

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

In re	)	
	)	Chapter 11
CLOUD PEAK ENERGY INC.,	)	Case No. 19 – 11047 (KG)
	)	
Reorganized Debtor. <sup>1</sup>	)	
	)	

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR  
HEARING ON JANUARY 13, 2020 AT 1:00 P.M. (ET)**<sup>2</sup>

**I. ADJOURNED MATTER:**

1. Supplemental Notice of (I) Potential Assumption and Assignment of Contracts and Unexpired Leases and (II) Cure Amounts in Connection Therewith [Docket No. 733 – filed October 18, 2019]

Objection/Response Deadline:      October 25, 2019 at 4:00 p.m. (ET)

Objections/Responses Received:

- A. Wyoming Machinery Company’s Limited Objection and Reservation of Rights to the Supplemental Notice of (I) Potential Assumption and Assignment of Contracts and Unexpired Leases and (II) Cure Amounts in Connection Therewith [Docket No. 762 – filed October 25, 2019]
- B. Wyoming Machinery Company’s Amended Limited Objection and Reservation of Rights to the Supplemental Notice of (I) Potential Assumption and Assignment of Contracts and Unexpired Leases and (II) Cure Amounts in Connection Therewith [Docket No. 812 – filed November 20, 2019]

Related Documents:

- i. Notice of Hearing [Docket No. 798 – filed November 14, 2019]

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<sup>1</sup> The Reorganized Debtor in this chapter 11 case, along with the last four digits of the Reorganized Debtor’s federal tax identification number is Cloud Peak Energy Inc. (8162). The Reorganized Debtor’s mailing address is 606 Post Road E #624, Westport, Connecticut 06880.

<sup>2</sup> The hearing will be held before The Honorable Kevin Gross at the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 6<sup>th</sup> Floor, Courtroom 3, Wilmington, Delaware 19801. Any person who wishes to appear at the January 13, 2020 hearing must contact COURTCALL, LLC at 866-582-6878 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 at the following address: <http://cases.primeclerk.com/cloudpeakenergy>.

Status: The hearing on this matter, to the extent necessary, has been adjourned to a date and time to be determined by the parties.

**II. RESOLVED MATTER:**

2. Motion of Debtors for Entry of an Order (I) Authorizing the Closure of Certain Chapter 11 Cases; and (II) Granting Related Relief [Docket No. 877 – filed December 9, 2019]

Objection/Response Deadline: December 23, 2019 at 4:00 p.m. (ET)

Objections/Responses Received: None

Related Documents:

- i. Certificate of No Objection Regarding Motion of Debtors for Entry of an Order (I) Authorizing the Closure of Certain Chapter 11 Cases; and (II) Granting Related Relief [Docket No. 910 – filed December 30, 2019]
- ii. Order (I) Authorizing the Closure of Certain Chapter 11 Cases; and (II) Granting Related Relief [Docket No. 912 – entered January 2, 2020]

Status: On January 2, 2020, the Court entered an order granting the relief requested. Accordingly, a hearing regarding this matter is not required.

**III. INTERIM FEE APPLICATIONS:**

3. Second Interim Fee Applications (See Exhibit A)

Status: At this time, the hearing on the matter will go forward. However, the parties are in discussions regarding this matter, and the Reorganized Debtor anticipates filing a proposed form of order approving the second interim fee applications under certification of counsel in advance of the hearing.

Dated: January 9, 2020  
Wilmington, Delaware

*/s/ David T. Queroli*

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**RICHARDS, LAYTON & FINGER, P.A.**

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**EXHIBIT A**

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

	)	
In re	)	Chapter 11
	)	
CLOUD PEAK ENERGY INC.,	)	Case No. 19 – 11047 (KG)
	)	
Reorganized Debtor. <sup>1</sup>	)	
	)	

**INDEX OF INTERIM FEE APPLICATIONS SCHEDULED  
TO BE CONSIDERED ON JANUARY 13, 2020 AT 1:00 P.M. (ET)**

1. Second Interim Fee Application of Prime Clerk LLC, Administrative Advisor for the Debtors, for the Period from August 1, 2019 Through and Including October 31, 2019 [Docket No. 885 – filed December 16, 2019]

Objection/Response Deadline: January 6, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None

Related Documents:

- A. Monthly Fee Application of Prime Clerk LLC, Administrative Advisor to the Debtors, for Compensation for Services and Reimbursement of Expenses for the Period from August 1, 2019 through August 31, 2019 [Docket No. 658 – filed September 25, 2019]
- B. Certification of No Objection Regarding Combined Monthly Fee Application of Prime Clerk LLC, Administrative Advisor to the Debtors, for Compensation for Services and Reimbursement of Expenses for the Period from August 1, 2019 through August 31, 2019 (No Order Required) [Docket No. 730 – filed October 18, 2019]
- C. Monthly Fee Application of Prime Clerk LLC, Administrative Advisor to the Debtors, for Compensation for Services and Reimbursement of Expenses for the Period from September 1, 2019 through September 30, 2019 [Docket No. 753 – filed October 23, 2019]
- D. Certification of No Objection Regarding Monthly Fee Application of Prime Clerk LLC, Administrative Advisor to the Debtors, for Compensation for Services and Reimbursement of Expenses for the Period from September 1,

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<sup>1</sup> The Reorganized Debtor in this chapter 11 case, along with the last four digits of the Reorganized Debtor’s federal tax identification numbers is Cloud Peak Energy Inc. (8162). The Reorganized Debtor’s mailing address is 606 Post Road E #624, Westport, Connecticut 06880.

2019 through September 30, 2019 (No Order Required) [Docket No. 804 – filed November 15, 2019]

- E. Monthly Fee Application of Prime Clerk LLC, Administrative Advisor to the Debtors, for Compensation for Services and Reimbursement of Expenses for the Period from October 1, 2019 through October 31, 2019 [Docket No. 809 – filed November 20, 2019]
  - F. Certification of No Objection Regarding Monthly Fee Application of Prime Clerk LLC, Administrative Advisor to the Debtors, for Compensation for Services and Reimbursement of Expenses for the Period from October 1, 2019 through October 31, 2019 (No Order Required) [Docket No. 883 – filed December 13, 2019]
2. Notice of Second Interim Fee Application Request of Vinson & Elkins LLP [Docket No. 887 – filed December 16, 2019]

Objection/Response Deadline: January 6, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None

Related Documents:

- A. Third Monthly Application of Vinson & Elkins LLP for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Debtors and Debtors-in-Possession for the Period from July 1, 2019 through July 31, 2019 [Docket No. 663 – filed September 27, 2019]
- B. Certification of No Objection Regarding Third Monthly Application of Vinson & Elkins LLP for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Debtors and Debtors-in-Possession for the Period from July 1, 2019 through July 31, 2019 (No Order Required) [Docket No. 731 – filed October 18, 2019]
- C. Fourth Monthly Application of Vinson & Elkins LLP for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Debtors and Debtors-in-Possession for the Period from August 1, 2019 through August 31, 2019 [Docket No. 791 – filed November 11, 2019]
- D. Certification of No Objection Regarding Fourth Monthly Application of Vinson & Elkins LLP for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Debtors and Debtors-in-Possession for the Period from August 1, 2019 through August 31, 2019 (No Ordered Required) [Docket No. 870 – filed December 5, 2019]
- E. Fifth Monthly Application of Vinson & Elkins LLP for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as

Counsel to the Debtors and Debtors-in-Possession for the Period from September 1, 2019 through September 30, 2019 [Docket No. 838 – filed November 27, 2019]

- F. Certification of No Objection Regarding Fifth Monthly Application of Vinson & Elkins LLP for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Counsel to the Debtors and Debtors-in-Possession for the Period from September 1, 2019 through September 30, 2019 (No Order Required) [Docket No. 902 – filed December 20, 2019]
3. Notice of Second Interim Fee Application Request of Richards, Layton & Finger, P.A. [Docket No. 888 – filed December 16, 2019]

Objection/Response Deadline: January 6, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None

Related Documents:

- A. Fourth Monthly Application of Richards, Layton & Finger, P.A. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Co-Counsel to the Debtors and Debtors in Possession for the Period from August 1, 2019 through August 31, 2019 [Docket No. 749 – filed October 22, 2019]
- B. Certification of No Objection Regarding Fourth Monthly Application of Richards, Layton & Finger, P.A. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Co-Counsel to the Debtors and Debtors in Possession for the Period from August 1, 2019 through August 31, 2019 (No Order Required) [Docket No. 803 – filed November 12, 2019]
- C. Fifth Monthly Application of Richards, Layton & Finger, P.A. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Co-Counsel to the Debtors and Debtors in Possession for the Period from September 1, 2019 through September 30, 2019 [Docket No. 777 – filed November 1, 2019]
- D. Certification of No Objection Regarding Fifth Monthly Application of Richards, Layton & Finger, P.A. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Co-Counsel to the Debtors and Debtors in Possession for the Period from September 1, 2019 through September 30, 2019 [Docket No. 820 – filed November 25, 2019]
- E. Sixth Monthly Application of Richards, Layton & Finger, P.A. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Co-Counsel to the Debtors and Debtors in Possession for the Period from October 1, 2019 through October 31, 2019 [Docket No. 832 – filed November 27, 2019]

- F. Certification of No Objection Regarding Sixth Monthly Application of Richards, Layton & Finger, P.A. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Co-Counsel to the Debtors and Debtors in Possession for the Period from October 1, 2019 through October 31, 2019 [Docket No. 901 – filed December 20, 2019]
- 4. Second Interim Fee Application of Morrison & Foerster LLP, Counsel to the Official Committee of Unsecured Creditors, for Allowance of Compensation and Reimbursement of Expenses for the Period from August 1, 2019 through October 31, 2019 [Docket No. 894 – filed December 18, 2019]

Objection/Response Deadline: January 7, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None

Related Documents:

- A. Fourth Monthly Fee Application of Morrison & Foerster LLP as Counsel to the Official Committee of Unsecured Creditors for Allowance of Compensation and Reimbursement of Expenses for the Period from August 1, 2019 through August 31, 2019 [Docket No. 659 – filed September 26, 2019]
- B. Certificate of No Objection [Docket No. 727 – filed October 18, 2019]
- C. Fifth Monthly Fee Application of Morrison & Foerster LLP as Counsel to the Official Committee of Unsecured Creditors for Allowance of Compensation and Reimbursement of Expenses for the Period from September 1, 2019 through September 30, 2019 [Docket No. 754 – filed October 23, 2019]
- D. Certificate of No Objection [Docket No. 793 – filed November 13, 2019]
- E. Sixth Monthly Fee Application of Morrison & Foerster LLP as Counsel to the Official Committee of Unsecured Creditors for Allowance of Compensation and Reimbursement of Expenses for the Period from October 1, 2019 through October 31, 2019 [Docket No. 829 – filed November 26, 2019]
- F. Certificate of No Objection [Docket No. 893 – filed December 18, 2019]
- 5. Second Interim Fee Application of Morris James LLP, Counsel to the Official Committee of Unsecured Creditors, for Allowance of Compensation and Reimbursement of Expenses for the Period from August 1, 2019 through October 31, 2019 [Docket No. 895 – filed December 18, 2019]

Objection/Response Deadline: January 7, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None

Related Documents:



- A. Fourth Monthly Application of Morris James LLP, Co-Counsel for the Official Committee of Unsecured Creditors, for Allowance of Compensation and Reimbursement of Expenses for the Period August 1, 2019 through August 31, 2019 [Docket No. 660 – filed September 26, 2019]
  - B. Certificate of No Objection [Docket No. 728 – filed October 18, 2019]
  - C. Fifth Monthly Fee Application of Morris James LLP, Co-Counsel for the Official Committee of Unsecured Creditors, for Allowance of Compensation and Reimbursement of Expenses for the Period for September 1, 2019 through September 30, 2019 [Docket No. 755 – filed October 23, 2019]
  - D. Certificate of No Objection [Docket No. 794 – filed November 13, 2019]
  - E. Sixth Monthly Fee Application of Morris James LLP, Co-Counsel for the Official Committee of Unsecured Creditors, for Allowance of Compensation and Reimbursement of Expenses for the Period for October 1, 2019 through October 31, 2019 [Docket No. 814 – filed November 21, 2019]
  - F. Certificate of No Objection [Docket No. 881 – filed December 12, 2019]
6. Notice of First Combined Interim Fee Application Request of FTI Consulting, Inc. [Docket No. 897 – filed December 18, 2019]

Objection/Response Deadline: January 8, 2020 at 4:00 p.m. (ET)

Objections/Responses Received: None

Related Documents:

- A. First Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from May 10, 2019 through May 31, 2019 [Docket No. 545 – filed August 1, 2019]
- B. Certification of No Objection Regarding First Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from May 10, 2019 through May 31, 2019 (No Order Required) [Docket No. 604 – filed August 22, 2019]
- C. Second Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from June 1, 2019 through June 30, 2019 [Docket No. 601 – filed August 21, 2019]

- D. Certification of No Objection Regarding Second Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from June 1, 2019 through June 30, 2019 (No Order Required) [Docket No. 634 – filed September 11, 2019]
- E. Third Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from July 1, 2019 through July 31, 2019 [Docket No. 671 – filed October 1, 2019]
- F. Certification of No Objection Regarding Third Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from July 1, 2019 through July 31, 2019 (No Order Required) [Docket No. 750 – filed October 22, 2019]
- G. Fourth Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from August 1, 2019 through August 31, 2019 [Docket No. 708 – filed October 11, 2019]
- H. Certification of No Objection Regarding Fourth Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from August 1, 2019 through August 31, 2019 (No Order Required) [Docket No. 781 – filed November 4, 2019]
- I. Fifth Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from September 1, 2019 through September 30, 2019 [Docket No. 818 – filed November 25, 2019]
- J. Certification of No Objection Regarding Fifth Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from September 1, 2019 through September 30, 2019 (No Order Required) [Docket No. 891 – filed December 17, 2019]
- K. Sixth Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as

Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from October 1, 2019 through October 31, 2019 [Docket No. 830 – filed November 26, 2019]

- L. Certification of No Objection Regarding Sixth Monthly Application of FTI Consulting, Inc. for Allowance of Compensation for Services Rendered and for Reimbursement of Expenses as Restructuring Financial Advisor to the Debtors and Debtors-in-Possession for the Period from October 1, 2019 through October 31, 2019 (No Order Required) [Docket No. 892 – filed December 17, 2019]