “a leasehold interest is property, a chattel real,” the *Roden Coal* court concluded that “[s]uch a right, however, is in the nature of personal property.” *Id.* at 416-417.

33. Since Alabama is a non-ownership state, the interest of an Alabama landowner with respect to the gas under the property is not a fee interest in the gas *in situ*, but the right to reduce it to possession. *NCNB*, 631 So. 2d at 223. Therefore, as a matter of law, the leases cannot convey anything more than the right to reduce gas to possession, because a grantor cannot convey a greater interest than he possesses. See *Gregg v. Lessee of Sayre*, 33 U.S. 244, 254 (1834). And though “a leasehold interest is property, a chattel real” under Alabama law, and conveys the right to explore and take minerals when found, “[s]uch a right, however, is in the

nature of personal property.”¹¹ *Roden Coal*, 197 Ala. at 416-417. Since the Leases underlying Dominion’s Royalty Interest are personal property interests under Alabama law, the Royalty Agreement is necessarily a personal property interest, because WBWB could not convey a greater interest than it possessed.¹² *Gregg*, 33 U.S. at 254.

34. Dominion points to language of “conveyance” in the Royalty Agreement as supposed proof of its true character, but the pertinent terms of the Royalty Agreement do not support this characterization. First, Dominion’s interests are specifically limited to the “Company Interests,” which are defined in the Royalty Agreement as “each and every kind and character of right, title, claim, or interest that Assignor has . . . in the leasehold estate and the Leased Land in and under the Leases” Royalty Agreement, p. 3. Moreover, Dominion’s Royalty Interest under the Royalty Agreement depends on the sale of the “Subject Gas,” which is defined as “all Gas in and under, and that may be produced from, and that shall be attributable to, the Company Interests” Royalty Agreement, p. 4. Under Alabama law, the “Company Interests”—i.e., WBWB’s interest in the leasehold estate and the Leased Land and in and under the Leases—is not a fee interest in the gas in the ground, but only the right to reduce gas to

¹¹ See BLACK’S LAW DICTIONARY, 6th ed. 1990 (defining “chattel” as “[a]n article of personal property, as distinguished from real property” and defining “real chattels” as “such as concern real property, such as leasehold estates; interests issuing out of, or annexed to, real estate, such chattel interests as devolve after the manner of realty. An interest in real estate less than a freehold or fee.”)

¹² If oil and gas leases are personal property interests, the overriding royalty interests arising out of such leases are necessarily personal property interests as well. See *Denver Nat’l Bank of Denver, Col. v. State Comm’n of Revenue and Taxation*, 272 P.2d 1070, 1073 (Kan. 1954) (“It is well settled that an oil and gas lease conveys no interest in land but is merely a license to explore and is personal property, an incorporeal hereditament, a *profit á prendre*. The [overriding royalty] interests owned by the decedent arose from oil and gas leases. They take on the same character as the instrument from which they arose”) (internal citations omitted); *Dougherty v. Cal. Kettleman Oil Royalties, Inc.*, 69 P.2d 155, 164 (Cal. 1937) (“It is perfectly clear that the term ‘real estate,’ as used in the constitutional provision, applies only to freehold interests. It does not apply to terms less than a freehold, such as an interest for a term of years. It has quite recently been held by this court that an oil and gas lease for a term of years is not real estate; that although such a lease creates an interest in real property, or in real estate, being less than a freehold it is a chattel real which is personal property. Obviously a royalty interest, such as is here involved, cannot rise to a greater dignity than the lease upon which it is predicated.”) (internal citations omitted). The holdings in *Denver Nat’l Bank* and *Dougherty* uphold the venerable principle that a grantor cannot convey a greater interest than he possesses. Here, too, WBWB’s interest in the Leases is less than a freehold; it is a chattel real, which is personal property. *Dougherty*, 69 P.2d at 164; *Roden Coal*, 197 Ala. at 416-417. Dominion can have no greater interest than WBWB.

possession, since that is all the landowner had to convey to WBWB as lessee. *See NCNB*, 631 So. 2d at 223 (“The owner of property containing gas has the right to reduce the gas to possession or to sever the gas rights by conveyance.”). The right to enter land to mine for minerals is a personal property interest under Alabama law. *Roden Coal*, 197 Ala. at 413-417. Since at no point does WBWB ever have a fee interest in the Subject Gas, under both the Royalty Agreement and Alabama law, neither does Dominion.

35. In addition, none of the Dominion Agreements require WBWB to segregate the Proceeds attributable to its Royalty Interest. One bankruptcy court noted that funds claimed by an overriding royalty holder that were not placed in an escrow account or paid in traceable funds are more likely to be found to be property of the Debtors’ estate, regardless of the parties’ characterization of the agreement. *In re ATP Oil & Gas Corp.*, 2015 WL 6557012 at * 12 (Bankr. S.D. Tex. Oct. 28, 2015). While segregation of the Proceeds might be indicative of an ownership interest in the Proceeds, the Dominion Agreements do not require WBWB to segregate the Proceeds, and Dominion has not alleged that WBWB has ever segregated the Proceeds.

36. What Dominion is entitled to under the Royalty Agreement is payment. Specifically, ¶ 3.01 of the Royalty Agreement provides that “[o]n or before the last Business Day before the 45th day after the close of the Computation Period, the Company Interests Owner ***shall pay*** to Royalty Owner by wire transfer of immediately available funds to the account specified from time to time by the Royalty Owner a sum equal to the Royalty Owner’s share of the Gross Proceeds theretofore received with respect to Subject Gas sold prior to the end of such Computation Period and not previously paid, subject to Section 3.04(c) below.” Royalty Agreement at ¶ 3.01 (emphasis added). Dominion has the right to receive payment of a non-

specific “sum equal to” its share of gross proceeds from the sale of Subject Gas. The Subject Gas, by definition, is attributable to the Company Interests, which are in turn limited by WBWB’s interest in the Leases, which, as discussed in detail above, is not a fee interest in the Subject Gas, but the personal property right to reduce it to possession. The Royalty Interest, therefore, cannot be a fee interest either. The Royalty Agreement gives Dominion a contractual right to payment of a non-specific sum that may be impaired in bankruptcy.

37. For the foregoing reasons, the Royalty Agreement did not convey a fee interest in the Subject Gas to Dominion, but gives Dominion a contractual right to payment. Because the remaining Dominion Agreements serve only to implement the Royalty Agreement, they are also contracts that do not convey fee interests in the Subject Gas. As contracts, the Dominion Agreements may be rejected under section 365 if they are “executory.” The Dominion Agreements are executory contracts under the “functional test” applied by the Eleventh Circuit in *In re General Development Corp.*, 84 F.3d 1364 (11th Cir. 1996), because they are burdensome to WBWB, and rejection will benefit WBWB, its estate, and its creditors.

38. After the conclusion of the hearing, Dominion filed a Motion to Strike certain portions of Debtors’ proposed findings of facts and conclusions of law. The Court considered that motion, and except as incorporated herein, the motion is **DENIED**.

39. Based on the foregoing, it is **ORDERED, ADJUDGED, and DECREED** that WBWB’s Motion is **GRANTED**, and the Dominion Agreements are hereby **REJECTED** under section 365 of the Bankruptcy Code.

Dated: December 28, 2015

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

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

In re:

WALTER ENERGY, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 15-02741-TOM11

Jointly Administered

**MEMORANDUM OPINION AND ORDER
ON WALTER BLACK WARRIOR BASIN, LLC'S MOTION
FOR ORDER NUNC PRO TUNC (A) AUTHORIZING WALTER BLACK WARRIOR
BASIN, LLC TO REJECT CERTAIN AGREEMENTS WITH DOMINION RESOURCES
BLACK WARRIOR TRUST, AND (B) GRANTING RELATED RELIEF**

A hearing was held on November 10, 2015 on the Motion for Order Nunc Pro Tunc (A) Authorizing Walter Black Warrior Basin, LLC to Reject Certain Agreements with Dominion Resources Black Warrior Trust, and (B) Granting Related Relief filed by Walter Black Warrior Basin, LLC ("WBWB"), one of the debtors in the above-captioned bankruptcy case of Walter Energy, Inc. and its affiliated debtors and debtors-in-possession (each a "Debtor" and, collectively, the "Debtors"), and the Responses filed by Dominion Resources Black Warrior Trust ("Dominion."). The Court has considered the pleadings, arguments of counsel and the applicable law and finds and concludes as follows.

¹ The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: Walter Energy, Inc. (9953); Atlantic Development and Capital, LLC (8121); Atlantic Leaseco, LLC (5308); Blue Creek Coal Sales, Inc. (6986); Blue Creek Energy, Inc. (0986); J.W. Walter, Inc. (0648); Jefferson Warrior Railroad Company, Inc. (3200); Jim Walter Homes, LLC (4589); Jim Walter Resources, Inc. (1186); Maple Coal Co., LLC (6791); Sloss-Sheffield Steel & Iron Company (4884); SP Machine, Inc. (9945); Taft Coal Sales & Associates, Inc. (8731); Tuscaloosa Resources, Inc. (4869); V Manufacturing Company (9790); Walter Black Warrior Basin LLC (5973); Walter Coke, Inc. (9791); Walter Energy Holdings, LLC (1596); Walter Exploration & Production LLC (5786); Walter Home Improvement, Inc. (1633); Walter Land Company (7709); Walter Minerals, Inc. (9714); and Walter Natural Gas, LLC (1198). The location of the Debtors' corporate headquarters is 3000 Riverchase Galleria, Suite 1700, Birmingham, Alabama 35244-2359.

JURISDICTION AND VENUE²

1. This Court has jurisdiction over the Motion pursuant to 28 U.S.C. section 157(b)(2). Venue of this proceeding and this Motion is proper in this judicial district pursuant to 28 U.S.C. sections 1408 and 1409.

2. The statutory predicates for the relief sought herein are in sections 105, 363(b) and 503(c)(3) of the Bankruptcy Code and Bankruptcy Rules 2002 and 6004.

FINDINGS OF FACT³

A. History of the Disputes between the Debtors and Dominion

3. On July 15, 2015 (the “Petition Date”), each of the Debtors filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”), thereby commencing the instant cases (the “Chapter 11 Cases”). The Debtors continue to manage and operate their businesses as debtors-in-possession under sections 1107 and 1108 of the Bankruptcy Code.

4. On October 2, 2015, WBWB filed a *Motion for Order Nunc Pro Tunc (A) Authorizing Walter Black Warrior Basin, LLC to Reject Certain Agreements with Dominion Resources Black Warrior Trust, and (B) Granting Related Relief* (the “Motion”) [Docket No. 824]. By way of the Motion, WBWB seeks to reject three related agreements on the basis that rejection would benefit the Debtors and their estates:

- that certain *Overriding Royalty Conveyance* dated June 1, 1994 (as it may have been amended from time to time, the “Royalty Agreement”) by and between WBWB, as

² This Memorandum Opinion and Order constitutes findings of fact and conclusions of law pursuant to Federal Rule of Civil Procedure 52, applicable to adversary proceedings in bankruptcy pursuant to Federal Rule of Bankruptcy Procedure 7052.

³ Pursuant to Rule 201 of the Federal Rules of Evidence, the Court may take judicial notice of the contents of its own files. See *ITT Rayonier, Inc. v. U.S.*, 651 F2d 343 (5th Cir. Unit B July 1981); *Florida v. Charley Toppino & Sons, Inc.*, 514 F2d 700, 704 (5th Cir. 1975).

successor in interest to Dominion Black Warrior Basin, Inc. (“DBWB”), on the one hand, and NationsBank of Texas, N.A. and Mellon Bank (DE) National Association (the “Trustee”), as trustees of the Dominion Resources Black Warrior Trust (“Dominion”),⁴ on the other hand;

- that certain *Trust Agreement of Dominion Resources Black Warrior Trust* dated May 31, 1994 (as it may have been amended from time to time, the “Trust Agreement”) by and among WBWB, as successor in interest to DBWB; WBWB, as successor in interest to Dominion Resources, Inc. (“DOM Resources”); and the Trustee;
- that certain *Administrative Services Agreement* dated June 1, 1994 (as it may have been amended from time to time, the “Services Agreement” and, collectively with the Royalty Agreement and the Trust Agreement, the “Dominion Agreements”)⁵ by and among WBWB, as successor in interest to DRI, and Dominion.

5. On November 3, 2015, Dominion filed a Response to the Motion (the “Response”), in which it contended, among other things, that the purposes of the Trust Agreement had been completed, so it was not a contract that could be rejected; that the Services Agreement is between two non-debtor parties and therefore not subject to section 365; and that the Royalty Agreement is not a contract at all, but a conveyance of a fee interest to Dominion that is outside of the property of WBWB’s bankruptcy estate, and, accordingly, not subject to rejection under section 365.

⁴ Southwest Bank is currently the trustee for Dominion. See Original Complaint and Application for Preliminary and Permanent Injunction [Docket No. 1 in AP No. 15-00102-TOM] (the “Dominion Complaint”) ¶ 8.

⁵ The Dominion Agreements are attached as exhibits to the *Declaration of Ron E. Hooper* filed at Doc. No. 3 in the adversary proceeding styled *Dominion Resources Black Warrior Trust, by and through its Trustee, Southwest Bank v. Walter Black Warrior Basin, LLC*, AP No. 15-00102-TOM (the “Dominion AP”).

B. The Parties

6. Dominion Black Warrior Basin (“DOM Basin”) held an interest in various oil, gas, and mineral leases covering lands located in the Black Warrior Basin in Tuscaloosa County, Alabama (as used herein, and defined in the Royalty Agreement, the “Leased Land”). DOM Basin also owned certain utilization, pooling and operating agreements, and orders relating to those leases (such interests are referred to in the Royalty Agreement as the “Company Interests.”)

7. On May 31, 1994, DOM Basin, DOM Resources (an indirect parent of DOM Basin) and the Trustee entered into the Trust Agreement, thereby creating Dominion.

8. On June 1, 1994, DOM Basin and the Trustee entered into the Royalty Agreement,⁶ which transferred the Royalty Interest (as defined in the Royalty Agreement) to Dominion.

9. On June 1, 1994, DOM Resources and the Trustee entered into the Services Agreement.

10. WBWB is the successor in interest to DOM Basin and DOM Resources under the Trust Agreement, the Royalty Agreement, and the Services Agreement. Declaration of David Hanford, ¶ 3 (attached as Exhibit B to the Motion).

C. The Dominion Agreements

11. The Trust Agreement is the instrument that created Dominion. The stated purposes of the Trust include “to protect, conserve, and maintain, for the benefit of the Unitholders, the Trust Estate”; “to receive and hold the Royalty Interests and other assets of the Trust Estate”; and “to convert the Royalty Interests to cash either by (1) retaining the Royalty

⁶ The Royalty Agreement was recorded in the Office of the Judge of Probate of Tuscaloosa County, Alabama on June 30, 1994.

Interests and collecting the proceeds from the sale of production payable with respect to the Royalty Interests until production has ceased or the Royalty Interests have terminated or (2) selling or otherwise disposing of all or any portion of the Royalty Interests in accordance with and subject to the terms of this Agreement.” *See* Trust Agreement, ¶ 2.02

12. The Royalty Agreement purports to grant to Dominion “an overriding royalty interest . . . equal to and consisting of an undivided sixty-five percent (65%) interest in and to the Subject Gas, including, subject to the provisions of Section 7.02 hereof, that share of revenue from each Proration Unit . . . set forth in the ‘Royalty Interests’ columns on Schedule A hereto. . . .” *See* Royalty Agreement, p. 1. Pursuant to the Royalty Agreement, Dominion claims an overriding royalty interest (the “Royalty Interest”) in certain production proceeds (the “Proceeds”) from the sale of gas from certain gas wells operated by WBWB.

13. The Royalty Agreement defines “Subject Gas” as “all Gas in and under, and that may be produced from, and that shall be attributable to, the Company Interests from and after the Effective Time and Effective Date, subject to the qualifications set forth in Section 3.04(a).”⁷ *See* Royalty Agreement, p. 6. By its express definition, Subject Gas is specifically tied to gas attributable to and produced from the “Company Interests.”

14. The term “Company Interests” is defined in the Royalty Agreement as “each and every kind and character of right, title, claim or interest” that WBWB has “in the leasehold estate and the Leased Land in and under the Leases and any and all renewals and extensions of any of the same, insofar and only insofar as each such Lease covers the Leased Land,” as well as utilization, pooling and operating agreements and orders relating to the Leases. *See* Royalty Agreement, p. 3.

⁷ Section 3.04(a) of the Royalty Agreement sets forth certain parameters of what may and may not be included in the Subject Gas for purposes of the Royalty Agreement.

15. “Leased Land” is defined in the Royalty Agreement as “for each Lease, the land covered by such Lease insofar as such Lease covers the Pottsville Formation.”⁸ “Lease” is defined in the Royalty Agreement as “oil, gas, and mineral leases described in Schedule A attached hereto, and made a part hereof, and any and all extensions or renewals thereof.” *See* Royalty Agreement, p. 4.

16. Pursuant to § 6.05 of the Royalty Agreement, Dominion “shall have no right to take in kind the production of Gas attributable to the Royalty Interests.” Moreover, § 6.06 of the Royalty Agreement provides that Dominion has only a non-operating interest in the Company Interests, and no right or power to participate in operations or operating decisions.

17. Dominion has a right to certain payments under the Royalty Agreement. Specifically, § 3.01 of the Royalty Agreement provides that “[o]n or before the last Business Day before the 45th day after the close of the Computation Period, the Company Interests Owner shall pay to Royalty Owner by wire transfer of immediately available funds to the account specified from time to time by the Royalty Owner a sum equal to the Royalty Owner’s share of the Gross Proceeds theretofore received with respect to Subject Gas sold prior to the end of such Computation Period and not previously paid, subject to Section 3.04(c) below.”

18. The Royalty Agreement does not require WBWB to segregate the Proceeds attributable to Dominion’s Royalty Interest. None of the parties allege that WBWB has ever segregated the Proceeds attributable to the Royalty Interest.

19. Pursuant to the Services Agreement, Dominion pays WBWB a quarterly fee in exchange for certain administrative services provided by WBWB to Dominion, including accounting, bookkeeping, and reporting necessary to determine amounts payable to Dominion

⁸ Pottsville Formation is defined in the Royalty Agreement. *See* Royalty Agreement, p. 5.

under the Royalty Agreement, and assisting with reporting obligations. *See* Services Agreement, ¶¶ 3-4.

20. The Dominion Agreements are interrelated by their own terms. For example, the Trust Agreement provides (i) that WBWB shall execute the Royalty Agreement (defined in the Trust Agreement as the “Conveyance”), *see* Trust Agreement § 2.03; (ii) that the Trustee has authority to enter into the Royalty Agreement, *see* Trust Agreement § 3.01; (iii) that WBWB will pay the Trustee cash on account of the Royalty Interests pursuant to the terms of the Royalty Agreement, and WBWB shall pay other obligations under the Royalty Agreement, *see* Trust Agreement §§ 5.02, 10.01; (iv) that the Trustee shall execute the Services Agreement, which is attached as Schedule 2 to the Trust Agreement; *see* Trust Agreement § 3.06; (v) the Trustee shall pay WBWB’s fees under the Services Agreement, *see* Trust Agreement § 3.13(b); and (vi) that WBWB shall provide the Trustee the information provided for under the Services Agreement, *see* Trust Agreement § 5.05. The Services Agreement similarly references obligations under the Trust Agreement and the Royalty Agreement, providing, among other things, that WBWB shall (i) provide all accounting, bookkeeping and other administrative services and reports necessary to determine the amounts payable to the Trustee pursuant to the Conveyance, (ii) provide other information necessary to enable the Trustee to comply with reporting requirements or for any other reasonable purpose of the Trust. *See* Services Agreement § 3. From their inception, the Dominion Agreements have operated together to set forth the rights and obligations of the parties.

D. Burden of Dominion Agreements on WBWB

21. The Dominion Agreements are burdensome and unprofitable for WBWB. According to David Hanford, Assistant Controller of Walter Energy, continued performance

under the Dominion Agreements would require WBWB to operate the Dominion wells at a loss, while obligating WBWB to pay Dominion millions annually. *See* Hanford Declaration, ¶7. In 2014, for example, WBWB lost approximately \$770,000 in operating the Dominion wells, while paying Dominion over \$7 million. Hanford Decl., ¶ 6. If WBWB is required to continue performance under the Dominion Agreements, it will continue to operate the Dominion wells at a loss. Hanford Decl., ¶ 7.

CONCLUSIONS OF LAW

A. The Dominion Agreements Are Executory Contracts, and Rejection of the Dominion Agreements Would Benefit WBWB and Its Creditors

22. As a threshold matter, the Dominion Agreements will rise and fall together, as they are inextricably intertwined. The Trust Agreement was created for the primary purpose of holding the Royalty Interests that Dominion received pursuant to the Royalty Agreement. The Services Agreement was executed to provide for accounting and related services needed to determine amounts owed to Dominion under the Royalty Agreement, and to comply with related reporting obligations. If WBWB is permitted to reject the Royalty Agreement, the core purposes of the Trust Agreement and Services Agreement will cease to exist. In fact, the Trust Agreement, by its own terms, provides that the trust shall terminate if “the ratio of cash received by the Trust attributable to the Royalty Interests in any Quarterly Period to Administrative Costs of the Trust for such quarterly period is less than 1.2 to 1.0 for two (2) consecutive Quarterly Periods.” *See* Trust Agreement, § 9.02. Rejection of the Royalty Agreement and cessation of payments thereunder will eventually trigger the termination provisions of the Trust Agreement.

23. Here, WBWB asserts that the Dominion Agreements are executory contracts, and seeks to reject them under section 365. Assuming that the Dominion Agreements are indeed contracts, the threshold question is whether they are “executory” contracts. The Eleventh

Circuit, in recognition that “[t]he power of a debtor to reject a contract as part of its reorganization efforts is consistent with the fresh start and rehabilitative purposes of the Bankruptcy Code,” has declined to limit the definition of “executory contracts” to the more restrictive Countryman definition,⁹ which requires unperformed mutual obligations on both sides. *In re General Development Corp.*, 84 F.3d 1364, 1373-74 (11th Cir. 1996). Instead, when determining whether a contract is executory for purposes of rejection under section 365 of the Bankruptcy Code, the Eleventh Circuit is “more inclined to embrace the ‘functional approach.’” *Id.* at 1375. Under the functional approach, even if only one of the parties to the contract has material performance obligations remaining, the contract “may nevertheless be deemed executory . . . if its assumption or rejection would ultimately benefit the estate and its creditors.” *Id.* at 1374, citing *In re Arrow Air, Inc.* 60 B.R. 117, 121-22 (Bankr. S.D. Fla. 1986).

24. In evaluating whether a contract is executory under the functional approach, the Eleventh Circuit has applied a methodology that requires an examination of the purposes of rejection:

The key, it seems, to deciphering the meaning of [section 365’s lease-executory contract provision] is to work backward, proceeding from an examination of the purposes of rejection is expected to accomplish. If those objectives have already been accomplished, or if they can’t be accomplished through rejection, the [agreement] is not [a lease or executory contract] within the meaning of the Bankruptcy Act.

Id. at 1375, citing *In re Martin Brothers Toolmakers, Inc.*, 796 F.2d 1435, 1439 (11th Cir. 1996).

25. Here, WBWB’s purpose in seeking rejection of the Dominion Agreements is to eliminate the annual losses that it incurs in performing under the Dominion Agreements and to increase operational flexibility that WBWB currently lacks because of its obligations under the Dominion Agreements. These objectives have not already been accomplished, and WBWB has

⁹ Countryman, *Executory Contracts and Bankruptcy*, Part 1, 57 Minn.L.Rev. 439 (1963).

submitted evidence that continued performance under the Dominion Agreements will require it to continue to operate the subject wells at a loss. *See* Hanford Decl., ¶ 7. Rejection of the Dominion Agreements will allow WBWB to accomplish its purpose in filing the Motion; namely, relief from the burdens of continued performance the Dominion Agreements. Rejection of the Dominion Agreements will benefit WBWB, its estate, and its creditors, both by relieving WBWB of the financial burdens imposed by the Dominion Agreements, and by allowing WBWB more flexibility in operating its wells by, for example, electing to cease production at certain wells, thereby reducing operating costs.

26. The Eleventh Circuit has recognized that “it appears the Eleventh Circuit is more amenable toward the functional approach.” *General Development*, 84 F.3d at 1375. Accordingly, the Eleventh Circuit has affirmed the application of the functional approach by bankruptcy courts. *Id.* (“the Bankruptcy Court properly applied said [functional] approach to the case at bar.”) As set forth above, if the Dominion Agreements are contracts, under the functional approach they are “executory contracts” that are subject to rejection under section 365 of the Bankruptcy Code.

B. The Royalty Agreement is a Contractual Right to Payment That Is Subject to Impairment in Bankruptcy

27. Dominion alleges that the Royalty Agreement is not a contract, but a conveyance that gave Dominion an ownership interest in the Proceeds or the Subject Gas that is outside of WBWB’s bankruptcy estate and not subject to rejection under section 365 of the Bankruptcy Code. WBWB, on the other hand, submits that the Royalty Agreement gives Dominion only a contractual right to payment that may be impaired in bankruptcy. The characterization of the Royalty Agreement turns on the nature of the Royalty Interest under Alabama law. *Butner v. U.S.*, 440 U.S. 48, 55 (1979) (“[P]roperty interests are created and defined by state law. Unless

some federal interest requires a different result, there is no reason why such interests should be analyzed differently simply because an interested party is involved in a bankruptcy proceeding.”).

28. Because a grantor cannot convey any greater interest than that which he possesses,¹⁰ the nature of a royalty interest is determined by, or derivative of, the nature of the property interest created by the underlying oil and gas lease. Therefore, if a lease is in the nature of personal property, a royalty interest in that lease will also be characterized as personal property. If the lease is characterized as a fee interest in real property, the royalty interest will also be classified as a fee interest in real property. *See Apache Corp. v. W&T Offshore, Inc.*, 626 F.3d 789, 797 (5th Cir. 2010) (plaintiff’s working interest in offshore oil and gas lease only gave whatever rights plaintiff’s predecessors had because party cannot assign what it does not own, or convey any rights greater than which it held.). The royalty interest cannot take on a greater dignity than the lease from which it was carved, because a grantor cannot convey a greater interest than he possesses. *See Gregg v. Lessee of Sayre*, 33 U.S. 244, 254 (1834) (grantor “could convey no greater interest in the land than he possessed”).

29. To analyze the nature of the rights conveyed to a lessee under an oil and gas lease in Alabama, it is essential to first examine the nature of the interest in the gas held by the landowner. Most states follow one of two generally accepted theories of gas ownership. Some states have adopted the “ownership-in-place” theory of ownership of natural gas. Under this theory, “gas and oil in place are minerals and realty, subject to ownership, severance, and sale, while embedded in the sand or rocks beneath the earth’s surface, in like manner and to the same extent as is coal or any other solid mineral.” *NCNB v. West*, 631 So. 2d 212, 223 (Ala. 1993), citing *Stephens County v. Mid-Kansas Oil & Gas Co.*, 254 S.W. 290, 292 (Tex. 1923). Thus, in

¹⁰ *See Chancy v. Chancy Lake Homeowners Ass’n, Inc.*, 55 So. 3d 287, 297 (Ala. Civ. App. 2010).

ownership-in-place states, “the owner of a tract of land holds the fee in oil and gas underlying the boundaries of his property even though the oil and gas are not the subject of actual possession until brought to the surface.” *NCNB*, 631 So. 2d at 223.

30. In contrast, other states—including Alabama—determine ownership of oil and gas under the “non-ownership theory,” which recognizes the migratory nature of oil and gas and requires actual possession to establish ownership. *Id.*, citing *Sun Oil Co. v. Oswell*, 62 So. 2d 783, 787 (Ala. 1953). In non-ownership states, the right held by the landowner is not a fee interest in the oil and gas in the land, but “the right to reduce the oil and gas to possession or to sever this right for economic consideration.” *Id.*; see also *In re Hillsborough Holdings Corp.*, 207 B.R. 299, 303 (Bankr. M.D. Fla. 1997) (citing *NCNB v. West* and affirming that “Alabama . . . does not follow the ‘ownership in place’ theory of ownership”); 1 HOWARD R. WILLIAMS & CHARLES J. MEYERS, *OIL AND GAS LAW* at §§ 203, 203.1 (Rev. Ed. 2007) (identifying Alabama as a non-ownership state, based on the Alabama Supreme Court’s decisions in *NCNB v. West* and *Sun Oil Co. v. Oswell*).

31. Thus, in non-ownership states like Alabama, a landowner does not own the gas in the ground, but only the right to reduce it to possession. What the landowner “owns” in Alabama is the right to reduce gas to possession. The material question, then, is what is the nature of a right to reduce gas to possession? Dominion has argued that the right to reduce gas to possession is a “real property interest.” While an interest may be a “real property interest” in the sense that it is connected to real property in some way, it does not necessarily rise to the level of a fee or freehold interest, and Alabama case law establishes that the right to reduce gas to possession is a personal property interest.

32. For example, in distinguishing between the ownership and non-ownership theories, the *NCNB* court noted that in the former “the owner of a tract of land holds the fee in oil and gas underlying the boundaries of his property even though oil and gas are not the subject of actual possession until brought to the surface,” while in the latter, actual possession is required to establish ownership, and the right of the landowner is “the right to reduce the oil and gas to possession or sever this right for economic consideration.” *NCNB*, 631 So. 2d at 223. While the right to take possession of the gas may relate to the real property, the *NCNB* court makes clear that it is something less than a fee interest of the sort held by landowners in ownership-in-place states. Similarly, in evaluating the nature of a coal lease that granted the lessee the right to enter land to mine for coal, the Alabama Supreme Court held that such a right was something less than a fee or freehold interest. *State v. Roden Coal Co.*, 197 Ala. 407, 414 (1916) (finding that a mineral lease that grants only the right or privilege to enter the land for the purpose of mining and removing the minerals is not a grant of “title to or property in the minerals themselves while in the ground”). While such “a leasehold interest is property, a chattel real,” the *Roden Coal* court concluded that “[s]uch a right, however, is in the nature of personal property.” *Id.* at 416-417.

33. Since Alabama is a non-ownership state, the interest of an Alabama landowner with respect to the gas under the property is not a fee interest in the gas *in situ*, but the right to reduce it to possession. *NCNB*, 631 So. 2d at 223. Therefore, as a matter of law, the leases cannot convey anything more than the right to reduce gas to possession, because a grantor cannot convey a greater interest than he possesses. See *Gregg v. Lessee of Sayre*, 33 U.S. 244, 254 (1834). And though “a leasehold interest is property, a chattel real” under Alabama law, and conveys the right to explore and take minerals when found, “[s]uch a right, however, is in the

nature of personal property.”¹¹ *Roden Coal*, 197 Ala. at 416-417. Since the Leases underlying Dominion’s Royalty Interest are personal property interests under Alabama law, the Royalty Agreement is necessarily a personal property interest, because WBWB could not convey a greater interest than it possessed.¹² *Gregg*, 33 U.S. at 254.

34. Dominion points to language of “conveyance” in the Royalty Agreement as supposed proof of its true character, but the pertinent terms of the Royalty Agreement do not support this characterization. First, Dominion’s interests are specifically limited to the “Company Interests,” which are defined in the Royalty Agreement as “each and every kind and character of right, title, claim, or interest that Assignor has . . . in the leasehold estate and the Leased Land in and under the Leases” Royalty Agreement, p. 3. Moreover, Dominion’s Royalty Interest under the Royalty Agreement depends on the sale of the “Subject Gas,” which is defined as “all Gas in and under, and that may be produced from, and that shall be attributable to, the Company Interests” Royalty Agreement, p. 4. Under Alabama law, the “Company Interests”—i.e., WBWB’s interest in the leasehold estate and the Leased Land and in and under the Leases—is not a fee interest in the gas in the ground, but only the right to reduce gas to

¹¹ See BLACK’S LAW DICTIONARY, 6th ed. 1990 (defining “chattel” as “[a]n article of personal property, as distinguished from real property” and defining “real chattels” as “such as concern real property, such as leasehold estates; interests issuing out of, or annexed to, real estate, such chattel interests as devolve after the manner of realty. An interest in real estate less than a freehold or fee.”)

¹² If oil and gas leases are personal property interests, the overriding royalty interests arising out of such leases are necessarily personal property interests as well. See *Denver Nat’l Bank of Denver, Col. v. State Comm’n of Revenue and Taxation*, 272 P.2d 1070, 1073 (Kan. 1954) (“It is well settled that an oil and gas lease conveys no interest in land but is merely a license to explore and is personal property, an incorporeal hereditament, a *profit á prendre*. The [overriding royalty] interests owned by the decedent arose from oil and gas leases. They take on the same character as the instrument from which they arose”) (internal citations omitted); *Dougherty v. Cal. Kettleman Oil Royalties, Inc.*, 69 P.2d 155, 164 (Cal. 1937) (“It is perfectly clear that the term ‘real estate,’ as used in the constitutional provision, applies only to freehold interests. It does not apply to terms less than a freehold, such as an interest for a term of years. It has quite recently been held by this court that an oil and gas lease for a term of years is not real estate; that although such a lease creates an interest in real property, or in real estate, being less than a freehold it is a chattel real which is personal property. Obviously a royalty interest, such as is here involved, cannot rise to a greater dignity than the lease upon which it is predicated.”) (internal citations omitted). The holdings in *Denver Nat’l Bank* and *Dougherty* uphold the venerable principle that a grantor cannot convey a greater interest than he possesses. Here, too, WBWB’s interest in the Leases is less than a freehold; it is a chattel real, which is personal property. *Dougherty*, 69 P.2d at 164; *Roden Coal*, 197 Ala. at 416-417. Dominion can have no greater interest than WBWB.

possession, since that is all the landowner had to convey to WBWB as lessee. *See NCNB*, 631 So. 2d at 223 (“The owner of property containing gas has the right to reduce the gas to possession or to sever the gas rights by conveyance.”). The right to enter land to mine for minerals is a personal property interest under Alabama law. *Roden Coal*, 197 Ala. at 413-417. Since at no point does WBWB ever have a fee interest in the Subject Gas, under both the Royalty Agreement and Alabama law, neither does Dominion.

35. In addition, none of the Dominion Agreements require WBWB to segregate the Proceeds attributable to its Royalty Interest. One bankruptcy court noted that funds claimed by an overriding royalty holder that were not placed in an escrow account or paid in traceable funds are more likely to be found to be property of the Debtors’ estate, regardless of the parties’ characterization of the agreement. *In re ATP Oil & Gas Corp.*, 2015 WL 6557012 at * 12 (Bankr. S.D. Tex. Oct. 28, 2015). While segregation of the Proceeds might be indicative of an ownership interest in the Proceeds, the Dominion Agreements do not require WBWB to segregate the Proceeds, and Dominion has not alleged that WBWB has ever segregated the Proceeds.

36. What Dominion is entitled to under the Royalty Agreement is payment. Specifically, ¶ 3.01 of the Royalty Agreement provides that “[o]n or before the last Business Day before the 45th day after the close of the Computation Period, the Company Interests Owner ***shall pay*** to Royalty Owner by wire transfer of immediately available funds to the account specified from time to time by the Royalty Owner a sum equal to the Royalty Owner’s share of the Gross Proceeds theretofore received with respect to Subject Gas sold prior to the end of such Computation Period and not previously paid, subject to Section 3.04(c) below.” Royalty Agreement at ¶ 3.01 (emphasis added). Dominion has the right to receive payment of a non-

specific “sum equal to” its share of gross proceeds from the sale of Subject Gas. The Subject Gas, by definition, is attributable to the Company Interests, which are in turn limited by WBWB’s interest in the Leases, which, as discussed in detail above, is not a fee interest in the Subject Gas, but the personal property right to reduce it to possession. The Royalty Interest, therefore, cannot be a fee interest either. The Royalty Agreement gives Dominion a contractual right to payment of a non-specific sum that may be impaired in bankruptcy.

37. For the foregoing reasons, the Royalty Agreement did not convey a fee interest in the Subject Gas to Dominion, but gives Dominion a contractual right to payment. Because the remaining Dominion Agreements serve only to implement the Royalty Agreement, they are also contracts that do not convey fee interests in the Subject Gas. As contracts, the Dominion Agreements may be rejected under section 365 if they are “executory.” The Dominion Agreements are executory contracts under the “functional test” applied by the Eleventh Circuit in *In re General Development Corp.*, 84 F.3d 1364 (11th Cir. 1996), because they are burdensome to WBWB, and rejection will benefit WBWB, its estate, and its creditors.

38. After the conclusion of the hearing, Dominion filed a Motion to Strike certain portions of Debtors’ proposed findings of facts and conclusions of law. The Court considered that motion, and except as incorporated herein, the motion is **DENIED**.

39. Based on the foregoing, it is **ORDERED, ADJUDGED, and DECREED** that WBWB’s Motion is **GRANTED**, and the Dominion Agreements are hereby **REJECTED** under section 365 of the Bankruptcy Code.

Dated: December 28, 2015

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