

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

In re:	)	Chapter 11
)	
MISSION COAL COMPANY, LLC, <i>et al.</i> , ¹	)	Case No. 18-04177-TOM11
)	
Debtors.	)	(Jointly Administered)
)	
	)	Re: Docket No. 355

**ORDER (I) SETTING BAR DATES FOR FILING PROOFS
OF CLAIM, INCLUDING REQUESTS FOR PAYMENT UNDER
SECTION 503(B)(9), (II) ESTABLISHING AMENDED SCHEDULES BAR
DATE AND REJECTION DAMAGES BAR DATE, (III) APPROVING THE
FORM OF AND MANNER FOR FILING PROOFS OF CLAIM, INCLUDING
SECTION 503(B)(9) REQUESTS, AND (IV) APPROVING NOTICE OF BAR DATES**

Upon the motion (the “Motion”)² of the above-captioned debtors and debtors in possession (together, the “Debtors”) for entry of an order (this “Bar Date Order”) (a) approving the Bar Dates, the Proof of Claim Form, the Bar Date Notice, and the Publication Notice, and (b) granting related relief; all as more fully set forth in the Motion; and upon the First Day Declaration; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *General Order of Reference* from the United States District Court for the Northern District of Alabama, dated July

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, include: Mission Coal Company, LLC, LLC (8465); Beard Pinnacle, LLC (0637); Oak Grove Land Company, LLC (6068); Oak Grove Resources, LLC (0300); Pinnacle Land Company, LLC (6070); Pinnacle Mining Company, LLC (7780); Seminole Alabama Mining Complex, LLC (6631); Seminole Coal Resources, LLC (1795); Seminole West Virginia Mining Complex, LLC (7858); Seneca Coal Resources, LLC (1816); and Seneca North American Coal, LLC (5102). The location of the Debtors’ service address is: 7 Sheridan Square, Suite 300, Kingsport, Tennessee 37660.

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Motion. Except as otherwise defined herein and in the Motion, all terms specifically defined in the Bankruptcy Code shall have those meanings given to them by the Bankruptcy Code. In particular, as used herein: (a) the term “claim” has the meaning given to it in section 101(5) of the Bankruptcy Code; (b) the term “entity” has the meaning given to it in section 101(15) of the Bankruptcy Code; (c) the term “governmental unit” has the meaning given to it in section 101(27) of the Bankruptcy Code; and (d) the term “person” has the meaning given to it in section 101(41) of the Bankruptcy Code.

16, 1984, as amended July 17, 1984; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and that this Court may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and this Court having found that the Debtors' notice of the Motion and opportunity for a hearing on the Motion were appropriate under the circumstances and no other notice need be provided; and this Court having reviewed the Motion and having heard the statements in support of the relief requested therein at a hearing before this Court (the "Hearing"); and this Court having determined that the legal and factual bases set forth in the Motion and at the Hearing establish just cause for the relief granted herein; and upon all of the proceedings had before this Court; and after due deliberation and sufficient cause appearing therefor, it is HEREBY ORDERED THAT:

1. The Motion is granted as set forth in this Bar Date Order.

I. The Bar Dates and Procedures for Filing Proofs of Claim.

2. Except in the cases of governmental units and certain other exceptions explicitly set forth in this Bar Date Order, each entity that asserts a claim against the Debtors that arose before the Commencement Date, including requests for payment under section 503(b)(9) of the Bankruptcy Code, shall be required to file an original, written proof of claim (a "Proof of Claim"), substantially in the form attached hereto as **Exhibit 1** or Official Form 410.³

3. Except in the cases of governmental units and certain other exceptions explicitly set forth in this Bar Date Order, all Proofs of Claim must be filed so that they are actually received

³ Copies of Official Form 410 may be obtained by: (a) calling the Debtors' restructuring hotline at 888-585-6494 (toll free) or 818-906-8300 (international); (b) visiting the Debtors' restructuring website at: <https://www.omnimgt.com/missioncoalpoc/>; and/or (c) visiting the website maintained by the Court at <https://www.alnb.uscourts.gov/>.

by Omni on or before **January 18, 2019, at 5:00 p.m., prevailing Central Time** (the “Claims Bar Date”), at the addresses and in the form set forth herein.

4. The Claims Bar Date applies to all claims against the Debtors that arose or are deemed to have arisen before the Commencement Date, except for claims specifically exempt from complying with the applicable Bar Dates (as defined herein) as set forth in this Bar Date Order.

5. All governmental units holding claims (whether secured, unsecured priority, or unsecured non-priority) that arose (or are deemed to have arisen) prior to the Commencement Date, including claims for unpaid taxes, whether such claims arise from prepetition tax years or periods or prepetition transactions to which the Debtors were a party, must file such Proofs of Claim so they are actually received by Omni on or before **April 12, 2019, at 5:00 p.m., prevailing Central Time** (the “Governmental Bar Date”), at the addresses and in the form set forth herein.

6. Unless otherwise ordered by the Court, except for entities that are exempt from complying with the applicable Bar Dates, as set forth in this Bar Date Order, all entities asserting claims arising from the rejection of executory contracts and unexpired leases of the Debtors, pursuant to section 365 of the Bankruptcy Code, or claims otherwise related to such agreements, shall file a Proof of Claim on account of such rejection by the later of (a) the Claims Bar Date or the Governmental Bar Date, as applicable, and (b) 5:00 p.m., prevailing Central time, on the date that is 45 days following entry of an order approving the rejection of any executory contract or unexpired lease of the Debtors (the “Rejection Damages Bar Date”). For the avoidance of doubt, all prepetition and postpetition claims of any kind or nature relating to the rejection of executory contracts or unexpired leases must be filed by the Rejection Damages Bar Date.

7. If the Debtors amend the Schedules after having given notice of the Bar Dates, the Debtors shall give notice by first-class mail of any amendment to holders of claims affected

thereby, and, except for entities that are exempt from complying with the applicable Bar Dates, as set forth in this Bar Date Order, the deadline for those holders to file Proofs of Claim, if necessary, shall be the later of (a) the Claims Bar Date or the Governmental Bar Date, as applicable, and (b) 5:00 p.m., prevailing Central time, on the date that is 45 days from the date the notice of the Schedule amendment is mailed (or another time period as may be fixed by the Court) (the “Amended Schedules Bar Date” and, together with the Claims Bar Date, the Governmental Bar Date, and the Rejection Damages Bar Date, as applicable, the “Bar Date” or “Bar Dates”). If the Debtors amend or supplement their Schedules after the Service Date (as defined herein), the Debtors propose to provide notice of any such amendment or supplement to the holders of claims affected thereby, including notice of the Amended Schedules Bar Date to file proofs of claim in response to the amendment or supplement to the Schedules.

8. Each employee of the Debtors that asserts a claim against the Debtors that arose before the Commencement Date is authorized to file a Proof of Claim that redacts personally identifiable information. Such employees that file a redacted Proof of Claim, are required to serve an unredacted Proof of Claim upon the proposed co-counsel to the Debtors, Kirkland & Ellis LLP, Attn.: Melissa N. Koss and Ciara Foster.

9. The Debtors are authorized to take reasonable action to prevent employees’ personally identifiable information from being publicly available on the claims register.

10. All Proofs of Claim must be filed so as to be **actually received** by Omni on or before the applicable Bar Date. If Proofs of Claim are not received by Omni on or before the applicable Bar Date, except in the case of certain exceptions explicitly set forth in this Bar Date Order, the holders of the underlying claims shall be barred from asserting such claims against the

Debtors and precluded from voting on any plans of reorganization filed in these chapter 11 cases and/or receiving distributions from the Debtors on account of such claims in these chapter 11 cases.

II. Parties Required to File Proofs of Claim.

11. Except as otherwise set forth herein, the Debtors respectfully request that the Court require each of the following entities holding claims against the Debtors arising before the Commencement Date to file Proofs of Claim on or before the applicable Bar Date:

- a. any entity whose claim against a Debtor is not listed in the applicable Debtor's Schedules or is listed as contingent, unliquidated, or disputed if such entity desires to participate in any of these chapter 11 cases or share in any distribution in any of these chapter 11 cases;
- b. any entity who believes that its claim is improperly classified in the Schedules or is listed in an incorrect amount and who desires to have its claim allowed in a different classification or amount other than that identified in the Schedules;
- c. any entity that believes its prepetition claims as listed in the Schedules is not an obligation of the specific Debtor against which the claim is listed and that desires to have its claim allowed against a Debtor other than that identified in the Schedules;
- d. any current or former full-time, part-time, salaried, or hourly employees who believes it may have a claim arising before the Commencement Date, including, but not limited to, claims relating to grievances, property damage, personal injury, wrongful termination, discrimination, harassment, hostile work environment, and/or retaliation; *provided, however*, that current employees do not need to submit a Proof of Claim for wages, commissions, or benefits; and
- e. any entity who believes that its claim against a Debtor is or may be an administrative expense pursuant to section 503(b)(9) of the Bankruptcy Code.

III. Parties Not Required to File Proofs of Claim by Any Bar Date.

12. Notwithstanding anything contained in this Bar Date Order, the following entities and categories of claimants shall **not** be required to file a Proof of Claim arising prior to the applicable Bar Date:

- a. any entity that already has filed a signed Proof of Claim against the applicable Debtor with Omni in a form substantially similar to Official Form 410;
- b. any entity whose claim is listed on the Schedules if: (i) the claim is *not* scheduled by the Debtors as any of “disputed,” “contingent,” or “unliquidated;” (ii) such entity agrees with the amount, nature, and priority of the claim as set forth in the Schedules; and (iii) such entity does not dispute that its claim is an obligation only of the specific Debtor against which the claim is listed in the Schedules;
- c. any entity whose claim has previously been allowed by a final order of the Court;
- d. any Debtor having a claim against another Debtor; *provided, however*, for the avoidance of doubt, that any non-Debtor affiliate having a claim against a Debtor in these chapter 11 cases not listed on the Schedules must file a Proof of Claim;
- e. a current employee of the Debtors, for any claim related to wages, commissions, or benefits (i) arising in the ordinary course of business postpetition or (ii) previously authorized to be paid by the *Final Order (I) Authorizing the Debtors to (A) Pay Prepetition Wages, Salaries, Other Compensation, and Reimbursable Expenses and (B) Continue Employee Benefits Programs, and (II) Granting Related Relief* [Docket No. 315];
- f. any current or former officer, manager, director, or employee for claims based on indemnification, contribution, or reimbursement;
- g. any entity holding a claim for which a separate deadline is fixed by this Court;
- h. any entity holding a claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an expense of administration incurred in the ordinary course; *provided* that any entity asserting a claim entitled to priority under section 503(b)(9) of the Bankruptcy Code must assert such claims by filing a request for payment or a Proof of Claim on or prior to the Claims Bar Date;
- i. any entity holding an equity interest in any Debtor;
- j. professionals retained in these chapter 11 cases by the Debtors or the Creditors’ Committee;
- k. any of the Prepetition First Lien Parties or the DIP Parties (each as defined in the *Final Order (I) Authorizing Postpetition Secured Financing Pursuant*

to 11 U.S.C. §§ 105(a), 361, 362, 363, 364(c)(1), 364(c)(2), 364(c)(3), 364(d)(1) and 364(e), (II) Authorizing the Debtors' Use of Cash Collateral Pursuant to 11 U.S.C. § 363, (III) Granting Adequate Protection Pursuant to 11 U.S.C. §§ 361, 363 and 364, and (IV) Scheduling a Final Hearing Pursuant to Bankruptcy Rules 4001(B) and 4001(C) [Docket No. 300] (the "Final DIP Order") for any and all claims arising from or related to any of the Prepetition First Lien Obligations or the DIP Obligations (each as defined in the Final DIP Order), which claim(s), to the extent outstanding, shall constitute allowed claim(s) against each of the Debtors as set forth in the Final DIP Order without the need for such entity to file any claims by any of the Bar Dates established by the Bar Date Order; *provided, however*, that the DIP Agent and the First Lien Agent (each as defined in the Final DIP Order) are each authorized but not required to file one master proof of claim by the Claims Bar Date with respect to any claims arising from or related to any of the Prepetition First Lien Obligations or the DIP Obligations, respectively; *provided, further, however*, that should any of the Prepetition First Lien Parties or DIP Parties file or have already filed a claim or claims arising from or relating to any of the Prepetition First Lien Obligations or DIP Obligations against any of the Debtors, any such claim(s) will be deemed as filed against each guarantor under the applicable documents;⁴

1. any Debtor having a claim against another Debtor or any of the non-debtor subsidiaries (whether direct or indirect) of Mission Coal Company, LLC having a claim against the Debtors.

13. No entity wishing to assert an interest in a Debtor shall be required to file a proof of interest; *provided* that if any such entity asserts a claim (as opposed to an ownership interest) against the Debtors (including claim relating to its status as an equity interest or the purchase or sale of such equity interest) a Proof of Claim must be filed unless otherwise exempted by this Bar Date Order.

⁴ All references in this Bar Date Order to any of the Prepetition First Lien Parties or the DIP Parties shall include, in each case, its successors and assigns and each professional of the Prepetition First Lien Parties and DIP Parties. For the avoidance of doubt, and notwithstanding anything in this Bar Date Order, the professionals of the Prepetition First Lien Parties and the DIP Parties are not required to file Proofs of Claim for any prepetition claims or postpetition claims and/or requests for payment of administrative expense claims in any of these chapter 11 cases with respect to their fees and expenses, which fees and expenses shall be paid pursuant to the terms of the Final DIP Order.

IV. Substantive Requirements of Proofs of Claim.

14. The following requirements shall apply with respect to filing and preparing each

Proof of Claim:

- a. **Contents.** Each Proof of Claim must: (i) be legible; (ii) include a claim amount denominated in United States dollars using, if applicable, the exchange rate as of 5:00 p.m., prevailing Central Time, on the Commencement Date (and to the extent such claim is converted to United States dollars, state the rate used in such conversion); (iii) conform substantially to the Proof of Claim Form provided by the Debtors or Official Form 410; and (iv) be signed by the claimant or by an authorized agent or legal representative of the claimant on behalf of the claimant, whether such signature is an electronic signature or is ink.
- b. **Section 503(b)(9) Claim.** Any Proof of Claim asserting a claim entitled to priority under section 503(b)(9) of the Bankruptcy Code must also: (i) include the value of the goods delivered to and received by the Debtors in the 20 days prior to the Commencement Date; (ii) attach any documentation identifying the particular invoices for which the 503(b)(9) claim is being asserted; and (iii) attach documentation of any reclamation demand made to the Debtors under section 546(c) of the Bankruptcy Code (if applicable).
- c. **Electronic Signatures Permitted.** Proofs of Claim signed electronically by the claimant or an authorized agent or legal representative of the claimant may be deemed acceptable for purposes of claims administration. Copies of Proofs of Claim, or Proofs of Claim sent by facsimile or electronic mail will not be accepted.
- d. **Identification of the Debtor Entity.** Except for any master proof of claim permitted hereunder, each Proof of Claim must clearly identify the Debtor against which a claim is asserted, including the individual Debtor's case number. Except for any master proof of claim, a Proof of Claim filed under the joint administration case number or otherwise without identifying a specific Debtor, will be deemed as filed only against Mission Coal Company, LLC.
- e. **Claim Against Multiple Debtor Entities.** Except for any master proof of claim permitted hereunder, each Proof of Claim must state a claim against **only one** Debtor, clearly indicate the Debtor against which the claim is asserted, and be filed on the claims register of such Debtor. To the extent more than one Debtor is listed on the Proof of Claim, such claim may be treated as if filed only against Mission Coal Company, LLC, other than any master proof of claim.

- f. **Supporting Documentation.** Except for any master proof of claims permitted hereunder, each Proof of Claim must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d). If, however, such documentation is voluminous, upon prior written consent of the Debtors' counsel, such Proof of Claim may include a summary of such documentation or an explanation as to why such documentation is not available; *provided* that any creditor that received such written consent shall be required to transmit such writings to Debtors' and Committee's respective counsels upon request no later than ten (10) days from the date of such request.
- g. **Timely Service.** Each Proof of Claim must be filed, including supporting documentation so as to be **actually received** by Omni.

If sent electronically, submission is to occur through the interface located at:

<https://omnimgt.com/missioncoalpoc/>

If submitted through non-electronic means, by U.S. Mail or other hand delivery system at the following address:

If sent by mail, send to:

Mission Coal Company, LLC, et al. Claims Processing
c/o Omni Management Group
5955 DeSoto Ave., Suite 100
Woodland Hills, CA 91367

If sent by Overnight Courier or Hand Delivery, send to:

Mission Coal Company, LLC, et al. Claims Processing
c/o Omni Management Group
5955 DeSoto Ave., Suite 100
Woodland Hills, CA 91367

**PROOFS OF CLAIM SUBMITTED BY FACSIMILE OR
ELECTRONIC MAIL WILL NOT BE ACCEPTED.**

- h. **Receipt of Service.** Claimants wishing to receive acknowledgment that their Proofs of Claim were received by Omni must submit (i) a copy of the Proof of Claim Form (in addition to the original Proof of Claim Form sent to Omni) and (ii) a self-addressed, stamped envelope.

15. Notwithstanding anything to the contrary in this Order, the DIP Agent and the First Lien Agent (the "Agents") and Mission Coal Funding, LLC ("MCF") are authorized, but not

required, in their sole discretion, to file one master Proof of Claim (any such claim, a “Master Proof of Claim”) on behalf of all holders (“Debt Claim Holder”) of claims under the applicable debt documents (“Debt Claims”). Any such Master Proof of Claim shall have the same effect as if each applicable Debt Claim Holder had individually filed a Proof of Claim against each applicable Debtor on account of such Debt Claim Holder’s Debt Claim. The Agents and MCF shall not be required to file with its respective Master Proof of Claim any instruments, agreement, or other documents evidencing the obligations referenced in such Master Proof of Claim, which instruments, agreements, or other documents will be provided upon written request to counsel for the applicable Agent or MCF. For administrative convenience, any Master Proof of Claim authorized herein shall be filed in the case of Debtor Mission Coal Company, LLC, Case No. 18-04177-TOM11 (the “Lead Case”), with respect to all amounts asserted in such Master Proof of Claim, and such Master Proof of Claim shall be deemed to be filed and asserted by the applicable entity or entities against every Debtor that is liable for the applicable claim so long as such authorized Master Proof of Claim sets forth in reasonable detail the basis for such claim and, to the extent reasonably possible, the amount asserted against each applicable Debtor. No authorized Master Proof of Claim shall be disallowed, reduced, or expunged on the basis that it is filed only in the Lead Case and only against Debtor Mission Coal Company, LLC.

16. The United Mine Workers of America (the “UMWA”) may file a master proof of claim in the Lead Case against Debtor Mission Coal Company, LLC, which shall be deemed to be filed and asserted against each applicable Debtor that is liable for such claim, for any claims against such entity held by the parties the UMWA represents (the “UMWA Parties”) on account of retiree benefits (as defined in section 1114 of the Bankruptcy Code) (collectively, the “UMWA Retiree Claims”). The term UMWA Retiree Claims does not include any claims unrelated to retiree

benefits (including, without limitation, claims for personal injury or property damage). *For the avoidance of doubt, the retirees that the UMWA represents are not required to file a proof of claim with respect to the matters covered by the UMWA Retiree Claims, but must file a proof of claim with respect to any claim held by such retiree that is unrelated to retiree benefits (for example, claims for personal injury or property damage).* The foregoing is intended solely for administrative convenience and shall not be deemed to constitute an agreement or admission as to the validity of any of the UMWA Retiree Claims and shall not affect the substantive rights of any of the Debtors, the UMWA, the UMWA Parties, or any other party in interest, including with respect to the allowance, amount, or priority of the UMWA Retiree Claims or with respect to any objection, defense, offset, or counterclaim related to the UMWA Retiree Claims or any party's rights to contest or object to the UMWA Retiree Claims on any grounds. No UMWA Retiree Claim shall be disallowed, reduced, or expunged on the basis that it is filed only in the Lead Case and only against Debtor Mission Coal Company, LLC.

V. Procedures for Providing Notice of the Bar Date.

A. Mailing of Bar Date Notices.

17. On or as soon as is reasonably practical after entry of the Bar Date Order and in any event by no later than December 22, 2018 (the "Service Date"), the Debtors shall cause a written notice of the Bar Dates, substantially in the form attached hereto as **Exhibit 2** (the "Bar Date Notice") and a Proof of Claim Form (together, the "Bar Date Package") to be served via first class mail to the following entities:

- a. the Bankruptcy Administrator for the Northern District of Alabama;
- b. counsel to the Creditor's Committee;
- c. the agent under the DIP Facility and counsel thereto;

- d. the DIP Lenders and counsel thereto;
- e. the agent under the Prepetition First Lien Facility and counsel thereto;
- f. the lenders under the Prepetition First Lien Facility and counsel thereto;
- g. MCF and counsel thereto;
- h. all known claimants and their counsel (if known) as of the date of entry of the Bar Date Order, including all entities listed in the Schedules as holding claims against the Debtors;
- i. all entities that have requested notice of the proceedings in these chapter 11 cases pursuant to Bankruptcy Rule 2002 as of the date of the Bar Date Order;
- j. all entities that have filed proofs of claim in these chapter 11 cases as of the date of the Bar Date Order;
- k. all known, non-Debtor, equity holders of the Debtors as of the date the Bar Date Order is entered;
- l. all entities who are party to executory contracts and unexpired leases with the Debtors;
- m. all entities who are party to litigation with the Debtors;
- n. all current and former employees (to the extent that contact information for former employees is available in the Debtors' records);⁵
- o. all regulatory authorities that regulate the Debtors' businesses, including environmental and permitting authorities;
- p. the Offices of the Attorney General for each of the states in which the Debtors operate;
- q. all taxing authorities for the jurisdictions in which the Debtors maintain or conduct business;
- r. the Securities and Exchange Commission;
- s. the United Mine Workers of America;

⁵ As set forth herein, the proposed Bar Date Order grants current employees authority to file a proof of claim with personally identifiable information redacted.

- t. the Pension Benefit Guarantee Corporation; and
- u. the Executive Office for United States Attorneys.

18. The Debtors shall mail notice of the Bar Date Notice only to their known creditors, and such mailing shall be made to the last known mailing address for each such creditor, as reflected in the Debtors' books and records at such time.

19. The Debtors shall provide all known creditors listed in the Debtors' Schedules with a personalized Proof of Claim Form, which will set forth: (a) the identity of the Debtor against which the creditor's claim is scheduled; (b) the amount of the scheduled claim, if any; (c) whether the claim is listed as contingent, unliquidated, or disputed; and (d) whether the claim is listed as secured, unsecured priority, or unsecured non-priority. Each creditor shall have an opportunity to inspect the Proof of Claim Form provided by the Debtors and correct any information that is missing, incorrect, or incomplete. Additionally, any creditor may choose to submit a Proof of Claim on a different form as long as it is substantially similar to Official Form 410.

20. After the initial mailing of the Bar Date Packages, the Debtors may, in their discretion, make supplemental mailings of notices or packages, including in the event that: (a) notices are returned by the post office with forwarding addresses; (b) certain parties acting on behalf of parties in interest decline to pass along notices to these parties and instead return their names and addresses to the Debtors for direct mailing, and (c) additional potential claimants become known after the initial mailing of the Bar Date Package. In this regard, the Debtors may make supplemental mailings of the Bar Date Package in these and similar circumstances at any time up to 10 days in advance of the Bar Date, with any such mailings being deemed timely and the Bar Date being applicable to the recipient creditors.

B. Publication of Bar Date Notice.

21. The Debtors shall cause notice of the Bar Date Notice to be given by publication to creditors to whom notice by mail is impracticable, including creditors who are unknown or not reasonably ascertainable by the Debtors and creditors whose identities are known but whose addresses are unknown by the Debtors. Specifically, the Debtors shall cause the Bar Date Notice to be published as soon as reasonably practicable after entry of the Bar Date Order, modified for publication in substantially the form annexed hereto as **Exhibit 3** (the “Publication Notice”), on one occasion, in the following local and national publications: *Birmingham News*, *Alabama Messenger*, *Kingsport Times-News*, *Charleston Gazette-Mail*, and *USA Today* (national edition), and any such other local publications that the Debtors deem appropriate and disclose in their Affidavit of Service.

22. Pursuant to Bankruptcy Rules 2002(f) and 2002(l), the Debtors shall publish on its corporate website notice of the General Claims Bar Date at least 28 days prior to the General Claims Bar Date and shall provide a link to the Notice Claims Agent website where the Bar Date Notice can be found (the “Website Notice”). The Publication Notice, together with the Website Notice is hereby approved and shall be deemed good, adequate, and sufficient publication notice of the General Claims Bar Date, is constitutionally proper, and satisfies the Bankruptcy Code, the Bankruptcy Rules, and the Local Rules.

VI. Consequences of Failure to File a Proof of Claim.

23. Any entity who is required (and not exempt) under this Bar Date Order, but fails, to file a Proof of Claim in accordance with the Bar Date Order on or before the applicable Bar Date shall be forever barred, estopped, and enjoined from asserting such claim against the Debtors (or filing a Proof of Claim with respect thereto) and the Debtors and their property shall be forever

discharged from any and all indebtedness or liability with respect to or arising from such claim. Without limiting the foregoing sentence, any creditor asserting a claim entitled to priority pursuant to section 503(b)(9) of the Bankruptcy Code that fails to file a proof of claim in accordance with this Bar Date Order shall not be entitled to any priority treatment on account of such claim pursuant to section 503(b)(9) of the Bankruptcy Code, regardless of whether such claim is identified on the Schedules as not contingent, not disputed, and not liquidated.

24. Any such entity who is required (and not exempt) under this Bar Date Order, but fails, to file a Proof of Claim in accordance with the Bar Date Order on or before the applicable Bar Date shall be prohibited from voting to accept or reject any chapter 11 plan filed in these chapter 11 cases, participating in any distribution in these chapter 11 cases on account of such claim, or receiving further notices regarding such claim.

VII. Miscellaneous.

25. Omni shall, using the Court's ECF System, at least weekly during these chapter 11 cases electronically file all proofs of claim that Omni has received or will receive in these cases. Upon receipt of a proof of claim or a transfer of claim, Omni shall stamp the receipt date and time on the document before filing it with the Court. The Clerk need not physically transfer any claim that she receives electronically to Omni. The Clerk shall, by using Omni's overnight express account, transmit to Omni any paper proof of claim that it receives.

26. Notice of the Bar Dates as set forth in this order and in the manner set forth herein (including, but not limited to, the Bar Date Notice, the Publication Notice, and any supplemental notices that the Debtors may send from time to time) constitutes adequate and sufficient notice of each of the Bar Dates and satisfies the requirements of the Bankruptcy Code and the Bankruptcy Rules.

27. The terms and conditions of this Bar Date Order shall be immediately effective and enforceable upon entry of the Bar Date Order.

28. The Debtors are authorized to take all actions necessary to effectuate the relief granted in this Bar Date Order in accordance with the Motion.

29. This Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Bar Date Order.

30. No later than two days after the date of this Bar Date Order, Omni is directed to serve a copy of the Bar Date Order on the Notice Parties and is directed to file a certificate of service no later than 24 hours after service.

Dated: December 20, 2018
Birmingham, Alabama

/s/ Tamara O. Mitchell
THE HONORABLE TAMARA O. MITCHELL
UNITED STATES BANKRUPTCY JUDGE

Exhibit 1

Proof of Claim Form

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ALABAMA

Debtor and Case Number:

- Mission Coal Company, LLC - 18-04177
 Oak Grove Land Company, LLC - 18-04179
 Seminole Coal Resources, LLC - 18-04183
 Oak Grove Resources, LLC - 18-04178
 Pinnacle Land Company, LLC - 18-04180
 Seneca Coal Resources, LLC - 18-04185
 Beard Pinnacle, LLC - 18-04178
 Pinnacle Mining Company, LLC - 18-04181
 Seneca North American Coal, LLC - 18-04186
 Seminole Alabama Mining Complex, LLC - 18-0418
 Seminole West Virginia Mining Complex, LLC - 18-04184

Official Form 410
Proof of Claim

04/16

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. Do not send original documents; they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

<p>1. Who is the current creditor?</p>	<p>_____ Name of the current creditor (the person or entity to be paid for this claim)</p> <p>Other names the creditor used with the debtor _____</p>	
<p>2. Has this claim been acquired from someone else?</p>	<p><input type="checkbox"/> No</p> <p><input type="checkbox"/> Yes From whom? _____</p>	
<p>3. Where should notices and payments to the creditor be sent?</p> <p>Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)</p>	<p>Where should notices to the creditor be sent?</p> <p>Name _____</p> <p>Number Street _____</p> <p>City State ZIP Code _____</p> <p>Contact Phone _____</p> <p>Contact email _____</p> <p>Uniform claim identifier for electronic payments in chapter 13 (if you use one) _____</p>	<p>Where should payments to the creditor be sent? (if different)</p> <p>Name _____</p> <p>Number Street _____</p> <p>City State ZIP Code _____</p> <p>Contact Phone _____</p> <p>Contact email _____</p>
<p>4. Does this claim amend one already filed?</p>	<p><input type="checkbox"/> No</p> <p><input type="checkbox"/> Yes Claim Number on court claims registry (if known) _____ Filed On _____ MM / DD / YYYY</p>	
<p>5. Do you know if anyone else has filed a proof of claim for this claim?</p>	<p><input type="checkbox"/> No</p> <p><input type="checkbox"/> Yes Who made the earlier filing? _____</p>	

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor?	<input type="checkbox"/> No <input type="checkbox"/> Yes	Last 4 digits of the debtor's account or any number you use to identify the debtor: _____
7. How much is the claim?	\$ _____	Does this amount include interest or other charges? <input type="checkbox"/> No <input type="checkbox"/> Yes Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).
8. What is the basis of the claim?	Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card. Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c). Limit disclosing information that is entitled to privacy, such as health care information _____	
9. Is all or part of the claim secured?	<input type="checkbox"/> No <input type="checkbox"/> Yes	The claim is secured by a lien on property Nature of property: <input type="checkbox"/> Real Estate If the claim is secured by the debtor's principal residence, file a <i>Mortgage Proof of Claim Attachment</i> (Official Form 410-A) with this <i>Proof of Claim</i> <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: _____ Basis for perfection: _____ Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded). Value of Property: \$ _____ Amount of the claim that is secured: \$ _____ Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amounts should match the amount in line 7). Amount necessary to cure any default as of the date of the petition: \$ _____ Annual Interest Rate: (when case was filed) _____% <input type="checkbox"/> Fixed <input type="checkbox"/> Variable
10. Is this claim based on a lease?	<input type="checkbox"/> No <input type="checkbox"/> Yes	Amount necessary to cure any default as of the date of the petition. \$ _____
11. Is this claim subject to a right of setoff?	<input type="checkbox"/> No <input type="checkbox"/> Yes	Identify the property: _____
12. Is this claim for the value of goods received by the debtor 20 days before the commencement date of this case (11 U.S.C. §503(b)(9))?	<input type="checkbox"/> No <input type="checkbox"/> Yes	Amount of 503(b)(9) Claim: \$ _____

<p>13. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?</p> <p>A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.</p>	<input type="checkbox"/> No		
	<input type="checkbox"/> Yes	<i>Check all that apply</i>	
	<input type="checkbox"/>	Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
	<input type="checkbox"/>	Up to \$2,850* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
	<input type="checkbox"/>	Wages, salaries, or commissions (up to \$12,850*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ _____
	<input type="checkbox"/>	Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
	<input type="checkbox"/>	Contributions to an employee benefit plan 11 U.S.C. § 507(a)(5).	\$ _____
	<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)(____) that applies.	\$ _____	
<p>* Amounts are subject to adjustment on 4/01/19 and every 3 years after that for cases begun on or after the date of adjustment.</p>			

Part 3: Sign Below	
<p>The person completing this proof of claim must sign and date it.</p> <p>FRBP 9011(b).</p> <p>If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.</p> <p>A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.</p>	<p><i>Check the appropriate box:</i></p> <p><input type="checkbox"/> I am the creditor.</p> <p><input type="checkbox"/> I am the creditor's attorney or authorized agent.</p> <p><input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.</p> <p><input type="checkbox"/> I am the guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.</p> <p>I understand that an authorized signature on this <i>Proof of Claim</i> serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.</p> <p>I have examined the information in this <i>Proof of Claim</i> and have a reasonable belief that the information is true and correct.</p> <p>I declare under penalty of perjury that the foregoing is true and correct.</p> <p>Executed on date _____ MM / DD / YYYY</p> <p>_____ Signature</p> <p>Print the name of the person who is completing and signing this claim:</p> <p>Name _____ First Name Middle Name Last Name</p> <p>Title _____</p> <p>Company _____ Identify the corporate servicer as the company if the authorized agent is a servicer.</p> <p>Address _____ Number Street</p> <p>_____ City State ZIP Code</p> <p>Contact Phone _____ Email _____</p>

Exhibit 2

Proposed Bar Date Notice

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

In re:	)	Chapter 11
)	
MISSION COAL COMPANY, LLC, <i>et al.</i> , ¹	)	Case No. 18-04177-TOM11
)	
Debtors.	)	(Jointly Administered)
)	

**NOTICE OF DEADLINES FOR THE FILING OF
PROOFS OF CLAIM, INCLUDING REQUESTS FOR PAYMENT
PURSUANT TO SECTION 503(B)(9) OF THE BANKRUPTCY CODE**

**TO: ALL PERSONS AND ENTITIES WHO MAY HAVE CLAIMS AGAINST ANY OF
THE FOLLOWING DEBTOR ENTITIES:**

Debtor	Case No.
Mission Coal Company, LLC	18-04177
Beard Pinnacle, LLC	18-04178
Oak Grove Land Company, LLC	18-04179
Oak Grove Resources, LLC	18-04176
Pinnacle Land Company, LLC	18-04180
Pinnacle Mining Company, LLC	18-04181
Seminole Alabama Mining Complex, LLC	18-04182
Seminole Coal Resources, LLC	18-04183
Seminole West Virginia Mining Complex, LLC	18-04184
Seneca Coal Resources, LLC	18-04185
Seneca North American Coal, LLC	18-04186

PLEASE TAKE NOTICE THAT:

On October 14, 2018 (the “Commencement Date”), Mission Coal Company, LLC and the above-captioned debtors and debtors in possession (together, the “Debtors”) filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code (the “Bankruptcy Code”) in the United States Bankruptcy Court for the Northern District of Alabama (the “Court”).

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, include: Mission Coal Company, LLC, LLC (8465); Beard Pinnacle, LLC (0637); Oak Grove Land Company, LLC (6068); Oak Grove Resources, LLC (0300); Pinnacle Land Company, LLC (6070); Pinnacle Mining Company, LLC (7780); Seminole Alabama Mining Complex, LLC (6631); Seminole Coal Resources, LLC (1795); Seminole West Virginia Mining Complex, LLC (7858); Seneca Coal Resources, LLC (1816); and Seneca North American Coal, LLC (5102). The location of the Debtors’ service address is: 7 Sheridan Square, Suite 300, Kingsport, Tennessee 37660.

On [____], 2018 the Court entered an order (the “Bar Date Order”)² establishing certain dates by which certain parties holding prepetition claims against the Debtors must file proofs of claim, including requests for payment pursuant to section 503(b)(9) of the Bankruptcy Code (“Proofs of Claim”).

For your convenience, enclosed with this notice (this “Notice”) is a Proof of Claim form, which identifies on its face the amount, nature, and classification of your claim(s), if any, listed in the Debtors’ schedules of assets and liabilities filed in these cases (the “Schedules”). If the Debtors believe that you hold claims against more than one Debtor, you will receive multiple Proof of Claim forms, each of which will reflect the nature and amount of your claim as listed in the Schedules.

As used in this Notice, the term “entity” has the meaning given to it in section 101(15) of the Bankruptcy Code, and includes all persons, estates, trusts, governmental units, and the Bankruptcy Administrator for the Northern District of Alabama. In addition, the terms “persons” and “governmental units” are defined in sections 101(41) and 101(27) of the Bankruptcy Code, respectively.

As used in this Notice, the term “claim” means, as to or against the Debtors and in accordance with section 101(5) of the Bankruptcy Code: (a) any right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (b) any right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured, or unsecured.

I. THE BAR DATES.

The Bar Date Order establishes the following bar dates for filing Proofs of Claim in these chapter 11 cases (collectively, the “Bar Dates”):

- a. ***Claims Bar Date.*** Except as expressly set forth in this Notice, all entities (except governmental units and other entities exempt from filing Proof(s) of Claim under the Bar Date Order) holding claims against the Debtors that arose or are deemed to have arisen prior to the commencement of these cases on the Commencement Date, including requests for payment pursuant to section 503(b)(9), are required to file Proofs of Claim by **January 18, 2019, at 5:00 p.m., prevailing Central Time.** Except as expressly set forth in this Notice and the Bar Date Order, the Claims Bar Date applies to all types of claims against the Debtors that arose prior to the Commencement Date, including secured claims, unsecured priority claims, and unsecured non-priority claims.
- b. ***Governmental Bar Date.*** All governmental units holding claims against the Debtors that arose or are deemed to have arisen prior to the commencement of these

² Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Bar Date Order.

cases on the Commencement Date are required to file proofs of claim by **April 12, 2019, at 5:00 p.m., prevailing Central Time**. The Governmental Bar Date applies to all governmental units holding claims against the Debtors (whether secured, unsecured priority, or unsecured non-priority) that arose prior to the Commencement Date, including governmental units with claims against the Debtors for unpaid taxes, whether such claims arise from prepetition tax years or periods or prepetition transactions to which the Debtors were a party.

- c. ***Rejection Damages Bar Date.*** Unless otherwise ordered by the Court, all entities holding claims (other than entities that are exempt from filing Proof(s) of Claim under the Bar Date Order) against the Debtors arising from the rejection of executory contracts and unexpired leases of the Debtors, pursuant to section 365 of the Bankruptcy Code, or claims otherwise related to such agreements, are required to file Proofs of Claim by the later of (a) the Claims Bar Date or the Governmental Bar Date, as applicable, and (b) 5:00 p.m., prevailing Central time, on the date that is 45 days following entry of an order approving the rejection of any executory contract or unexpired lease of the Debtors. For the avoidance of doubt, all prepetition and postpetition claims of any kind or nature relating to the rejection of executory contracts or unexpired leases must be filed by the Rejection Damages Bar Date.
- d. ***Amended Schedules Bar Date.*** If, subsequent to the date of this Notice, the Debtors amend or supplement their Schedules to reduce the undisputed, noncontingent, and liquidated amount of a claim listed in the Schedules, to change the nature or classification of a claim against the Debtors reflected in the Schedules, or to add a new claim to the Schedules, the affected creditor (other than a creditor that is exempt from filing a Proof of Claim under the Bar Date Order) is required to file a Proof of Claim or amend any previously filed Proof of Claim in respect of the amended scheduled claim by the later of (a) the Claims Bar Date or the Governmental Bar Date, as applicable, and (b) 5:00 p.m., prevailing Central time, on the date that is 45 days after the date on which the Debtors mailed notice of the amendment to the Schedules (or another time period as may be fixed by the Court). If the Debtors amend or supplement their Schedules after the Service Date, the Debtors propose to provide notice of any such amendment or supplement to the holders of claims affected thereby, including notice of the Amended Schedules Bar Date to file proofs of claim in response to the amendment or supplement to the Schedules

II. PARTIES REQUIRED TO FILE PROOFS OF CLAIM.

Except as otherwise set forth herein, the following entities holding claims against the Debtors that arose (or that are deemed to have arisen) prior to the Commencement Date ***must*** file Proofs of Claim on or before the Claims Bar Date, Governmental Bar Date, or any other Bar Date set forth in the Bar Date Order, as applicable:

- a. any entity whose claim against a Debtor is ***not*** listed in the applicable Debtor's Schedules or is listed as contingent, unliquidated, or disputed if such entity desires

to participate in any of these chapter 11 cases or share in any distribution in any of these chapter 11 cases;

- b. any entity who believes that its claim is improperly classified in the Schedules or is listed in an incorrect amount and who desires to have its claim allowed in a different classification or amount other than that identified in the Schedules;
- c. any entity that believes its prepetition claims as listed in the Schedules is not an obligation of the specific Debtor against which the claim is listed and that desires to have its claim allowed against a Debtor other than that identified in the schedules;
- d. any current or former full-time, part-time, salaried, or hourly employees who believes it may have a claim arising before the Commencement Date, including, but not limited to, claims relating to grievances, property damage, personal injury, wrongful termination, discrimination, harassment, hostile work environment, and/or retaliation; *provided, however*, that current employees do not need to submit a Proof of Claim for wages, commissions, or benefits; and
- e. any entity who believes that its claim against a Debtor is or may be an administrative expense pursuant to section 503(b)(9) of the Bankruptcy Code.

III. PARTIES NOT REQUIRED TO FILE PROOFS OF CLAIM BY ANY BAR DATE.

Certain parties are not required to file Proofs of Claim. The Court may, however, enter one or more separate orders at a later time requiring creditors to file Proofs of Claim for some kinds of the following claims and setting related deadlines. If the Court does enter such an order, you will receive notice of it. The following entities holding claims that would otherwise be subject to the Bar Dates need *not* file Proofs of Claim:

- a. any entity that already has filed a signed Proof of Claim against the applicable Debtor with Omni in a form substantially similar to Official Form 410;
- b. any entity whose claim is listed on the Schedules if: (i) the claim is *not* scheduled by the Debtors as any of “disputed,” “contingent,” or “unliquidated;” (ii) such entity agrees with the amount, nature, and priority of the claim as set forth in the Schedules; and (iii) such entity does not dispute that its claim is an obligation only of the specific Debtor against which the claim is listed in the Schedules;
- c. any entity whose claim has previously been allowed by a final order of the Court;
- d. any Debtor having a claim against another Debtor; *provided, however*, for the avoidance of doubt, that any non-Debtor affiliate having a claim against a Debtor in these above-captioned cases not listed on the Schedules must file a Proof of Claim;

- e. a current employee of the Debtors, for any claim related to wages, commissions, or benefits;
- f. any current or former officer, manager, director, or employee for claims based on indemnification, contribution, or reimbursement;
- g. any entity holding a claim for which a separate deadline is fixed by this Court;
- h. any entity holding a claim allowable under sections 503(b) and 507(a)(2) of the Bankruptcy Code as an expense of administration incurred in the ordinary course; *provided* that any entity asserting a claim entitled to priority under section 503(b)(9) of the Bankruptcy Code must assert such claims by filing a request for payment or a Proof of Claim on or prior to the Claims Bar Date;
- i. any entity holding an equity interest in any Debtor;
- j. professionals retained in these chapter 11 cases by the Debtors or the Creditors' Committee;
- k. any of the Prepetition First Lien Parties or the DIP Parties (each as defined in the *Final Order (I) Authorizing Postpetition Secured Financing Pursuant to 11 U.S.C. §§ 105(a), 361, 362, 363, 364(c)(1), 364(c)(2), 364(c)(3), 364(d)(1) and 364(e), (II) Authorizing the Debtors' Use of Cash Collateral Pursuant to 11 U.S.C. §§ 363, (III) Granting Adequate Protection Pursuant to 11 U.S.C. §§ 361, 363 and 364, and (IV) Scheduling a Final Hearing Pursuant to Bankruptcy Rules 4001(B) and 4001(C)* [Docket No. 300] (the "Final DIP Order")) for any and all claims arising from or related to any of the Prepetition First Lien Obligations or the DIP Obligations (each as defined in the Final DIP Order), which claim(s), to the extent outstanding, shall constitute allowed claim(s) against each of the Debtors as set forth in the Final DIP Order without the need for such entity to file any claims by any of the Bar Dates established by the Bar Date Order; *provided, however*, that the DIP Agent and the First Lien Agent (each as defined in the Final DIP Order) are each authorized but not required to file one master proof of claim by the Claims Bar Date with respect to any claims arising from or related to any of the Prepetition First Lien Obligations or the DIP Obligations, respectively; *provided, further, however*, that should any of the Prepetition First Lien Parties or DIP Parties file or have already filed a claim or claims arising from or relating to any of the Prepetition First Lien Obligations or DIP Obligations against any of the Debtors, any such claim(s) will be deemed as filed against each guarantor under the applicable documents;³

³ All references in this Notice to any of the Prepetition First Lien Parties or the DIP Parties shall include, in each case, its successors and assigns and each professional of the Prepetition First Lien Parties and DIP Parties. For

1. any Debtor having a claim against another Debtor or any of the non-debtor subsidiaries (whether direct or indirect) of Mission Coal Company, LLC having a claim against the Debtors.

No entity wishing to assert an interest in a Debtor shall be required to file a proof of interest; *provided* that if any such entity asserts a claim (as opposed to an ownership interest) against the Debtors (including claim relating to its status as an equity interest or the purchase or sale of such equity interest) a Proof of Claim must be filed unless otherwise exempted by this Bar Date Order.

IV. INSTRUCTIONS FOR FILING PROOFS OF CLAIM.

The following requirements shall apply with respect to filing and preparing each Proof of Claim:

- a. ***Contents.*** Each Proof of Claim must: (i) be legible; (ii) include a claim amount denominated in United States dollars using, if applicable, the exchange rate as of 5:00 p.m., prevailing Central Time, on the Commencement Date (and to the extent such claim is converted to United States dollars, state the rate used in such conversion); (iii) conform substantially with the Proof of Claim Form provided by the Debtors or Official Form 410; and (iv) be signed by the claimant or by an authorized agent or legal representative of the claimant on behalf of the claimant, whether such signature is an electronic signature or is ink.
- b. ***Section 503(b)(9) Claim.*** Any Proof of Claim asserting a claim entitled to priority under section 503(b)(9) of the Bankruptcy Code must also: (i) include the value of the goods delivered to and received by the Debtors in the 20 days prior to the Commencement Date; (ii) attach any documentation identifying the particular invoices for which the 503(b)(9) claim is being asserted; and (iii) attach documentation of any reclamation demand made to the Debtors under section 546(c) of the Bankruptcy Code (if applicable).
- c. ***Electronic Signatures Permitted.*** Proofs of Claim signed electronically by the claimant or an authorized agent or legal representative of the claimant may be deemed acceptable for purposes of claims administration. Copies of Proofs of Claim, or Proofs of Claim sent by facsimile or electronic mail will not be accepted.
- d. ***Identification of the Debtor Entity.*** Except for any master proof of claim, each Proof of Claim must clearly identify the Debtor against which a claim is asserted, including the individual Debtor's case number. Except for any master proof of claim, a Proof of Claim filed under the joint administration case number or

the avoidance of doubt, and notwithstanding anything in this Notice, the professionals of the Prepetition First Lien Parties and the DIP Parties are not required to file Proofs of Claim for any prepetition claims or postpetition claims and/or requests for payment of administrative expense claims in any of these chapter 11 cases with respect to their fees and expenses, which fees and expenses shall be paid pursuant to the terms of the Final DIP Order.

otherwise without identifying a specific Debtor, will be deemed as filed only against Mission Coal Company, LLC.

- e. ***Claim Against Multiple Debtor Entities.*** Except for any master proof of claim, each Proof of Claim must state a claim against ***only one*** Debtor, clearly indicate the Debtor against which the claim is asserted, and be filed on the claims register of such Debtor. To the extent more than one Debtor is listed on the Proof of Claim, such claim may be treated as if filed only against Mission Coal Company, LLC other than any master proof of claim.
- f. ***Supporting Documentation.*** Except for any master proof of claim, each Proof of Claim must include supporting documentation in accordance with Bankruptcy Rules 3001(c) and 3001(d). If, however, such documentation is voluminous, upon prior written consent of the Debtors' counsel, such Proof of Claim may include a summary of such documentation or an explanation as to why such documentation is not available; *provided* that any creditor that received such written consent shall be required to transmit such writings to Debtors' and Committee's respective counsels upon request no later than ten (10) days from the date of such request.
- g. ***Timely Service.*** Each Proof of Claim must be filed, including supporting documentation so as to be ***actually received*** by Omni. If sent electronically, submission is to occur through the interface located at:

<https://www.omnimgt.com/missioncoalpoc/>

If submitted through non-electronic means, by U.S. Mail or other hand delivery system at the following address:

If sent by mail, send to:

Mission Coal Company, LLC, et al. Claims Processing
c/o Omni Management Group
5955 DeSoto Ave., Suite 100
Woodland Hills, CA 91367

If sent by Overnight Courier or Hand Delivery, send to:

Mission Coal Company, LLC, et al. Claims Processing
c/o Omni Management Group
5955 DeSoto Ave., Suite 100
Woodland Hills, CA 91367

<p style="text-align: center;">PROOFS OF CLAIM SUBMITTED BY FACSIMILE OR ELECTRONIC MAIL WILL NOT BE ACCEPTED.</p>

- h. ***Receipt of Service.*** Claimants wishing to receive acknowledgment that their Proofs of Claim were received by Omni must submit (i) a copy of the Proof of Claim Form

(in addition to the original Proof of Claim Form sent to Omni) and (ii) a self-addressed, stamped envelope.

V. CONSEQUENCES OF FAILING TO TIMELY FILE YOUR PROOF OF CLAIM.

Pursuant to the Bar Date Order and in accordance with Bankruptcy Rule 3003(c)(2), if you or any party or entity who is required, but fails, to file a Proof of Claim in accordance with the Bar Date order on or before the applicable Bar Date, please be advised that:

- a. YOU WILL BE FOREVER BARRED, ESTOPPED, AND ENJOINED FROM ASSERTING SUCH CLAIM AGAINST THE DEBTORS (OR FILING A PROOF OF CLAIM WITH RESPECT THERETO);
- b. THE DEBTORS AND THEIR PROPERTY SHALL BE FOREVER DISCHARGED FROM ANY AND ALL INDEBTEDNESS OR LIABILITY WITH RESPECT TO OR ARISING FROM SUCH CLAIM;
- c. YOU WILL NOT RECEIVE ANY DISTRIBUTION IN THESE CHAPTER 11 CASES ON ACCOUNT OF THAT CLAIM; AND
- d. YOU WILL NOT BE PERMITTED TO VOTE ON ANY PLAN OR PLANS OF REORGANIZATION FOR THE DEBTORS ON ACCOUNT OF THE BARRED CLAIM OR RECEIVE FURTHER NOTICES REGARDING SUCH CLAIM.

VI. RESERVATION OF RIGHTS.

Nothing contained in this Notice is intended to or should be construed as a waiver of the Debtors' right to: (a) dispute, or assert offsets or defenses against, any filed claim or any claim listed or reflected in the Schedules as to the nature, amount, liability, or classification thereof; (b) subsequently designate any scheduled claim as disputed, contingent, or unliquidated; and (c) otherwise amend or supplement the Schedules.

VII. THE DEBTORS' SCHEDULES AND ACCESS THERETO.

You may be listed as the holder of a claim against one or more of the Debtor entities in the Debtors' Schedules. To determine if and how you are listed on the Schedules, please refer to the descriptions set forth on the enclosed proof of claim forms regarding the nature, amount, and status of your claim(s). If the Debtors believe that you may hold claims against more than one Debtor entity, you will receive multiple proof of claim forms, each of which will reflect the nature and amount of your claim against one Debtor entity, as listed in the Schedules.

If you rely on the Debtors' Schedules, it is your responsibility to determine that the claim is accurately listed in the Schedules. However, you may rely on the enclosed form, which sets forth the amount of your claim (if any) as scheduled; identifies the Debtor entity against which it is scheduled; specifies whether your claim is listed in the Schedules as disputed, contingent, or unliquidated; and identifies whether your claim is scheduled as a secured, unsecured priority, or unsecured non-priority claim.

As described above, if you agree with the nature, amount, and status of your claim as listed in the Debtors' Schedules, **and** if you do not dispute that your claim is only against the Debtor entity specified by the Debtors, **and** if your claim is **not** described as "disputed," "contingent," or "unliquidated," you need **not** file a proof of claim. Otherwise, or if you decide to file a proof of claim, you must do so before the applicable Bar Date in accordance with the procedures set forth in this Notice.

VIII. ADDITIONAL INFORMATION.

Copies of the Debtors' Schedules, the Bar Date Order, and certain other pleadings, orders, and notices, and other information regarding these chapter 11 cases are available for inspection free of charge on the Debtors' website at <https://www.omnimgt.com/missioncoalpoc/>. The Schedules and other filings in these chapter 11 cases also are available for a fee at the Court's website at <https://www.alnb.uscourts.gov/>. A login identification and password to the Court's Public Access to Court Electronic Records ("PACER") are required to access this information and can be obtained through the PACER Service Center at <https://www.pacer.gov>. Copies of the Schedules and other documents filed in these cases also may be examined between the hours of 8:00 a.m. and 5:00 p.m., prevailing Central Time, Monday through Friday, at the office of the Clerk of the Bankruptcy Court, United States Bankruptcy Court for the Northern District of Alabama (Southern Division), 1800 Fifth Avenue, Birmingham, Alabama 35203.

If you require additional information regarding the filing of a proof of claim, you may contact the Debtors' restructuring hotline at: 888-585-6494 (toll free) or 818-906-8300 (international).

A HOLDER OF A POSSIBLE CLAIM AGAINST THE DEBTORS SHOULD CONSULT AN ATTORNEY REGARDING ANY MATTERS NOT COVERED BY THIS NOTICE, SUCH AS WHETHER THE HOLDER SHOULD FILE A PROOF OF CLAIM.

Birmingham, Alabama
Dated: [●], 2018

/s/ Daniel D. Sparks

Daniel D. Sparks
Bill D. Bensinger
CHRISTIAN & SMALL LLP
505 North 20th Street, Suite 1800
Birmingham, Alabama 35203
Telephone: (205) 795-6588
Facsimile: (205) 328-7234
Email: ddsparks@csattorneys.com
bdbensinger@csattorneys.com

- and -

James H.M. Sprayregen, P.C.
Brad Weiland (admitted *pro hac vice*)
Melissa N. Koss (admitted *pro hac vice*)
KIRKLAND & ELLIS LLP
KIRKLAND & ELLIS INTERNATIONAL LLP
300 North LaSalle
Chicago, Illinois 60654
Telephone: (312) 862-2000
Facsimile: (312) 862-2200
Email: james.sprayregen@kirkland.com
brad.weiland@kirkland.com
melissa.koss@kirkland.com

- and -

Stephen E. Hessler, P.C. (admitted *pro hac vice*)
Ciara Foster (admitted *pro hac vice*)
KIRKLAND & ELLIS LLP
KIRKLAND & ELLIS INTERNATIONAL LLP
601 Lexington Avenue
New York, New York 10022
Telephone: (212) 446-4800
Facsimile: (212) 446-4900
Email: stephen.hessler@kirkland.com
ciara.foster@kirkland.com

Co-Counsel to the Debtors

Exhibit 3

Proposed Publication Notice

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

In re:)	
	)	Chapter 11
)	
MISSION COAL COMPANY, LLC, <i>et al.</i> , ¹	)	Case No. 18-04177-TOM11
)	
Debtors.	)	(Jointly Administered)
)	

**NOTICE OF DEADLINES FOR THE FILING
OF PROOFS OF CLAIM, INCLUDING REQUESTS FOR
PAYMENTS UNDER SECTION 503(B)(9) OF THE BANKRUPTCY CODE**

THE CLAIMS BAR DATE IS JANUARY 18, 2019

THE GOVERNMENTAL CLAIMS BAR DATE IS APRIL 12, 2019

PLEASE TAKE NOTICE OF THE FOLLOWING:

Deadlines for Filing Proofs of Claim. On [____], 2018, the United States Bankruptcy Court for the Northern District of Alabama (the “Court”) entered an order (the “Bar Date Order”) establishing certain deadlines for the filing of proofs of claim, including requests for payment under section 503(b)(9) of the Bankruptcy Code, in the chapter 11 cases of the following debtors and debtors in possession (together, the “Debtors”):

Debtor	Case No.
Mission Coal Company, LLC	18-04177
Beard Pinnacle, LLC	18-04178
Oak Grove Land Company, LLC	18-04179
Oak Grove Resources, LLC	18-04176
Pinnacle Land Company, LLC	18-04180
Pinnacle Mining Company, LLC	18-04181
Seminole Alabama Mining Complex, LLC	18-04182
Seminole Coal Resources, LLC	18-04183
Seminole West Virginia Mining Complex, LLC	18-04184
Seneca Coal Resources, LLC	18-04185
Seneca North American Coal, LLC	18-04186

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, include: Mission Coal Company, LLC (8465); Beard Pinnacle, LLC (0637); Oak Grove Land Company, LLC (6068); Oak Grove Resources, LLC (0300); Pinnacle Land Company, LLC (6070); Pinnacle Mining Company, LLC (7780); Seminole Alabama Mining Complex, LLC (6631); Seminole Coal Resources, LLC (1795); Seminole West Virginia Mining Complex, LLC (7858); Seneca Coal Resources, LLC (1816); and Seneca North American Coal, LLC (5102). The location of the Debtors’ service address is: 7 Sheridan Square, Suite 300, Kingsport, Tennessee 37660.

The Bar Dates. Pursuant to the Bar Date Order, ***all*** entities (except governmental units and other entities exempt from filing Proof(s) of Claim under the Bar Date Order), including individuals, partnerships, estates, and trusts who have a claim or potential claim against the Debtors that arose prior to October 14, 2018, no matter how remote or contingent such right to payment or equitable remedy may be, ***including*** requests for payment under section 503(b)(9) of the Bankruptcy Code, **MUST FILE A PROOF OF CLAIM** on or before **January 18, 2019, at 5:00 p.m., prevailing Central Time** (the “Claims Bar Date”). Governmental entities who have a claim or potential claim against the Debtors that arose prior to October 14, 2018, no matter how remote or contingent such right to payment or equitable remedy may be, **MUST FILE A PROOF OF CLAIM** on or before **April 12, 2019, at 5:00 p.m., prevailing Central Time** (the “Governmental Bar Date”).

EXCEPT FOR A PERSON OR ENTITY THAT IS EXEMPT FROM FILING A PROOF OF CLAIM UNDER THE BAR DATE ORDER, ANY PERSON OR ENTITY WHO FAILS TO FILE A PROOF OF CLAIM, INCLUDING ANY REQUEST FOR PAYMENT UNDER SECTION 503(B)(9) OF THE BANKRUPTCY CODE ON OR BEFORE THE CLAIMS BAR DATE OR GOVERNMENTAL BAR DATE, AS APPLICABLE, SHALL NOT BE TREATED AS A CREDITOR WITH RESPECT TO SUCH CLAIM FOR THE PURPOSES OF VOTING AND DISTRIBUTION ON ANY CHAPTER 11 PLAN.

Filing a Proof of Claim. Each Proof of Claim must be filed, including supporting documentation so as to be ***actually received*** by the Debtors’ claims agent, Omni Management Group (“Omni”).

If sent electronically, submission is to occur through the interface located at:

<https://www.omnimgt.com/missioncoalpoc/>

If sent by mail, send to:

Mission Coal Company, LLC, et al. Claims Processing
c/o Omni Management Group
5955 DeSoto Ave., Suite 100
Woodland Hills, CA 91367

If sent by Overnight Courier or Hand Delivery, send to:

Mission Coal Company, LLC, et al. Claims Processing
c/o Omni Management Group
5955 DeSoto Ave., Suite 100
Woodland Hills, CA 91367

<p>PROOFS OF CLAIM SUBMITTED BY FACSIMILE OR ELECTRONIC MAIL WILL NOT BE ACCEPTED.</p>

Contents of Proofs of Claim. Each Proof of Claim must: (i) be legible; (ii) include a claim amount denominated in United States dollars using, if applicable, the exchange rate as of 5:00 p.m., prevailing Central Time, on the Commencement Date (and to the extent such claim is converted to United States dollars, state the rate used in such conversion); (iii) conform substantially with the Proof of Claim Form provided by the Debtors or Official Form 410; and (iv) be signed by the claimant or by an authorized agent or legal representative of the claimant on behalf of the claimant, whether such signature is an electronic signature or is ink. ***Please note*** that, except for any Master Proof of Claim (as defined in the Bar Date Order) (as defined in the Bar Date Order), each proof of claim must state a claim against only one Debtor, clearly indicate the specific Debtor against which the claim is asserted be filed on the claims register of such Debtor. Except for any Master Proof of Claim, to the extent more than one Debtor is listed on the proof of claim, a proof of claim is treated as if filed only against Mission Coal Company, or if a proof of claim is otherwise filed without identifying a specific Debtor, the proof of claim may be deemed as filed only against Mission Coal Company, LLC.

Electronic Signatures Permitted. Proofs of claim signed electronically by the claimant or an authorized agent or legal representative of the claimant may be deemed acceptable for purposes of claims administration. Copies of proofs of claim or proofs of claim sent by facsimile or electronic mail will not be accepted.

Section 503(b)(9) Requests for Payment. Any proof of claim and/or priority asserting a claim arising under section 503(b)(9) of the Bankruptcy Code must also (i) include the value of the goods delivered to and received by the Debtors in the 20 days prior to the Commencement Date; (ii) attach any documentation identifying the particular invoices for which such 503(b)(9) claim is being asserted; and (iii) attach documentation of any reclamation demand made to the Debtors under section 546(c) of the Bankruptcy Code (if applicable).

Additional Information. If you have any questions regarding the claims process and/or you wish to obtain a copy of the Bar Date Notice, a proof of claim form, the Bar Date Order, or certain other pleadings, orders, and notices, or related documents you may do so by: **(a) calling the Debtors' restructuring hotline at 888-585-6494 (toll free) or 818-906-8300 (international); and/or (b) visiting the Debtors' restructuring website at: <https://www.omnimgt.com/missioncoalpoc/>.**

Notice Recipients

District/Off: 1126-2
Case: 18-04177-TOM11

User: admin
Form ID: pdf000

Date Created: 12/20/2018
Total: 138

Recipients of Notice of Electronic Filing:

aty Benjamin Shaw Goldman bgoldman@handarendall.com
aty Bill D Bensinger bdbensinger@csattorneys.com
aty Brian R Walding bwalding@waldinglaw.com
aty Cathleen C Moore ccmooore@bradley.com
aty Clark R Hammond chammond@wallacejordan.com
aty Clyde Ellis Brazeal, III ebrazeal@joneswalker.com
aty D Christopher Carson ccarson@burr.com
aty Daniel D Sparks ddsparks@csattorneys.com
aty Daniel Isaac Waxman dwaxman@wyattfirm.com
aty David Skinner david@skinnerlegal.com
aty Eric T Ray eray@balch.com
aty Frederick Darrell Clarke, III fclarke@rumberger.com
aty George N. Davies gdavies@qcwdr.com
aty Glen Marshall Connor gconnor@qcwdr.com
aty Grady Milton McCarthy milton.mccarthy@asmc.alabama.gov
aty Heather A Jamison hlee@burr.com
aty Jay R. Bender jbender@babco.com
aty Jennifer Brooke Kimble jkimble@lowenstein.com
aty John Isbell john.isbell@thompsonhine.com
aty Joseph Sinnott Sheerin jsheerin@mcguirewoods.com
aty Kevin A Rogers krogers@wellsmar.com
aty Lee R. Benton lbenton@bcattys.com
aty Lloyd Weaver Gathings, II lgathings@gathingslaw.com
aty Marty L. Brimmage, Jr. mbrimmage@akingump.com
aty Max A. Moseley mmoseley29@hotmail.com
aty Michael E Bybee mbybee1@bellsouth.net
aty Michael Leo Hall mhall@burr.com
aty Oscar Pinkas oscar.pinkas@dentons.com
aty R. Scott Williams swilliams@rumberger.com
aty Richard Patrick Carmody richard.carmody@arlaw.com
aty Rita L Hullett rhullett@bakerdonelson.com
aty Robert H Adams radams@rumberger.com
aty Russell Rutherford russell.rutherford@arlaw.com
aty Samuel Stephens sstephens@bcattys.com
aty Stephen B Porterfield sporterfield@sirote.com
aty Stuart H. Memory smemory@memorylegal.com
aty Thomas Benjamin Humphries thumphries@sirote.com
aty Vernie Edward Freeman lorabeth@stonepatton.com
aty Walter F McArdle wmcardle@spain-gillon.com

TOTAL: 39

Recipients submitted to the BNC (Bankruptcy Noticing Center):

db Mission Coal Company, LLC, et al., 7 Sheridan Square, Suite 300 Kingsport, TN 37660
ba J. Thomas Corbett Bankruptcy Administrator 1800 5th Avenue North Birmingham, AL 35203
cr United Mine Workers of America UMWA Headquarters 18354 Quantico Gateway
Drive #200 Triangle, VA 22172
cr Alabama Power Company c/o Eric T. Ray P.O. Box 306 Birmingham, AL 35201
cr Indemnity National Insurance Company 725 Cool Springs Boulevard, Suite 600 Franklin, TN 37067
cr Delaware Trust Company, Adm. Agt. for First Lien Holders c/o Linda V. Donhauser, Esquire Miles &
Stockbridge P.C. 100 Light St., 10th Fl. Baltimore, MD 21202
cr Natural Resource Partners L.P. c/o Jennifer M. McLemore, Esquire Christian & Barton, LLP 909 E.
Main Street, Suite 1200 Richmond, VA 23219
cr Mission Coal Funding, LLC 6801 Falls Of Neuse Road Suite 100 Raleigh, NC 27615
intp Francis Petrie Kirkland & Ellis LLP 601 Lexington Avenue New York, NY 10022
intp Gilbert Wallace Kirkland & Ellis LLP 601 Lexington Avenue New York, NY 10022
intp Melissa N. Koss Kirkland & Ellis LLP 300 North LaSalle Chicago, IL 60654
intp Stephen E. Hessler Kirkland & Ellis LLP 601 Lexington Avenue New York, NY 10022
intp Brad Weiland Kirkland & Ellis LLP 300 North LaSalle Chicago, IL 60654
intp Travis M. Bayer Kirkland & Ellis LLP 300 North LaSalle Chicago, IL 60654
intp Michael P. Esser Kirkland & Ellis LLP 555 California Street San Francisco, CA 94104
intp Ciara Foster Kirkland & Ellis LLP 601 Lexington Avenue New York, NY 10022
intp Anne Gilbert Wallace Kirkland & Ellis LLP 601 Lexington Avenue New York, NY 10022
cr THOMPSON TRACTOR CO., INC. HAND ARENDALL HARRISON SALE LLC 1801 5th Avenue
North Suite 400 Birmingham, AL, 35203 U.S.
cr COWIN EQUIPMENT COMPANY, INC. c/o Cathy Moore Bradley Arant Boult Cummings,
LLP 1819 5th Avenue North Birmingham, AL 35203

cr	Berwind Land Company	c/o Peter M. Pearl	Spilman Thomas & Battle PLLC	P. O. Box
	90	Roanoke, VA 24002		
ba	Jon A Dudeck	1800 5th Avenue North	Birmingham, AL 35203	
crcm	United Central Industrial Supply Company, LLC	Attn: Henry E. Looney	1241 Volunteer Pkwy, Ste.	
	1000	Bristol, TN 37620		
crcm	United Mine Workers of America	Attn: Brian Sanson	18354 Quantico Gateway Drive, Suite	
	200	Triangle, VA 22172		
crcm	UMWA 1974 Pension Plan and Trust	Attn: Glenda S. Finch	2121 K Street, N.W.	Washington, DC
	20037			
crcm	Pense Bros. Drilling Co., Inc.	Attn: Lisa Whitener	P. O. Box 551	Frederick Town, MO 63645
crcm	Coal Speciality Funding, LLC	Attn: Kirk B. Burkley, Esq	707 Grant St., Ste 2200 Gulf	
	Tower	Pittsburgh, PA 15219		
crcm	Cleveland-Cliffs Inc. f.k.a. Cliffs Natural Resources, Inc.	Attn: Susanne E. Dickerson	200 Public Square,	
	Ste 3300	Cleveland, OH 44114		
crcm	White Armature Works, Inc.	Attn: John White III	P. O. Box 330	Mallory, WV 25634
crcm	Tracy Barton	C/O Lloyd Gathings	2204 Lakeshore Sr., Ste 406	Birmingham, AL 35209
crcm	Webster, et al vs. Oak Grove et al	Attn: Jeffrey P. Leonard and Max Moseley	2224 1st Avenue	
	North	Birmingham, AL 35203		
cr	Appalachian Power Company d/b/a American Electric Power	c/o Eric T. Ray, Esq.	Post Office Box	
	306	Birmingham, AL 35201		
cr	Alabama Surface Mining Commission	P. O. Box 2390	Jasper, AL 35502-2390	
cr	Wilmington Savings Fund Society, FSB	c/o John R. Ashmead	Seward & Kissel, LLP	One Battery
	Park Plaza	New York, NY 10004		
intp	Zolfo Cooper Management, LLC	c/o Kevin Nystrom	5 Becker Farm Road	4th Floor Roseland,
				NJ 07068
cr	Custom Engineering, Inc.	656 Hall St	Clay, KY 42404	
cr	Bluestone Coal Corporation and Double Bonus Mining Company		1901 6th Avenue North	Birmingham
cr	Cleveland-Cliffs, Inc. f/k/a Cliffs Natural Resources, Inc.	c/o Stephen B. Porterfield	2311 Highland	
	Avenue South	Birmingham, AL 35205		
op	Jefferies LLC	520 Madison Avenue	New York, NY 10022	
op	Omni Management Group	1120 Avenue of the Americas, 4th Floor	New York, NY 10036	
aud	Cherry Bekaret, LLP	P.O. Box 25549	Richmond, VA 23260	
sp	Ogletree Deakins Nash Smoak & Stewart PC	P.O. Box 89	Columbia, SC 29202	
sp	Bingham Greenebaum Doll, LLP	300 West Vine Street Suite 1200	Lexington, KY 40507	
sp	Bradley Arant Boulton Cummings, LLP	One Federal Place	1819 Fifth Avenue North	Birmingham, AL
				35203
acc	Carr, Riggs, & Ingram, LLC	1117 Boll Weevil Circle	Enterprise, AL 36331-1070	
sp	Fabian VanCott	215 South State Street, Suite 1200	Salt Lake City, UT 84111	
sp	Gibbons P.C.	One Gateway Center	Newark, NJ 07102-5310	
sp	Grove, Holmstrand & Delk, PLLC	44 1/2 Fifteen Street	Wheeling, WV 26003	
sp	Law Office of John F. Tyra, PC	1661 McFarland Blvd N	Tuscaloosa, AL 35406	
consult	Lucha LLC	274 Gentle Breeze Drive	Chapmanville, WV 25598	
acc	KPMG LLP	1676 International Drive	McLean, VA 22102	
sp	Meyers, Roman, Friedberg & Lewis	28601 Chagrin Blvd, Suite 600	Cleveland, OH 44122	
sp	Richards, Layton & Finger, P.A.	One Rodney Square, P.O. Box 551	Wilmington, DE 19899	
sp	Sirote & Permutt, PC	P O Bo 55727	Birmingham, AL 35255	
op	Towers Watson Delaware, Inc.	P.O. Box 28025	Chicago, IL 60673	
cr	Jam Khorrami	c/o Mina Nami Khorrami, LLC	115 West Main, Ste 200A	Columbus, OH 43215
cr	c/o Walter F. McArdl Joann Waid, et al.	Spain & Gillon, LLC	505 North 20th Street	1200 Financial
	Center	Birmingham, AL 35203		
intp	Ana M Clarke	c/o Benton & Centeno, LLP	2019 Third Avenue North	Birmingham, AL 35203
intp	Thomas M Clarke	c/o Benton & Centeno, LLP	2019 Third Avenue North	Birmingham, AL 35203
cr	Bay Point Advisors, LLC	c/o Ellis Brazeal	Jones Walker LLP	420 20th Street
	North	Birmingham, AL 35203		
fa	Berkeley Research Group, LLC	Edwin N. Ordway, Jr.	810 Seventh Avenue, Suite 4100	New York,
				NY 10019
fa	Ernst & Young LLP	1401 McKinney St Ste 1200	Houston, TX 77010	
cr	MMD Mineral Sizing (America) Inc.	c/o Memory Memory & Causby, LLP	PO Box	
	4054	Montgomery, AL 36103		
aty	Baker, Donelson, Bearman, Caldwell & Berkowitz, PC	420 20th Street N Ste 1400	Birmingham, AL	
				35203
aty	Lowenstein Sandler LLP	1251 Avenue of the Americas	New York, NY 10020	
aty	Allison P. Miller	AKIN GUMP STRAUSS HAUER & FELD LLP	One Bryant Park, Bank of America	
	Tower	New York, NY 10036-6745		
aty	Augustus C. Epps, Jr.	CHRISTIAN & BARTON, LLP	909 East Main Street, Suite 1200	Richmond,
				VA 23219-3095
aty	Brad Weiland	KIRKLAND & ELLIS LLP	300 North LaSalle	Chicago, IL 60654
aty	Ciara Foster	KIRKLAND & ELLIS LLP	601 Lexington Avenue	New York, NY 10022
aty	Diana M. Bardes	Mooney, Green, Saindon, Murphy & Welch	1920 L Street, N.W., Suite	
	400	Washington, DC 20036		
aty	Erik Y. Preis	AKIN GUMP STRAUSS HAUER & FELD LLP	One Bryant Park, Bank of America	
	Tower	New York, NY 10036-6745		
aty	Gabriel L. Olivera	Lowenstein Sandler LLP	One Lowenstein Drive	Roseland NJ
aty	Gerald C. Bender	Dentons US LLP	1221 Avenue of the Americas	New York, NY 10020
aty	James H.M. Sprayregen	KIRKLAND & ELLIS LLP	300 North LaSalle	Chicago, IL 60654
aty	Jason P. Rubin	AKIN GUMP STRAUSS HAUER & FELD LLP	One Bryant Park, Bank of America	
	Tower	New York, NY 10036-6745		
aty	Jeffrey Cohen	Lowenstein Sandler LLP	1251 Avenue of the Americas	New York, NY 10020

aty	Jennifer M. McLemore	CHRISTIAN & BARTON, LLP	909 East Main Street, Suite 1200 Richmond, VA 23219-3095
aty	John Ashmead	Seward & Kissel, LLP	One Battery Park Plaza New York, NY 10004
aty	John C. Goodchild, III	Morgan, Lewis & Bockius LLP	1701 Market Street Philadelphia, PA 19103-2921
aty	John R. Mooney	Mooney, Green, Saindon, Murphy & Welch,	1920 L Street NW Suite 400 Washington, DC 20036
aty	Kathryn G. Demander	Akin Gump Strauss Hauer & Feld LLP	1700 Pacific Avenue, Suite 4100 Dallas, TX 75201
aty	Kevin J. Walsh	MINTZ LEVIN COHN FERRIS GLOVSKY & POPEO	One Financial Center Boston, MA 02111
aty	Lacy M. Lawrence	AKIN GUMP STRAUSS HAUER & FELD LLP	1700 Pacific Avenue, Suite 4100 Dallas, TX 75201
aty	Laura Gibson	Dentons US LLP	1221 McKinney St Ste 1900 Houston, TX 77010
aty	Linda V. Donhauser	Miles & Stockbridge PC	100 Light Street 10th Floor Baltimore, MD 21202
aty	Lisa G. Beckerman	AKIN GUMP STRAUSS HAUER & FELD LLP	One Bryant Park, Bank of America Tower New York, NY 10036-6745
aty	Mary E. Seymour	Lowenstein Sandler LLP	One Lowenstein Drive Roseland, NJ 07068
aty	Matthew Ziegler	Morgan Lewis Bockius LLP	101 Park Avenue New York, NY 10178
aty	Melissa N. Koss	KIRKLAND & ELLIS LLP	300 North LaSalle Chicago, IL 60654
aty	Michael D. Mueller	CHRISTIAN & BARTON, LLP	909 East Main Street, Suite 1200 Richmond, VA 23219-3095
aty	Nicole Fulfree	Lowenstein Sandler LLP	One Lowenstein Drive Roseland, NJ 07068
aty	Oscar N. Pinkas	Dentons US LLP	1221 Avenue of the Americas New York, NY 10010
aty	Paul A. Green	Mooney, Green, Saindon, Murphy & Welch,	1920 L Street NW Suite 400 Washington, DC 20036
aty	Rachel Jaffe Mauceri	Morgan, Lewis & Bockius LLP	1701 Market Street Philadelphia, PA 19103-2921
aty	Robert S. Dooley		118 N 18th St Bessemer, AL 35020
aty	Sandra D. Freeburger	Dietz, Shields & Freebuger, LLP	101 First Street P.O. Box 21 Henderson, KY 42419-0021
aty	Stephen E. Hessler	KIRKLAND & ELLIS LLP	601 Lexington Avenue New York, NY 10022
aty	Steven L. Thomas	Kay Casto & Chaney PLLC	707 Virginia Street, East, Suite 1500 Charleston, WV 25301
aty	Timothy J. McKeon	MINTZ LEVIN COHN FERRIS GLOVSKY & POPEO	One Financial Center Boston, MA 02111
smg	Thomas Corbett	BA Birmingham	1800 5th Avenue North Birmingham, AL 35203

TOTAL: 99