

8. Caballo Rojo Holdings LLC (Case No. 19 – 11071)
9. Cloud Peak Energy Finance Corp. (Case No. 19 – 11055)
10. Cloud Peak Energy Logistics LLC (Case No. 19 – 11061)
11. Cloud Peak Energy Logistics I LLC (Case No. 19 – 11073)
12. Cloud Peak Energy Resources LLC (Case No. 19 – 11057)
13. Cloud Peak Energy Services Company (Case No. 19 – 11063)
14. Cordero Mining LLC (Case No. 19 – 11052)
15. Cordero Mining Holdings LLC (Case No. 19 – 11075)
16. Cordero Oil and Gas LLC (Case No. 19 – 11058)
17. Kennecott Coal Sales LLC (Case No. 19 – 11060)
18. NERCO LLC (Case No. 19 – 11054)
19. NERCO Coal LLC (Case No. 19 – 11064)
20. NERCO Coal Sales LLC (Case No. 19 – 11068)
21. Prospect Land and Development LLC (Case No. 19 – 11065)
22. Resource Development LLC (Case No. 19 – 11070)
23. Sequatchie Valley Coal Corporation (Case No. 19 – 11072)
24. Spring Creek Coal LLC (Case No. 19 – 11066)
25. Western Minerals LLC (Case No. 19 – 11062)
26. Youngs Creek Holdings I LLC (Case No. 19 – 11059)
27. Youngs Creek Holdings II LLC (Case No. 19 – 11074)
28. Youngs Creek Mining Company, LLC (Case No. 19 – 11056)

PLEASE TAKE FURTHER NOTICE that, in addition to the filing of the voluntary petitions, the Debtors have filed the following motions and related pleadings (collectively, the “*First Day Matters*”):³

B. FIRST DAY MATTERS

29. ***Joint Administration Motion.*** Motion of Debtors for Entry of an Order (I) Directing Joint Administration of the Debtors’ Chapter 11 Cases Pursuant to Bankruptcy Rule 1015(b) and (II) Waiving the Requirements of Bankruptcy Code Section 342(c)(1) and Bankruptcy Rules 1005 and 2002(n) [Docket No. 6 – filed May 10, 2019]

Status: This matter is going forward.

30. ***Wages Motion.*** Motion of Debtors 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 Benefit Programs, and (II) Granting Related Relief [Docket No. 7 – filed May 10, 2019]

³ Copies of the Petitions and First Day Matters are available at the following address: <http://cases.primeclerk.com/cloudpeakenergy>.

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

31. **Cash Management Motion.** Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Maintain the Cash Management System, (B) Continue Using Existing Checks and Business Forms, and (C) Continue Intercompany Arrangements, (II) Providing Administrative Expense Priority Status for Postpetition Intercompany Claims, and (III) Granting Related Relief [Docket No. 8 – filed May 10, 2019]

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

32. **Utilities Motion.** Motion of Debtors for Entry of Interim and Final Orders (I) Approving Debtors' Proposed Adequate Assurance of Payment for Future Utility Services, (II) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Services, and (III) Approving Debtors' Proposed Procedures for Resolving Additional Assurance Requests [Docket No. 9 – filed May 10, 2019]

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

33. **Taxes Motion.** Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing the Payment of Certain Prepetition Taxes and Fees and (II) Granting Related Relief [Docket No. 10 – filed May 10, 2019]

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

34. **Customer Programs Motion.** Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Honor Certain Prepetition Obligations to Customers and (II) Granting Related Relief [Docket No. 11 – filed May 10, 2019]

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

35. **Coal Contracts Motion.** Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to Enter Into and Perform Under Coal Contracts in the Ordinary Course of Business and (II) Granting Related Relief [Docket No. 12 – filed May 10, 2019]

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

36. **NOL Motion.** Motion of Debtors for Entry of Interim and Final Orders Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Interests in the Debtors' Estates [Docket No. 13 – filed May 10, 2019]

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

37. **Critical Vendors Motion.** Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Certain Prepetition Claims of Critical Vendors and (II) Granting Related Relief [Docket No. 14 – filed May 10, 2019]

- A. Declaration of Alan Boyko of FTI Consulting, Inc. in Support of Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay Certain Prepetition Claims of Critical Vendors and (II) Granting Related Relief [Docket No. 15 – filed May 10, 2019]

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

38. ***Shippers, 503(b)(9) Claimants, and Royalties Motion.*** Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to Pay (A) Certain Prepetition Claims of Shippers, Warehousemen, and Service Providers, (B) Claims Arising Under Section 503(b)(9) of the Bankruptcy Code, and (C) Certain Royalty and Lease Obligations and (II) Granting Related Relief [Docket No. 16 – filed May 10, 2019]

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

39. ***Claims Agent Retention Application.*** Debtors' Application for Appointment of Prime Clerk LLC as Claims and Noticing Agent *Nunc Pro Tunc* to the Petition Date [Docket No. 17 – filed May 10, 2019]

Status: This matter is going forward.

40. ***Consolidated Creditors Matrix Motion.*** Motion of Debtors for Entry of an Order (I) Authorizing the Debtors to (A) File a Consolidated Creditors Matrix, (B) File a Consolidated List of the Debtors' Fifty Largest Unsecured Creditors, and (C) Redact Certain Personal Identification Information and (II) Granting Related Relief [Docket No. 18 – filed May 10, 2019]

Status: This matter is going forward.

41. ***Surety Bond Motion.*** Motion of Debtors for Entry of Order Approving (I) Continuation of Surety Bond Program and (II) Granting Related Relief [Docket No. 19 – filed May 19, 2019]

Status: This matter is going forward.

42. ***Securitization Facility Motion.*** Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing Certain Debtors to Continue Selling Receivables and Related Rights Pursuant to a Securitization Facility, (II) Modifying the Automatic Stay, and (III) Granting Related Relief [Docket No. 20 – filed May 10, 2019]

- A. Declaration of Marc D. Puntus in Support of the Debtors' (A) Motion to Obtain Postpetition Debtor-in-Possession Financing and (B) Motion to Continue Selling Receivables Pursuant to Securitization Facility [Docket No. 32 – filed May 12, 2019]

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

43. ***First Day Declaration.*** Declaration of Heath Hill in Support of Chapter 11 Petitions and First Day Pleadings [Docket No. 12 – filed May 10, 2019]

Status: The First Day Declaration will be relied upon as evidentiary support for the First Day Matters.

44. ***DIP Financing and Cash Collateral Motion.*** Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Obtain Postpetition Financing Secured by Senior Priming Liens and (B) Use Cash Collateral, (II) Granting Liens and Providing Superpriority Administrative Expense Status, (III) Granting Adequate Protection, (IV) Modifying the Automatic Stay, and (V) Granting Related Relief [Docket No. 31 – filed May 12, 2019]

A. Declaration of Marc D. Puntus in Support of the Debtors’ (A) Motion to Obtain Postpetition Debtor-in-Possession Financing and (B) Motion to Continue Selling Receivables Pursuant to Securitization Facility [Docket No. 32 – filed May 12, 2019]

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

PLEASE TAKE FURTHER NOTICE that a hearing (the “***First Day Hearing***”) with respect to the First Day Matters is scheduled for **May 14, 2019 at 1:00 p.m. (prevailing Eastern Time)** at the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 6th Floor, Courtroom 3, Wilmington, Delaware 19801 before The Honorable Kevin Gross, United States Bankruptcy Judge for the District of Delaware.

PLEASE TAKE FURTHER NOTICE that all objections, if any, to the First Day Matters may be made at the First Day Hearing.

Dated: May 13, 2019
Wilmington, Delaware

/s/ David T. Queroli

RICHARDS, LAYTON & FINGER, P.A.

Daniel J. DeFranceschi (No. 2732)

John H. Knight (No. 3848)

David T. Queroli (No. 6318)

One Rodney Square

920 North King Street

Wilmington, DE 19801

Tel: 302.651.7700

Fax: 302.651.7701

defranceschi@rlf.com; knight@rlf.com;

queroli@rlf.com

- and -

VINSON & ELKINS LLP

David S. Meyer (*pro hac vice* admission pending)

Jessica C. Peet (*pro hac vice* admission pending)

Lauren R. Kanzer (*pro hac vice* admission pending)

666 Fifth Avenue, 26th Floor

New York, NY 10103-0040

Tel: 212.237.0000

Fax: 212.237.0100

dmeyer@velaw.com; jpeet@velaw.com;

lkanzer@velaw.com

- and -

Paul E. Heath (*pro hac vice* admission pending)

2001 Ross Avenue, Suite 3900

Dallas, TX 75201

Tel: 214.220.7700

Fax: 214.220.7716

pheath@velaw.com

Proposed Attorneys for the Debtors and Debtors in Possession