

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:	§	
	§	Chapter 11
	§	
WESTMORELAND COAL COMPANY, <i>et al.</i> , ¹	§	Case No. 18-35672 (DRJ)
	§	
Debtors.	§	(Jointly Administered)
	§	

NOTICE OF RESCHEDULED SECOND DAY HEARING

PLEASE TAKE NOTICE that on October 9, 2018, each of the above-captioned debtors and debtors in possession (collectively, the “Debtors”) filed a petition with the Southern District of Texas Bankruptcy Court (the “Court”) under title 11 of the United States Code, 11 U.S.C. §§ 101–1532.

PLEASE TAKE FURTHER NOTICE that on October 9, 2018, the below motions were filed with the Court (each, a “Motion,” collectively, the “Motions”):

- Debtors’ Emergency Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Continue Insurance Policies Entered Into Prepetition and Satisfy Prepetition Obligations Related Thereto, (II) Renew, Amend, Supplement, Extend, or Purchase Insurance Policies, (III) Honor the Terms of the Premium Financing Agreement and Pay Premiums Thereunder, and (IV) Enter Into New Premium Financing Agreements in the Ordinary Course of Business [Docket No. 7];
- Debtors’ Emergency Motion for Entry of Interim and Final Orders Authorizing the Payment of Certain Prepetition Taxes and Fees Filed by Debtor Westmoreland Coal Company Hearing [Docket No. 9];
- Debtors’ Emergency Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Pay Prepetition Wages, Salaries, Other Compensation, and Reimbursable Expenses, and (II) Continue Employee Benefits Programs [Docket No. 10];

¹ Due to the large number of debtors in these chapter 11 cases, for which joint administration has been granted, a complete list of the debtors and the last four digits of their tax identification, registration, or like numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors’ claims and noticing agent in these chapter 11 cases at www.donlinrecano.com/westmoreland. Westmoreland Coal Company’s service address for the purposes of these chapter 11 cases is 9540 South Maroon Circle, Suite 300, Englewood, Colorado 80112.

- Debtors' Emergency Motion for Entry of Interim and Final Orders (I) Authorizing the Payment of Specified Trade Claims and (II) Confirming Administrative Expense Priority of Outstanding Orders [Docket No. 11];
- Debtors' Emergency Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Honor Prepetition Obligations to Customers in the Ordinary Course of Business and (II) Continue, Renew, Replace, Implement, or Terminate Customer Programs [Docket No. 12];
- Debtors' Emergency Motion for Entry of Interim and Final Orders, Approving Notification and Hearing Procedures for Certain Transfers of an Declarations of Worthlessness with Respect to Common Stock [Docket No. 13];
- Debtors' Emergency Motion for Entry of Interim and Final Orders Approving Continuation of Surety Bond Program [Docket No. 14];
- Debtors' Emergency Motion for Entry of Interim and Final Orders Authorizing the Debtors to Enter Into and Perform Under Coal Sale Contracts in the Ordinary Course of Business [Docket No. 15];
- Debtors' Emergency Motion for Entry of Interim and Final Orders Authorizing the Debtors to (I) Continue to Operate Their Cash Management System, (II) Honor Certain Prepetition Obligations Related Thereto, (III) Maintain Existing Business Forms, and (IV) Continue to Perform Intercompany Transactions [Docket No. 16];
- Debtors' Emergency Motion for Entry of Interim and Final Orders (I) Authorizing Westmoreland Coal Company and Certain of its Affiliates to Obtain Postpetition Secured Financing, (II) Granting Liens and Providing Superpriority Administrative Expense Claims, (III) Authorizing the Use of Cash Collateral, (IV) Granting Adequate Protection, (V) Modifying the Automatic Stay (VI) Scheduling a Final Hearing, and (VII) Granting Related Relief [Docket No. 17]; and
- Debtors' Emergency Motion for the Entry of Interim and Final Orders (I) Authorizing the MLP Debtors to Use Cash Collateral Pursuant to 11 U.S.C. § 363 (II) Granting Certain Protections to Prepetition Lenders Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, and 507, (III) Modifying the Automatic Stay, and (IV) Scheduling a Final Hearing [Docket No. 18].

PLEASE TAKE FURTHER NOTICE that on October 9, 2018 and October 10, 2018, the Court entered the below Interim Orders with respect to the Motions:²

² Capitalized terms used but not otherwise defined herein have the meanings set forth to them in the Motions.

- Interim Order Authorizing the Debtors to (I) Continue Insurance Policies Entered Into Prepetition and Satisfy Prepetition Obligations Related Thereto, (II) Renew, Amend, Supplement, Extend, or Purchase Insurance Policies, (III) Honor the Terms of the Premium Financing Agreement and Pay Premiums Thereunder, and (IV) Enter Into New Premium Financing Agreements in the Ordinary Course of Business [Docket No. 74];
- Interim Order Authorizing the Payment of Certain Prepetition Taxes and Fees [Docket No. 75];
- Interim Order Authorizing the Debtors to (I) Pay Prepetition Wages, Salaries, Other Compensation, and Reimbursable Expenses, and (II) Continue Employee Benefits Programs [Docket No. 76];
- Interim Order (I) Authorizing the Payment of Specified Trade Claims and (II) Confirming Administrative Expense Priority of Outstanding Orders [Docket No. 77];
- Interim Order Authorizing the Debtors to (I) Honor Prepetition Obligations to Customers in the Ordinary Course of Business and (II) Continue, Renew, Replace, Implement, or Terminate Customer Programs [Docket No. 78];
- Interim Order Approving Notification and Hearing Procedures for Certain Transfers of an Declarations of Worthlessness with Respect to Common Stock [Docket No. 79];
- Interim Order Authorizing the Debtors to Enter Into and Perform Under Coal Sale Contracts in the Ordinary Course of Business [Docket No. 80];
- Interim Order Authorizing the Debtors to (I) Continue to Operate Their Cash Management System, (II) Honor Certain Prepetition Obligations Related Thereto, (III) Maintain Existing Business Forms, and (IV) Continue to Perform Intercompany Transactions [Docket No. 83];
- Interim Order Approving Continuation of Surety Bond Program [Docket No. 84];
- Interim Order (I) Authorizing Westmoreland Coal Company and Certain of its Affiliates to Obtain Postpetition Secured Financing, (II) Granting Liens and Providing Superpriority Administrative Expense Claims, (III) Authorizing the Use of Cash Collateral, (IV) Granting Adequate Protection, (V) Modifying the Automatic Stay (VI) Scheduling a Final Hearing, and (VII) Granting Related Relief [Docket No. 92]; and
- Interim Order (I) Authorizing the MLP Debtors to Use Cash Collateral Pursuant to 11 U.S.C. § 363 (II) Granting Certain Protections to Prepetition Lenders Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, and 507, (III) Modifying the Automatic Stay, and (IV) Scheduling a Final Hearing [Docket No. 95].

PLEASE TAKE FURTHER NOTICE that the hearing on the Motions initially scheduled for October 30, 2018, at 1:00 p.m. (prevailing Central Time), before the Honorable David R. Jones, United States Bankruptcy Judge, Courtroom 400, 515 Rusk Street, Houston, Texas 77002, **has been reset to November 13, 2018, at 1:00 p.m. (prevailing Central Time)**.

PLEASE TAKE FURTHER NOTICE that copies of the Motions, as well as copies of all documents filed in these chapter 11 cases are available free of charge by visiting <http://www.donlinrecano.com/westmoreland> or by calling (800) 499-8519 (toll-free in North America) or (212) 481-1411 (outside North America). You may also obtain copies of any pleadings by visiting the Court's website at <https://ecf.txsb.uscourts.gov> in accordance with the procedures and fees set forth therein.

[Remainder of page intentionally left blank]

Houston, Texas
October 26, 2018

/s/ Patricia B. Tomasco

Patricia B. Tomasco (Bar No. 01797600)
Elizabeth C. Freeman (Bar No. 24009222)
Matthew D. Cavanaugh (Bar No. 24062656)

JACKSON WALKER L.L.P.

1401 McKinney Street, Suite 1900
Houston, Texas 77010

Telephone: (713) 752-4200
Facsimile: (713) 752-4221
Email: ptomasco@jw.com
efreeman@jw.com
mcavanaugh@jw.com

*Proposed Co-Counsel to the Debtors
and Debtors in Possession*

James H.M. Sprayregen, P.C.
Michael B. Slade (Bar No. 24013521)
Gregory F. Pesce (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
michael.slade@kirkland.com
gregory.pesce@kirkland.com

-and-

Edward O. Sassower, P.C.
Stephen E. Hessler, P.C. (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: edward.sassower@kirkland.com
stephen.hessler@kirkland.com

-and-

Anna G. Rotman, P.C. (Bar No. 24046761)

KIRKLAND & ELLIS LLP

KIRKLAND & ELLIS INTERNATIONAL LLP

609 Main Street
Houston, Texas 77002

Telephone: (713) 836-3600
Email: anna.rotman@kirkland.com

*Proposed Co-Counsel to the Debtors
and Debtors in Possession*

Certificate of Service

I certify that on October 26, 2018, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Patricia B. Tomasco

Patricia B. Tomasco