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



In re:

Chapter 11

Westmoreland Coal Company, et al.,
Debtors.

Chapter 11

Case No. 18-35672 (DRJ)

(Jointly Administered)

STIPULATION AND AGREED ORDER REGARDING CERTAIN PRIVILEGED DOCUMENTS OF THE WMLP DEBTORS

This stipulation and agreed order (the "Order") is entered into by and among
Westmoreland Resource Partners, LP and its direct and indirect subsidiaries (the "WMLP

Debtors") and Westmoreland Mining Holdings LLC and its direct and indirect subsidiaries (the "WLB Purchaser").

RECITALS

- A. On October 9, 2018, Westmoreland Coal Company ("<u>WLB</u>") and certain of its subsidiaries including the WMLP Debtors (collectively, the "<u>Debtors</u>")² filed voluntary petitions for relief under chapter 11 of the Bankruptcy Code.
- B. On and before March 15, 2019, the WLB Debtors, through WMGP, provided various services to the WMLP Debtors, including legal, information technology, and file maintenance services. As a result, the WLB Debtors maintained various electronic

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.

The "<u>WLB Debtors</u>" are WLB and its debtor subsidiaries other than the WMLP Debtors and debtor Westmoreland Resources GP, LLC ("WMGP").

documents belonging to the WMLP Debtors on the WLB Debtors' email and computer servers (the "Servers") and various hard copy documents belonging to the WMLP Debtors in a variety of receptacles that were owned by the WLB Debtors (the "Receptacles").

- C. On March 2, 2019, the Court confirmed the chapter 11 plan (the "WLB Plan") of the WLB Debtors. See Order Confirming the Amended Joint Chapter 11 Plan of Westmoreland Coal Company and Certain of Its Debtor Affiliates (Docket No. 1561). Under the WLB Plan, the WLB Debtors sold substantially all of their assets to the WLB Purchaser. That sale closed on March 15, 2019. See Notice of (I) Entry of Order Confirming the Amended Joint Chapter 11 Plan of Westmoreland Coal Company and Certain of Its Debtor Affiliates and (II) Occurrence of the Plan Effective Date (Docket No. 1608).
- D. In connection with that closing, the WLB Debtors transferred, among others things, the Servers and Receptacles to the WLB Purchaser. While the Servers and Receptacles contain information that is protected from disclosure by the attorney-client privilege, the work product doctrine or other applicable privileges belonging to the Conflicts Committee of the WMGP and the WMLP Debtors (the "WMLP Privileged Information"), the WMLP Privileged Information was not among the assets sold to the WLB Purchaser and it was not the intent of the WLB Debtors to transfer the WMLP Privileged Information to the WLB Purchaser.
- E. On March 27, 2019, the WMLP Debtors sent a letter to the WLB Purchaser requesting the WLB Purchaser (a) not to access the WMLP Privileged Information and (b) return the WMLP Privileged Information to the WMLP Debtors. Since that time, the WMLP Debtors and the WLB Purchaser have been working diligently and collaboratively to address these requests.

F. The WLB Purchaser currently has in place certain litigation holds (the "Litigation Holds") that cover information and documents maintained on the Servers and in the Receptacles.

NOW, THEREFORE, it is hereby ordered, agreed and stipulated as follows:

- 1. Pursuant to Federal Rule of Evidence 502(d), applicable here under Federal Rule of Bankruptcy Procedure 9017, the disclosure of the WMLP Privileged Information to the WLB Purchaser is not a waiver of any applicable privilege or protection.
- 2. The WLB Purchaser shall promptly transfer a copy of the Outlook Data Files (.pst files) of Gerry Tywoniuk, Kurt Kost, Keith Horton and Charles Ungurean maintained on the Servers (the "WMGP Board Email Files") to two separate external hard drives (the "WMGP Board Hard Drives") and send the WMGP Board Hard Drives to the WMLP Debtors c/o Matthew Corcoran, Jones Day, 325 John H. McConnell Boulevard, Suite 600, Columbus, Ohio 43215. Upon receipt of the WMGP Board Hard Drives, Mr. Corcoran will promptly notify Tobias Jacoby of Kramer Levin by email (tjacoby@kramerlevin.com) that he received the WMGP Board Hard Drives. Within five (5) business days of Mr. Jacoby receiving notice from Mr. Corcoran in accordance with the preceding sentence, the WLB Purchaser shall destroy all copies of the WMGP Board Email Files in its possession; provided, however, the foregoing obligation to destroy the WMGP Board Email Files will not apply to any copies that exist on any data backups of the Servers ("WMGP Board Backup Copies"). The WMLP Debtors will retain the WMGP Board Hard Drives until the WLB Purchaser releases the Litigation Holds. When the WLB Purchaser releases the Litigation Holds, it will promptly notify the WMLP Debtors that the Litigation Holds have been released by sending an email to Mr. Corcoran (mccorcoran@jonesday.com).

3. The WLB Purchaser shall promptly transfer a copy of the Outlook Data Files (.pst files) from July 1, 2017 through March 15, 2019 for Adam Bricker, Joseph Evers, Cole Ferrin, Phyllis LaChance, Albert Siemer and Richard Smith maintained on the Servers (the "Group A Former Employee Email Files") to two separate external hard drives (the "Group A Former Employee Hard Drives") and send the Group A Former Employee Hard Drives to Christopher Koenig, Kirkland & Ellis LLP, 300 North LaSalle, Chicago, IL 60654. Upon receipt of the Group A Former Employee Hard Drives, Mr. Koenig will promptly notify Tobias Jacoby of Kramer Levin by email (tjacoby@kramerlevin.com) that he received the Group A Former Employee Hard Drives. Within five (5) business days of Mr. Jacoby receiving notice from Mr. Koenig in accordance with the preceding sentence, the WLB Purchaser shall destroy all copies of the Group A Former Employee Email Files in its possession as soon as reasonably practicable; provided, however, the foregoing obligation to destroy the Group A Former Employee Email Files will not apply to any copies that exist on any data backups of the Servers ("Group A Former Employee Backup Copies"). Kirkland & Ellis LLP will retain the Group A Former Employee Hard Drives until the WLB Purchaser releases the Litigation Holds. When the WLB Purchaser releases the Litigation Holds, it will promptly notify Mr. Koenig that the Litigation Holds have been released by sending an email to Mr. Koenig (chris.koenig@kirkland.com). After Mr. Koenig receives notice from Mr. Jacoby in accordance with the preceding sentence, Kirkland & Ellis LLP will promptly destroy the Group A Former Employee Email Files on the Group A Former Employee Hard Drives. Kirkland & Ellis LLP shall not provide access to any file stored on the Group A Former Employee Hard Drives to the WLB Purchaser, the WMLP Debtors or any other party except to facilitate a review of the Group A Former Employee Email Files in accordance with a review protocol agreed to in accordance with paragraph 6 of the Order.

- 4. The WLB Purchaser shall not access any WMGP Board Backup Copies or Group A Former Employee Backup Copies. If the WLB Purchaser restores any data backup copies of the Servers (each a "Restore"), it will promptly destroy any WMGP Board Email Files and Group A Former Employee Email Files that are restored in connection with any Restore.
- Information maintained on the Servers or stored in the Receptacles, including, without limitation, any WMLP Privileged Information contained in the Outlook Data Files (.pst files) of the twenty-five custodians previously identified by the WMLP Debtors who currently work for the WLB Purchaser (the "Current Employee Files") and the six custodians previously identified by the WMLP Debtors who do not currently work for the WLB Purchaser and whose Outlook Data Files (.pst files) are not subject to paragraph 3 of the Order (the "Group B Former Employees Email Files"). The Current Employee Files and the Group B Former Employees Email Files are together referred to as the "Active Server Files." If the WLB Purchaser inadvertently accesses any WMLP Privileged Information, the WLB Purchaser shall immediately disregard such information and shall not utilize the WMLP Privileged Information for any purpose.
- 6. If the WLB Purchaser is served with discovery, a subpoena or order of a court or government body of competent jurisdiction that would compel the disclosure of any WMLP Privileged Information or require the WLB Purchaser to review materials potentially containing WMLP Privileged Information to comply with the discovery, subpoena or order, the WLB Debtors will notify the WMLP Debtors by sending an email to Mr. Corcoran (mccorcoran@jonesday.com), no later than the earlier of (a) five (5) business days after receiving the discovery, subpoena or order or (b) two (2) days before the discovery, subpoena or order requires compliance. To the extent the discovery, subpoena or order would compel

disclosure of any WMLP Privileged Materials contained in the WMGP Board Email Files or require the WLB Purchaser to review the WMGP Board Email Files to comply with the discovery, subpoena or order, the WLB Purchaser shall direct the requesting party to request those documents from the WMLP Debtors. To the extent the discovery, subpoena or order would compel disclosure of any WMLP Privileged Materials contained in the Group A Former Employee Email Files or require the WLB Purchaser to review the Group A Former Employee Email Files to comply with the discovery, subpoena or order, the WLB Purchaser and WMLP Debtors shall coordinate on a review protocol that will allow the WMLP Debtors to cull out WMLP Privileged Materials and assert any applicable privileges or protection from disclosure against the requesting party. To the extent the discovery, subpoena or order would compel disclosure of any WMLP Privileged Materials contained in the Active Server Files or require the WLB Purchaser to review materials potentially containing WMLP Privileged Information in or from the Active Server Files to comply with the discovery, subpoena or order, the WLB Purchaser and WMLP Debtors shall coordinate on a review protocol that will allow the WMLP Debtors to cull out WMLP Privileged Materials and assert any applicable privileges or protection from disclosure against the requesting party.

7. This Court shall retain exclusive jurisdiction over any and all matters arising from or related to the implementation or interpretation of this Order.

IT IS SO ORDERED

Signed: June 05, 2019

DAVID R. JONES
UNITED STATES BANKRUPTCY JUDGE

Stipulated and Agreed:

/s/ John F. Higgins

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-and-

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Conflicts Counsel to the WMLP Debtors and Counsel to the Conflicts Committee of Debtor Westmoreland Resources GP, LLC

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United States Bankruptcy Court Southern District of Texas

Westmoreland Coal Company
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Case No. 18-35672-drj Chapter 11

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Debtors CERTIFICATE OF NOTICE

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Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 07, 2019. +Absaloka Coal, LLC, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 +Basin Resources, Inc., 9540 South Maroon Circle, Suite 300, Englewood, co 80112-5730 +Buckingham Coal Company, LLC, 9540 South Maroon Circle, Suite 300, x, db db db Englewood, CO 80112-5730 db +Dakota Westmoreland Corporation, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 9450 South Maroon Circle, Suite 300, db Daron Coal Company, LLC, Englewood, CO 80112 +Harrison Resources, LLC, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 +Haystack Coal Company, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 +Oxford Conesville, LLC, 9540 South Maroon Circle, Suite 300, Englewood, co 80112-5730 +Oxford Mining Company, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 +Oxford Mining Company - Kentucky, LLC, 9540 South Maroon Circle, Suite 300, db Englewood, CO 80112-5730 dh db db db Englewood, CO 80112-5730 +San Juan Coal Company, 9540 South Maroon Circle, Suite 300, Englewood, Co 80112-5730 db +San Juan Transportation Company, 9540 South Maroon Circle, Suite 300, db Englewood, CO 80112-5730 db +Texas Westmoreland Coal Company, 9540 South Maroon Circle, Suite 300, Englewood, Co 80112-5735 db +WCC Land Holding Company, Inc., 9540 South Maroon Circle, Suite 300, Englewood, co 80112-5730 +WEI - Roanake Valley, Inc., 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 WLB Debtors, Jackson Walker, L.L.P., Patricia B. Tomasco, Houston, TX 77010 +Western Energy Company, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 db db db +Westmoreland Coal Company, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5735 db +Westmoreland Coal Company Asset Corp., 9540 South Maroon Circle, Englewood, co 80112-5735 db +Westmoreland Coal Sales Company, Inc., 9540 South Maroon Circle, db Suite 300, Englewood, CO 80112-5735 db +Westmoreland Energy Services New York, Inc., 9540 South Maroon Circle, Suite 300, Englewood, Co 80112-5730 db +Westmoreland Energy Services, Inc., 9540 South Maroon Circle, Suite 300, Englewood, co 80112-5730 +Westmoreland Energy, LLC, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 db db +Westmoreland Kemmerer Fee Coal Holdings, LLC, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 +Westmoreland Kemmerer, LLC, 9540 South Maroon Circle, Suite 300, db Englewood, co 80112-5730 +Westmoreland Mining LLC, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 db +Westmoreland North Carolina Power, LLC, 9540 South Maroon Circle, Suite 300, db Englewood, Co 80112-5730 +Westmoreland Partners, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5735 +Westmoreland Power, Inc., 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 db db +Westmoreland Resource Partners, LP, 9540 South Maroon Circle, Suite 300, db Englewood, CO 80112-5730 db +Westmoreland Resources GP, LLC, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 db +Westmoreland Resources, Inc., 9540 South Maroon Circe, Suite 300, Englewood, CO 80112-5730 +Westmoreland San Juan Holdings, Inc., 9540 South Maroon Circle, Suite 300, db Englewood, Co 80112-5730 9540 South Maroon Circle, +Westmoreland San Juan, LLC, Suite 300, Englewood, CO 80112-5730 db +Westmoreland Savage Corporation, 9540 South Maroon Circle, Suite 300, Englewood, CO 80112-5730 +Westmoreland Texas Jewett Coal Company, dh 9540 South Marcon Circle. Suite 300. Englewood, CO 80112-5730 +Westmoreland-Roanoke Valley LP, 9540 South Maroon Circle, Suite 300, db Englewood, CO 80112-5730 +WRI Partners, Inc., 9540 South Maroon Circle, Suite 300, Englewoo +Anne Piero-Silagy, Silagy Law Offices, 1225 South Main St., Ste. 1, Suite 300, Englewood, CO 80112-5730 dbpos aty North Canton, OH 44720-4247 +Anupama Yerramalli, Kramer Levin Naftalis & Frankel LLP, 1177 Avenue of the Americas, aty New York, NY 10036-2714 New York, NY 10001-2163 +Boies Schiller Flexner LLP, 55 Hudson Yards, atv +Christine R. Etheridge, 1738 Bass Road, P.O.Box 13708, Macon, GA 31208-3708 atv +Demme Doufekias, Morrison Forester LLP, 2000 Pennsylvania Avenue, NW, aty Washington, DC 20006-1909 +Douglas J. Lipke, VEDDER PRICE, 222 North LaSalle Street, Chicago, IL 60601-1104 +Erica J. Richards, Morrison Foerster LLP, 250 West 55th Street, New York, NY 10019-0050 aty aty +Felice Yudkin, Cole Schotz P.C., 25 Main St., Hackensack, NJ 07601-7189 +Gregory J. Ossi, Venable LLP, 8010 Towers Crescent Drive, Suite 300, aty aty Tysons Corner, VA 22182-2723 30 East Broad Street, 25th Floor, aty +Janean R. Weber, General Dave Yost, Environmental Enforce, Columbus, OH 43215-3414 +Jennifer L Marines, Morrison Foerster LLP, 250 West 55th Street, New York, NY 10019-0050 atv

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CRG Financial LLC, 100 Union Avenue, Cresskill, NJ 07626-2141
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                                    +Caterpillar Financial Services Corporation, 2120 West End Avenue, Nashville, TN 37203-5341
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                      +Max Casias, 2607 Espinoza St, Trinidad, Co 01002-3733

+Melvin & Trudy Hatch, 405 Sixth Street, PO Box 254, Cokeville, WY 83114-02

+Merida Natural Resources, LLC, Bradley Arant Boult Cummings LLP,

600 Travis Street, Suite 4800, Attn: Nathan Graham, Houston, TX 77002-3024

+Mining and Minerals Division, NM Energy, Minerals, 1220 South St. Frances Dr.,
cr
                                                                                                              Cokeville, WY 83114-0254
intp
intp
intp
                         Santa Fe, NM 87505-4225
                      +Monsanto Company, c/o Husch Blackwell, Attn: Buffey Klein, 1900 N. Pearl, Suite 1800, Dallas, TX 75201-2451
                      +Montana Department of Environmental Quality, c/o Lynn H. Butler, Husch Blackwell LLP, 111 Congress Avenue, Suite 1400, Austin, TX 78701-4093
+Montana State Fund, c/o Kelly Hart & Hallman, 201 Main Street, Suite 2500,
cr
intp
                         Fort Worth, TX 76102-3129
                       +New Mexico State Land Office, 310 Old Santa Fe Trail, Santa Fe, NM 87501-2708
cr
                       +North American Coal Corporation,
                                                                           c/o Hunton Andrews Kurth LLP, 600 Travis, Suite 4200,
intp
                         Houston, TX 77002-2929
                       +NorthWestern Corporation, a Delaware Corporation,, 208 N. Montana Ave., Suite 205,
intp
                         Helena, MT 59601-3837
                       +Oracle America, Inc., Buchalter, a Professional Corporation, c/o Shawn M. Christianson,
cr
                         55 2nd St. 17th Fl.,
                                                            San Francisco, Ca 94105-3493
cr
                       +PNM Resources, Inc. and Public Services Company of,
                                                                                                        c/o Annie Catmull, Sanders McGarvey LLP,
                         12 Greenway Plaza #210, Houston, TX 77046-1216
                      Salt Lake City, UT 84111-2208
+PacifiCorp, c/o Oren Buchanan Haker, STOEL RIVES LLP, 760 SW Ninth, Suite 3000, Portland, OR 97205-2587
+Pat Apartland 2007-257
cr
cr
                      Portland, UK 97203 233

+Pat Argyle, PO Box 339, Garden City, UT 04020-0335

+Perry Norris, P O Box 235, Randolph, UT 84064-0235

- 'lood Commission of Texas, c/o Office of the Attorney General,
intp
cr
intp
                      Bankruptcy & Collections Division, P. O. Box 12548, Austin, TX 78711-2548 +Reaco Battery SVC Corporation, c/o Glenn R. LeMay, 1900 West Loop South, Ste. 1000, Houston, TX 77027-3264
cr
                        Rick Halter, POB 1031,
                                                                Beulah, ND 58523-1031
cr
                      +Rick Whitmore, PO Box 201, Kemmever, WY 83101-0201

+Ronald E. George, Sr., POB 461, Craigsville, WV 26205-0461

+Rosebud County, c/o Tara LeDay, PO Box 1269, Round Rock,
intp
cr
                                                                             PO Box 1269, Round Rock, TX 78680-1269
cr
                      Rosebud County et al, c/o Tara LeDay, PO Box 1269, Round Rock, TX 78680-1269 +Roy R. Townsend, 145 Boat Docket Lane, Gate City, VA 24251-4596
crcm
cr
                      +Sabine Pass Coal Group, LLC, Bradley Arant Boult Cummings LLP,
intp
                         600 Travis Street, Suite 4800, Attn: Nathan Graham, Houston, TX 77002-3024
                       +Salvador Sanchez, 1601 Garfield Ave, Trinidad, CO 81082-3714
cr
                      +Silver Spur Conveyors, Inc., Silver Spur Conveyors, Inc., P.O. Box 490, 578 Rave Raven, VA 24639, UNITED STATES 24639-0490
+Sompo International Insurance, c/o Philip G. Eisenberg, 2800 JP Morgan Chase Tower,
                                                                                                                                             578 Raven Road,
cr
intp
                      600 Travis, Suite 2800, Houston, TX 77002-2914
+Sonia Chae United States Securities & Exchange Com,
                                                                                                        175 W. Jackson Blvd.,
intp
                                                                                                                                             Suite 1450,
                         Chicago, IL 60604-2710
                       +Stephanie Raver, PO Box 5128, Etna, WY 83118-0128
cr
                      +Stephen Earl Kolle, c/o S Marek, 1614 Crestmont, W
+Steven Roberts, P.O. Box 4, Kemmerer, WY 83101-0004
                                                                                                         Wharton, TX 77488-3433
intp
                                                 1614 Crestmon, Wharton, TX 77488-3433
cr
                       +Susan K Marek,
                      +Texas Comptroller of Public Accounts, John Stern, P.O. Box 12548, Austin, TX
+The Crow Tribe of Indians, c/o Barnet B. Skelton, Jr., 815 Walker, Suite 1502,
                                                                                                                                   Austin, TX 78711-2548
cr
cr
                         Houston, TX 77002-5832
                        The Texas Ad Valorem Taxing Jurisdictions, c/o Tara LeDay, PO Box 1269,
cr
                         Round Rock, TX 78680-1269
                      +Tractor & Equipment Co.,
                                                                Perkins Coie LLP, 1201 Third Avenue,
cr
                                                                                                                             Suite 4900,
                         Seattle, WA 98101-3095
intp
                      +Trustees of the United Mine Workers of America 199,
                                                                                                      c/o Morgan, Lewis & Bockius LLP
                         Attn: Crystal Axelrod, 1000 Louisiana Street, Suite 4000, Houston, TX 77002-5048
                       +Trustees of the the United Mine Workers of America, c/o Morgan, Lewis & Bockius LLP,
intp
                         Attn: Crystal Axelrod, 1000 Louisiana Street, Suite 4000, Houston, TX 77002-5048
                      +U.S. Bank National Association, as Trustee and Not,
                                                                                                        Shipman & Goodwin LLP,
cr
                      One Constitution Plaza, Hartford, CT 06103-1919
+Virginia Bates Kolle, c/o S Marek, 1614 Crestmont, Wharton, TX 77488-3433
+Viriginia Bates Kolle Family Trust, 1614 Crestmont St, Wharton, TX 77488-3433
Wells Fargo Vendor Financial Services, LLC, PO Box 13708, Macon, GA 31208-3708
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                                Form ID: pdf002
                                                              Total Noticed: 174
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                +Western Coal Acquisition Partners, LLC, Bradley Arant Boult Cummings LLP,
                  Attn: Jay R. Bender, 1819 Fifth Avenue North, Birmingham, AL 35203-2120
                +Westmoreland Mining Holdings, LLC, c/o John F. Higgins,
intp
                  1000 Main Street, 36th Floor, Houston, TX 77002-6341
                +Zurich American Insurance Company, c/o Duane J. Brescia, 720 Brazos, Suite 700, Austin, TX 78701-2531
                                                                                   Clark Hill Strasburger,
cr
                +Zurich Insurance Company Ltd., c/o Duane J. Brescia, Clark Hill Strasburger,
cr
                                            Austin, TX 78701-2531
                  720 Brazos, Suite 700,
                +Zurich Insurance Group, Ltd., c/o Duane J. Brescia, Clark Hill Strasburger,
cr
                                           Austin, TX 78701-2531
                  720 Brazos, Suite 700,
Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. aty +E-mail/Text: ccooper@mooneygreen.com Jun 05 2019 22:39:34 Diana Bardes,
                  Mooney, Green, Saindon, Murphy & Welch, 1920 L Street, N.W., Suite 400,
                  Washington, DC 20036-5041
                +E-mail/Text: sst@lawtoll.com Jun 05 2019 22:36:32
                                                                           Sheldon S Toll,
aty
                  Law Office of Sheldon S. Toll PLLC, 29580 Northwestern Hwy., Suite 1000,
                  Southfield, MI 48034-1031
                 E-mail/Text: houston_bankruptcy@LGBS.com Jun 05 2019 22:38:18
cr
                                                                                        Harris County,
                  Linebarger Goggan Blair & Sampson LLP,
                                                              C/O John P. Dillman,
                                                                                       PO Box 3064,
                  Houston, TX 77253-3064
                +E-mail/Text: stephen@youtzvaldez.com Jun 05 2019 22:36:39
cr
                  International Union of Operating Engineers, Local, c/o Youtz & Valdez PC,
                  900 Gold Avenue SW.
                                        Albuquerque, NM 87102-3043
                +E-mail/Text: TRD-bankruptcyunit@state.nm.us Jun 05 2019 22:36:46
cr
                 New Mexico Taxation and Revenue Department, P.O. Box 8575, Albuquerque, NM 87198-8575 E-mail/Text: pat@pmfpc.com Jun 05 2019 22:39:19 United Mine Workers of America,
cr
                  c/o Patrick M. Flynn, P.C.,
                                                 1225 North Loop W, STE 1000, Houston, TX 77008-1775
            ***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****
                 The WMLP Debtors and the Conflicts Committee of th
aty
                 Vedder Price P.C.
aty
                 A. Harper
cr
                 ACE American Insurance Company
cr
                 ACE Insurance Company of Texas
                 ACE Property & Casualty Insurance Company
cr
                 Andrew Skillin
intp
intp
                 Ankura Trust Company, LLC
intp
                 Anthony Winder
intp
                 Argonaut Insurance Company
cr
                 Avista Corporation
cr
                 B. Grannon
cr
                 Benjamin J. Smith
cr
                 Bob Post
                 Brett Grunig
intp
                 Brian Nelson
intp
cr
                 Brian Post
                 CCU Coal and Construction LLC
intp
                 CIBC Bank USA
intp
intp
                 Calder Lutz
                 Canadian Imperial Bank of Commerce
intp
                 Charles M. Hunzie
                 Chevron Products Company, a division of Chevron U.
cr
                 Christopher K Seglem
cr
                 Chrystella Montoya
cr
                 Chubb Insurance Company of Canada
cr
                 City of Dover, Ohio
cr
                 Clarson Moore
intp
                 Claud E Onrada
cr
intp
                 Claudia Ourada
                 Clint Bowen
intp
                 Coal Act Retirees Committee
qo
intp
                 Connie Gunter
                 Conveyors & Equipment, Inc.
cr
                 David Auilg
intp
                 Dower Rolex
intp
                 Drinker Biddle & Reath LLP
sp
                 Eddie W Gomez
intp
                 Emily Oddino
intp
intp
                 Epilonio Palomins
inre
                 Ethel Nadine Mead, Trust
cr
                 Evan Pargeon
                 Everly I Silva, Sr.
cr
                 Federal Insurance Company
cr
                 First Surety Corporation
cr
                 Floyd Cozort
cr
                 GT Nix Construction, Inc.
cr
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Gary Biebinger, Jr.

Genesis Alkali, LLC

intp

District/off: 0541-4 User: VrianaPor Page 5 of 6 Date Rcvd: Jun 05, 2019 Form ID: pdf002 Total Noticed: 174 ***** BYPASSED RECIPIENTS (continued) ***** intp Gilbert Remmal Great Northern Insurance Company Great Northern Properties L.P. intp HYG Financial Services, Inc. fka NMHG Financial Se cr Henry Moore cr intp Hopedale Mining LLC Illinois Union Insurance Company cr cr J. Carano J. Collins cr cr James Cardill, Birdstone Gap, VT intp James W Barker intp Jason B Chandler Jason K. intp John B. McKnight, IV intp intp John Beachler Johnny L. Cantor intp Joni Henderson intp K. Dixon cr Kathleen Plaistd intp intp Kevin L. Kilgore Company intp Kinder Morgan Utopia LLC cr L. Boone intp Larry Kennedy Lenders and Ad Hoc Noteholders cr Les Rex intp M. Baisden cr MKiall intp MLP Ad Hoc Group cr intp Mar-Bow Value Partners, LLC Marie Crum McKinsey Recovery & Transformation Services U.S., consult intp Mickil Klinginbury cr Mine Safety and Health, US Department of Labor Montana Department of Natural Resources and Conser cr Montana Department of Revenue cr Moody's Investors Service, Inc. intp NRG Texas Power LLC cr intp Natural Resource Partners L.P. intp Navakai, Inc intp Neil L Argyle Nelson Brothers Mining Services, LLC cr Norman R. Mestos cr North Dakota Public Service Commissio intp Northwest Colstrip Owners (NWCO) cr Ohio Department of Natural Resources intp Ohio Environmental Protection Agency intp Ohio Machinery Co. ("Ohio Cat") and OMCO Leasing C cr cr Paul Buchanan cr Pension Benefit Guaranty Corporation Portland General Electric Company consult PricewaterhouseCoopers LLP Prudential Retiremen Insurance and Annuity Company cr Puget Sound Energy, Inc. cr Robert Huff intp Robert McLaughlin cr Robert T Sanchez cr Rock Springs Royalty Company LLC cr cr Ronald Crum intp Samoa Hale Jordan San Juan County Museum Association State of Montana, Department of Revenue State of Ohio intp Stephanie Crum cr Talen Montana, LLC Tenaska Power Services Co. cr cr intp Thayne Christensen The Official Committee of Unsecured Creditors crcm The Sierra Club cr intp The WMLP Debtors,

cr United States Secretary of Labor cr United States of America

intp

intp

cr

cr cr Todd Manring

Tyler Hysell

U.S. Bank National Association

Travelers Casualty and Surety Company of America

United States Department of Labor United States Department of the Interior

Tom Price

District/off: 0541-4 User: VrianaPor Page 6 of 6 Date Rcvd: Jun 05, 2019

Form ID: pdf002 Total Noticed: 174

***** BYPASSED RECIPIENTS (continued) *****

intp Verdie Winder intp Virgil Kent Service

WPP LLC intp

Wagner Equipment Co. cr

Westchester Fire Insurance Company Westchester Surplus Lines Insurance Company cr

cr Western Organization of Resource Councils intp

cr Wheeler Machinery Co.

intp Whitney Garrett

Wilmington Savings Fund Society, FSB

intp Wyoming Office of State Lands and Investments

+G. R. Peart, P.O. Box 114, Randolph, UT 84064-0114 intp*

TOTALS: 139, * 1, ## 0

Addresses marked $^{\prime}+^{\prime}$ were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 07, 2019 Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 5, 2019 at the address(es) listed below: NONE. TOTAL: 0