

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

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

**UNITED MINEWORKERS OF AMERICA’S LIMITED OBJECTION
TO COMMITTEE SETTLEMENT MOTION**

COMES NOW, the United Mine Workers of America (“UMWA”), by and through counsel, and submits this Limited Objection (the “Limited Objection”) to the Expedited Motion of the WMLP Debtors for Entry of an Order Authorizing and Approving the New WMLP Committee Settlement [Dkt. No. 1901] (the “Committee Settlement Motion”). In support of this Limited Objection, the UMWA respectfully states as follows:

1. On May 30, 2019, the WMLP Debtors filed the Committee Settlement Motion. The Committee Settlement Motion seeks to resolve a number of outstanding issues related to intercompany agreements and resolution of claims and objections that could be raised by the Committee or its members. Included in the Committee Settlement Motion is a reservation of rights for the UMWA.

2. Specifically, on page 5 at footnote 6, there is a reference to the UMWA’s reservation of rights. Unfortunately, due to apparent oversight, there is a discrepancy in terms between the Committee Settlement Motion and the proposed order that was attached as an exhibit.

3. The Committee Settlement Motion indicates that the UMWA is limited to opposing the credit bid sale in the event an agreement can't be reached. Moreover, the term "UMWA Agreement" is not a defined term in the body of the Committee Settlement Motion.

4. In contrast, the proposed order that is attached to the Committee Settlement Motion contains a term sheet in which the "UMWA Agreement" is a defined term. Moreover, that term sheet provides that the UMWA reserves its right to object to the Plan.

5. Out of an abundance of caution, the UMWA files this Limited Objection to be clear that it does not oppose either the credit bid sale or the Plan and supports the Committee Settlement Motion, provided that agreements are reached regarding collective bargaining agreements and retiree healthcare matters.

6. This reservation is an important and material term and to the extent the Committee Settlement Motion seeks to limit the UMWA's ability to assert its rights to oppose either the credit bid sale or the pending plan of reorganization, then the UMWA objects to the Committee Settlement Motion.

WHEREFORE, premises considered, the UMWA respectfully requests the Court enter an appropriate order to protect and preserve the UMWA's rights to raise objections, as they deem necessary, in the event collective bargaining agreements and retiree healthcare issues remain outstanding and unresolved, and for such further and additional relief as the Court may deem appropriate.

Respectfully submitted,

/s/ R. Scott Williams

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CERTIFICATE OF SERVICE

I hereby certify that on May 31, 2019, a true and correct copy of the foregoing was served via this Court's CM/ECF Noticing System on all parties receiving electronic notices in this bankruptcy case.

/s/ R. Scott Williams

Of Counsel