

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	
)	Chapter 11
BLACKHAWK MINING LLC, <i>et al.</i> , ¹)	Case No. 19-11595 (LSS)
)	
Debtors.)	(Jointly Administered)
)	

**NOTICE OF AGENDA ON MATTERS SCHEDULED FOR
HEARING ON AUGUST 28, 2019 AT 10:00 A.M. (ET)**²

I. CONFIRMATION:

1. Chapter 11 Plan of Reorganization [Docket No. 16 - filed July 19, 2019]

Response/Objection Deadline: August 20, 2019 at 5:00 p.m. (ET). Extended to August 21, 2019; as to United States Attorney for the District of Delaware. Extended to August 23, 2019, at 4:00 p.m. as to H.A. Robson LLC, PRC Holdings, LLC, Prichard School, L.L.C., City, National Bank of West Virginia as Successor Trustee under a Trust Agreement dated December 30, 1983, by and between Kanawha Banking & Trust Company, N.A., Trustee, and A.M. Prichard, III, Sarah Ann Prichard and Lewis Prichard and their respective spouses, Kanawha Boone Holdings, LLC, Ohio River Holdings, LLC, successor by conveyance by Deed dated September 1, 2015, by LML-AWW Holdings, L.L.C., RBL-AAW Holdings, LLC, AAW, Holdings, LLC, and LaFollette Holdings, Ltd., James A. LaFollette Holdings, LLC, Robert B. LaFollette Holdings, LLC, Wright Holdings, LLC, LML

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number include: Blackhawk Mining LLC (5600); Blackhawk Coal Sales, LLC (9456); Blackhawk Land and Resources, LLC (7839); Blackhawk River Logistics, LLC (3388); Blue Creek Mining, LLC (2427); Blue Diamond Mining, LLC (3488); Eagle Shield, LLC (6721); FCDC Coal, Inc. (6188); Guyandotte Mining, LLC (4882); Hampden Coal, LLC (8241); Kanawha Eagle Mining, LLC (0586); Logan & Kanawha, LLC (3178); Panther Creek Mining, LLC (0627); Pine Branch Land, LLC (9661); Pine Branch Mining, LLC (9681); Pine Branch Resources, LLC (9758); Redhawk Mining, LLC (0852); Rockwell Mining, LLC (3874); Spruce Pine Land Company (2254); Spurlock Mining, LLC (2899); Triad Mining, LLC (7713); and Triad Trucking, LLC (6112). The location of the Debtors’ service address in these chapter 11 cases is 3228 Summit Square Place, Suite 180, Lexington, Kentucky 40509.

² The hearing will be held before The Honorable Laurie Selber Silverstein at the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 6th Floor, Courtroom 2, Wilmington, Delaware 19801. Any person who wishes to appear telephonically at the **August 28, 2019** hearing must contact COURTCALL, LLC at 866-582-6878 prior to the hearing to register his/her telephonic appearance in accordance with *The Instructions for Telephonic Appearances Effective January 5, 2005, Revised May 11, 2018*. All motions and other pleadings referenced herein are available online free of charge at the following address: <https://cases.primeclerk.com/blackhawkmining>.

Properties, L.L.C., Riverside Park, Inc., and Broun Properties, L.L.C. (collectively, (collectively, “LRPB”).

Responses/Objections Received:

- A. Informal comments from Indemnity National Insurance Company (“Indemnity National”)
- B. Informal comments from Mountain Properties, Inc. (“Mountain”)
- C. Informal comments from the U.S. Trustee
- D. Informal comments from the Department of Justice (“DOJ”)
- E. Informal comments from Chubb Insurance (“Chubb”)
- F. Informal comments from Lexon Surety Group (“Lexon”)
- G. Protective Objection to Plan Supplement for the Debtors’ Joint Prepackaged Chapter 11 Plan of Reorganization [Docket No. 206 – filed August 20, 2019]
- H. Limited Objection of Strata Mine Services LLC to the Debtors’ Notice of (I) Executory Contracts and Unexpired Leases to be Assumed by the Debtors Pursuant to the Plan, (II) Cure Amounts, if any, and (III) Related procedures in Connection Therewith [Docket No. 207 – filed August 20, 2019]
- I. Limited Objection of Natural Resource Partners L.P., ACIN LLC, and WPP LLC to Debtors’ Joint Prepackaged Chapter 11 Plan of Reorganization [Docket No. 208 – filed August 20, 2019]
- J. Limited Objection of Kentucky River Properties LLC, Timberlands LLC and KYMAN Land LLC to Debtors’ Joint Prepackaged Chapter 11 Plan of Reorganization [Docket No. 209 – filed August 20, 2019]
- K. Shonk Land Company LLC’s Objection and Reservation of Rights with Respect to the Plan and Disclosure Statement, the Proposed Assumption of the Shonk Leases and the Asserted Cure Cost for the Shonk Leases [Docket No. 210 – filed August 20, 2019]
- L. Limited Objection of Sauls Seismic, LLC to the Debtors’ Notice of (I) Executory Contracts and Unexpired Leases to be Assumed by the Debtors Pursuant to the Plan, (II) Cure Amounts, if any, and (III) Related procedures in Connection Therewith [Docket No. 211 – filed August 20, 2019]

- M. Limited Objection of CSX Transportation, Inc. to Debtors' (A) Proposed Assumption and of Executory Contracts and Unexpired Leases, and (B) Proposed Cure Amounts [Docket No. 212 – filed August 20, 2019]
- N. Limited Objection and Reservation of Rights of Wayne Supply Company and Cecil I. Walker Machinery Company to Debtors' Proposed Assumption and Cure of Executory Contracts and Unexpired Leases [Docket No. 215 – filed August 22, 2019]
- O. LRPB's Objection to Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 Plan of the Bankruptcy Code, Objection to Proposed Cure Amount, and Reservation of Rights [Docket No. 216 – filed August 23, 2019]
- P. Objection of Blue Eagle Land, LLC, and Kinder Morgan Resources, LLC, to Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code and Joinder to Objection to Confirmation of Plan by LRPB [Docket No. 217 – filed August 23, 2019]
- Q. Broun's Objection to Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code, Objection to Cure, Joinder to Objection to Confirmation of Plan by LRPB, and Reservation of Rights [Docket No. 218 – filed August 23, 2019]
- R. Garland Fork's Objection to Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code, Objection to Cure, Joinder to Objection to Confirmation of Plan by LRPB, and Reservation of Rights [Docket No. 219 – filed August 23, 2019]
- S. Limited Objection of Carroll Engineering Co. and Delta Electric, Inc. to (I) Confirmation of the Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code; (II) Proposed Cure Amounts; and (III) Reservation of Rights [Docket No. 220 – filed August 23, 2019]
- T. Notice of Withdrawal of LRPB's Objection to Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 Plan of the Bankruptcy Code, Objection to Proposed Cure Amount, and Reservation of Rights [Docket No. 221 – filed August 23, 2019]
- U. Notice of Withdrawal of Objection of Blue Eagle Land, LLC, and Kinder Morgan Resources, LLC, to Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code and Joinder to Objection to Confirmation of Plan by LRPB [Docket No. 222 – filed August 23, 2019]
- V. Notice of Withdrawal of Broun's Objection to Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code, Objection

to Cure, Joinder to Objection to Confirmation of Plan by LRPB, and Reservation of Rights [Docket No. 223 – filed August 23, 2019]

- W. Notice of Withdrawal of Garland Fork’s Objection to Debtors’ Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code, Objection to Cure, Joinder to Objection to Confirmation of Plan by LRPB, and Reservation of Rights [Docket No. 224 – filed August 23, 2019]
- X. Notice of Withdrawal of Limited Objection of Carroll Engineering Co. and Delta Electric, Inc. to (I) Confirmation of the Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code; (II) Proposed Cure Amounts; and (III) Reservation of Rights [Docket No. 225 – filed August 23, 2019]
- Y. LRPB’s Objection to Debtors’ Joint Plan of Reorganization Pursuant to Chapter 11 Plan of the Bankruptcy Code, Objection to Proposed Cure Amount, and Reservation of Rights [Docket No. 226 – filed August 24, 2019]
- Z. Objection of Blue Eagle Land, LLC, and Kinder Morgan Resources, LLC, to Debtors’ Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code and Joinder to Objection to Confirmation of Plan by LRPB [Docket No. 227 – filed August 24, 2019]
- AA. Broun’s Objection to Debtors’ Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code, Objection to Cure, Joinder to Objection to Confirmation of Plan by LRPB, and Reservation of Rights [Docket No. 228 – filed August 24, 2019]
- BB. Garland Fork’s Objection to Debtors’ Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code, Objection to Cure, Joinder to Objection to Confirmation of Plan by LRPB, and Reservation of Rights [Docket No. 229 – filed August 24, 2019]
- CC. Limited Objection of Carroll Engineering Co. and Delta Electric, Inc. to (I) Confirmation of the Debtors' Joint Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code; (II) Proposed Cure Amounts; and (III) Reservation of Rights [Docket No. 230 – filed August 24, 2019]

Related Documents:

- i. Disclosure Statement for the Debtors’ Joint Prepackaged Chapter 11 of Reorganization [Docket No. 17 – filed July 19, 2019]
- ii. Order (I) Scheduling a Combined Disclosure Statement Approval and Plan Confirmation Hearing, (II) Approving the Solicitation Procedures and

Dates, Deadlines, and Notices Related Thereto, (III) Directing that a Meeting of Creditors not be Convened; (IV) Waiving the Requirement of Filing Statements of Financial Affairs and Schedules of Assets and Liabilities, and (V) Granting Related Relief [Docket No. 75 – filed July 22, 2019]

- iii. Certificate of Publication (New York Times) [Docket No. 114 – filed July 29, 2019]
- iv. Certificate of Publication (Charleston Gazette-Mail) [Docket No. 115 – filed July 29, 2019]
- v. Certificate of Publication (Lexington Herald Leader) [Docket No. 116 – filed July 29, 2019]
- vi. Declaration of James Daloia of Prime Clerk LLC Regarding the Solicitation of Votes and Tabulation of Ballots Cast on the Debtors’ Joint Prepackaged Chapter 11 Plan or Reorganization [Docket No. 124 – filed August 2, 2019]
- vii. Plan Supplement for the Debtors’ Joint Prepackaged Chapter 11 Plan of Reorganization [Docket No. 196 – filed August 13, 2019]
- viii. Modified Joint Prepackaged Chapter 11 Plan of Reorganization [Docket No. 231 – filed August 26, 2019]
- ix. (Blackline) Modified Joint Prepackaged Chapter 11 Plan of Reorganization [Docket No. 232 – filed August 26, 2019]
- x. Debtors’ Memorandum of Law in Support of an Order Approving the Debtors’ Disclosure Statement for, and Confirming, the Debtors’ Joint Prepackaged Chapter 11 Plan of Reorganization [Docket No. 233 – filed August 26, 2019]
- xi. Declaration of Kevin Nystrom in Support of Confirmation of the Debtors’ Modified Joint Prepackaged Chapter 11 Plan of Reorganization [Docket No. 234 – filed August 26, 2019]
- xii. Notice of Filing of Proposed Findings of Fact, Conclusions of Law, and Order Approving the Debtors’ Disclosure Statement for, and Confirming, the Debtors’ Modified Joint Prepackaged Plan of Reorganization Pursuant to Chapter 11 of the Bankruptcy Code [Docket No. 235 – filed August 26, 2019]

Status: The Debtors have resolved the informal comments and objections listed at letters A, B, C, D, E, F, H, and N (as to confirmation) above. The hearing on this matter is going forward.

Dated: August 26, 2019
Wilmington, Delaware

/s/ L. Katherine Good

Christopher M. Samis (DE 4909)
L. Katherine Good (DE 5101)
POTTER ANDERSON & CORROON LLP
1313 North Market Street, 6th Floor
P.O. Box 951
Wilmington, Delaware 19801-6108
Telephone: (302) 984-6000
Facsimile: (302) 658-1192
Email: csamis@potteranderson.com
kgood@potteranderson.com

- and -

James H.M. Sprayregen, P.C.
Ross M. Kwasteniet, P.C. (*pro hac vice* pending)
Joseph M. Graham (*pro hac vice* pending)
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
ross.kwasteniet@kirkland.com
joe.graham@kirkland.com

- and -

Stephen E. Hessler, P.C. (*pro hac vice* pending)
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

Counsel to the Debtors and Debtors in Possession