

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

In re:)	
)	Chapter 11
MURRAY ENERGY HOLDINGS CO., <i>et al.</i> , ¹)	Case No. 19-56885 (JEH)
)	
Debtors.)	Judge John E. Hoffman
)	(Joint Administration Requested)

NOTICE OF AMENDED AGENDA² FOR HEARING ON FIRST DAY MOTIONS SCHEDULED FOR OCTOBER 30, 2019, AT 3:00 P.M. (PREVAILING EASTERN TIME), BEFORE THE HONORABLE JOHN E. HOFFMAN AT THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF OHIO, LOCATED AT 221 EAST FOURTH STREET, ATRIUM TWO SUITE 800, CINCINNATI, OHIO 45202

This agenda sets forth items in the order they appear in the first day motions binders delivered to the Court. The status of each is set forth below.

Any party who wishes to attend telephonically is required to make arrangements through CourtSolutions by telephone (917-746-7476).

1. Voluntary Chapter 11 Petitions.
2. Notice of Election as a Complex Chapter 11 Case [Docket No. 6, filed October 29, 2019].
3. Declaration of Robert D. Moore, President, Chief Executive Officer, and Chief Financial Officer of Murray Energy Holdings Co. in Support of Chapter 11 Petitions [Docket No. 10, filed October 29, 2019].
4. Declaration of Robert A. Campagna, Managing Director at Alvarez & Marsal North America, LLC, in Support of First Day Motions [Docket No. 11, filed October 29, 2019].

¹ Due to the large number of Debtors in these chapter 11 cases, for which joint administration has been requested, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. Such information may be obtained on the website of the Debtors' claims and noticing agent at <https://cases.primeclerk.com/MurrayEnergy>. The location of Debtor Murray Energy Holdings Co.'s principal place of business and the Debtors' service address in these chapter 11 cases is 46226 National Road, St. Clairsville, Ohio 43950.

² **Amended items appear is bold.**

Status: The Declarations will be relied upon as evidentiary support for the first day matters listed below.

First Day Matters

5. Debtors' Motion for Entry of an Order (I) Directing Joint Administration of Chapter 11 Cases and (II) Granting Related Relief [Docket No. 2, filed October 29, 2019].

A. ***Proposed Order (I) Directing Joint Administration of Chapter 11 Cases and (II) Granting Related Relief [Docket No. 63, filed October 30, 2019].***

Status: This matter is going forward with respect to the proposed order.

6. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Obtain Postpetition Financing and (B) Utilize Cash Collateral, (II) Granting Liens and Superpriority Administrative Expense Claims, (III) Granting Adequate Protection, (IV) Modifying the Automatic Stay, (V) Scheduling A Final Hearing, and (VI) Granting Related Relief [Docket No. 28, filed October 29, 2019].

A. Declaration of Gregory Berube in Support of the Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Obtain Postpetition Financing and (B) Utilize Cash Collateral, (II) Granting Liens and Superpriority Administrative Expense Claims, (III) Granting Adequate Protection, (IV) Modifying the Automatic Stay, (V) Scheduling a Final Hearing, and (VI) Granting Related Relief [Docket No. 28-3, filed October 29, 2019]

Responses

A. **Statement of Foresight in Support of, and Reservation of Rights with Respect To, Debtors' (I) Cash Management Motion and (II) DIP Financing Motion [Docket No. 59, filed October 30, 2019].**

B. **Objection of the United Mine Workers of America ("UMWA") 1974 Pension Plan and Trust, UMWA 1992 Benefit Plan, UMWA 1993 Benefit Plan, and UMWA 1988 Cash Deferred Savings Plan to Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing Postpetition Financing [ECF No. 28] [Docket No. 60, filed October 30, 2019].**

C. **Black Diamond Commercial Finance, L.L.C.'s (X) Limited Objection to Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Obtain Postpetition Financing and (B) Utilize Cash Collateral, (II) Granting Liens and Superpriority Administrative Expense Claims, (III) Granting Adequate Protection, (IV) Modifying the Automatic Stay, (V) Scheduling A Final Hearing, and (VI) Granting Related Relief; (Y) Reservation of Rights; and (Z) Request of Adequate Assurance [Docket No. 61, filed October 30, 2019].**

Status: This matter is going forward with respect to an interim order. The Berube Declaration will be relied upon as evidentiary support for the motion.

7. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Continue to Operate Their Cash Management System, (B) Maintain Existing Business Forms, and (C) Perform Intercompany Transactions and Pay Prepetition Obligations Related Thereto, and (II) Granting Related Relief [Docket No. 13, filed October 29, 2019].

Responses

A. Statement of Foresight in Support of, and Reservation of Rights with Respect To, Debtors' (I) Cash Management Motion and (II) DIP Financing Motion [Docket No. 59, filed October 30, 2019].

Status: This matter is going forward with respect to an interim order.

8. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Certain Prepetition Claims of (A) Critical Vendors, (B) Lien Claimants, (C) Shippers, (D) 503(B)(9) Claimants, and (E) Royalty and Leasehold Claimants, (II) Confirming Administrative Expense Priority Status of Outstanding Orders, and (III) Granting Related Relief [Docket No. 15, filed October 29, 2019].

Status: This matter is going forward with respect to an interim order.

9. Debtors' Motion for Entry of Interim and Final Orders (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. 14, filed October 29, 2019]

Status: This matter is going forward with respect to an interim order.

10. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Perform Under Existing Coal Sale Contracts in the Ordinary Course of Business and (B) Enter into and Perform Under New Coal Sale Contracts in the Ordinary Course of Business, and (II) Granting Related Relief [Docket No. 16, filed October 29, 2019]

Status: This matter is going forward with respect to an interim order.

11. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Maintain and Administer Their Existing Customer Programs and Honor Certain Prepetition Obligations Related Thereto and (II) Granting Related Relief [Docket No. 17, filed October 29, 2019].

Status: This matter is going forward with respect to an interim order.

12. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Continue Their Insurance Policies and Honor All Obligations in Respect Thereof,

(B) Renew, Supplement, and Enter into New Insurance Policies, (C) Honor the Terms of the Premium Financing Agreements and Pay Premiums Thereunder, (D) Enter into New Premium Financing Agreements in the Ordinary Course of Business, and (II) Granting Related Relief [Docket No. 18, filed October 29, 2019].

Status: This matter is going forward with respect to an interim order.

13. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Continue Their Surety Bond Program and (B) Pay Related Ordinary Course Obligations, and (II) Granting Related Relief [Docket No. 19, filed October 29, 2019].

Status: This matter is going forward with respect to an interim order.

14. Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing the Payment of Certain Prepetition and Postpetition Taxes and Fees and (II) Granting Related Relief [Docket No. 20, filed October 29, 2019].

Status: This matter is going forward with respect to an interim order.

15. Debtors' Motion for Entry of Interim and Final Orders (I) Approving the Debtors' Proposed Adequate Assurance of Payment for Future Utility Services, (II) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Services, (III) Approving the Debtors' Proposed Procedures for Resolving Adequate Assurance Requests, and (IV) Granting Related Relief [Docket No. 23, filed October 29, 2019].

Status: This matter is going forward with respect to an interim order.

16. Debtors' Motion for Entry of an Order (I) Extending Time to File Schedules of Assets and Liabilities, Schedules of Current Income and Expenditures, Schedules of Executory Contracts and Unexpired Leases, Statements of Financial Affairs, and Rule 2015.3 Financial Reports, and (II) Granting Related Relief [Docket No. 25, filed October 29, 2019].

Status: This matter is going forward.

17. Debtors' Motion for Entry of an Order (I) Authorizing the Debtors to (A) File a Consolidated List of Creditors in Lieu of Submitting a Separate Mailing Matrix for Each Debtor and (B) Redact Certain Personally Identifiable Information for the Debtors' Employees, (II) Approving the Form and Manner of Notifying Creditors of the Commencement of the Chapter 11 Cases, and (III) Granting Related Relief [Docket No. 26, filed October 29, 2019].

Status: This matter is going forward.

18. Debtors' Motion for Entry of Interim and Final Orders (I) Approving Notification and Hearing Procedures for Certain Transfers of and Declarations of Worthlessness with Respect to Common Stock and (II) Granting Related Relief [Docket No. 21, filed October 29, 2019].

Status: This matter is going forward.

19. Debtors' Application for Appointment of Prime Clerk LLC as Claims and Noticing Agent [Docket No. 24, filed October 29, 2019].

Status: This matter is going forward.

20. Debtors' Motion Seeking Authority to Implement Certain Notice and Case Management Procedures [Docket No. 22, filed October 29, 2019].

Status: This matter is going forward.

Dated: October 30, 2019
Cincinnati, Ohio

/s/ Kim Martin Lewis

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