

United States Bankruptcy Court  
Northern District of AlabamaPowell,  
Plaintiff

Adv. Proc. No. 15-00098-TOM

New WEI, Inc., et al.,  
Defendant**CERTIFICATE OF NOTICE**

District/off: 1126-2

User: ltumlin  
Form ID: pdf000Page 1 of 1  
Total Noticed: 4

Date Rcvd: Jun 14, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 16, 2017.

aty	+Alicia K. Haynes, 1600 Woodmere Drive, Birmingham, AL 35226-3574
intp	+Angeline Jackson Sperling, 2008 21st Street Ensley, Birmingham, AL 35218-2963
dft	+New WEI, Inc., et al., 3000 Riverchase Galleria, Suite 1700, Birmingham, AL 35244-2378

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
 ba +E-mail/Text: bnc\_notices\_southern@alnb.uscourts.gov Jun 15 2017 00:23:48 J. Thomas Corbett,  
 Bankruptcy Administrator, 1800 5th Avenue North, Birmingham, AL 35203-2111

TOTAL: 1

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.****Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jun 16, 2017

Signature: /s/Joseph Speetjens**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 14, 2017 at the address(es) listed below:

Andre' M Toffel	trustee@toffelpc.com, jcraft@toffelpc.com;atoffel@ecf.epiqsystems.com
Angeline Jackson Sperling	on behalf of Plaintiff Stacy Powell Sperlinglaw@Mindspring.com
Jameria Johnson Moore	on behalf of Plaintiff Stacy Powell jameriaj@bellsouth.net
James Blake Bailey	on behalf of Defendant New WEI, Inc., et al. jbailey@bradley.com, kkirsch@bradley.com
Stephen B Porterfield	on behalf of Defendant New WEI, Inc., et al. sporterfield@sirote.com, fwillingham@sirote.com
Thomas Benjamin Humphries	on behalf of Defendant New WEI, Inc., et al. thumphries@sirote.com, cstanford@sirote.com

TOTAL: 6



1502741170621000000000004

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

In re:	)	
	)	Case No. 15-02741
	)	
NEW WEI, INC., et al,	)	Chapter 7
	)	
Debtor.	)	
	)	
<hr style="border: 0.5px solid black;"/>		
	)	
STACY POWELL,	)	
	)	
Plaintiff,	)	Adv. Proc. No. 15-00098-TOM
	)	
v.	)	
	)	
NEW WEI, INC., et al,	)	
	)	
Defendant.	)	

**CONSENT ORDER ALLOWING CLAIM AND DISMISSING ADVERSARY  
PROCEEDING**

Before the Court is a civil complaint originally filed in the United States District Court for the Northern District of Alabama by Plaintiff Stacy Powell (“Plaintiff”) against the pre-conversion Debtor, Walter Energy, Inc. (now, New WEI, Inc.), and later transferred to this Court to become this adversary proceeding (the “Adversary Proceeding”). This Court has jurisdiction over the Adversary Proceeding pursuant to 28 U.S.C. §§ 1334 and 157, and the Order of Reference of the District Court. As a matter of estate administration, this Court has the authority to enter a final order pursuant to 28 U.S.C. § 157(b).

The Parties have reached an agreement as to the issues raised in the Adversary Proceeding, and in consideration of the agreement, the pleadings, and the relevant context of this case, it is hereby ORDERED, ADJUDGED, and DECREED:

1. Plaintiff shall be allowed a \$200,000.00 pre-petition general unsecured claim as against the Chapter 7 bankruptcy estate of Debtor New WEI, Inc.;

2. Plaintiff's claim shall be paid, if at all, from any available funds present in the New WEI, Inc. bankruptcy estate, and in accordance with the priority scheme established by the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, and any subsequent Order of this Court;

3. Plaintiff's previously submitted proof of claim shall be disallowed; and,

4. The Adversary Proceeding shall be dismissed with prejudice, costs taxed as paid.

Dated: June 14, 2017

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

This order was reviewed and agreed to by Angeline Jackson Sperling, counsel for Stacy Powell.

Submitted by:

Thomas B. Humphries  
**SIROTE & PERMUTT, PC**  
2311 Highland Ave. South  
Birmingham, AL 35205  
[thumphries@sirote.com](mailto:thumphries@sirote.com)  
Counsel for the Chapter 7 Trustee, Andre Toffel