

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

IN RE:) CHAPTER 11
)
WALTER ENERGY, INC.,) CASE NO.:15-02741-TOM11
DEBTOR.) JOINTLY ADMINISTERED

**HAGER OIL COMPANY’S MOTION TO SET ASIDE OR FOR RELIEF FROM
THE BIDDING PROCEDURES ORDER AND SALE ORDER
TO CORRECT CURE AMOUNT FOR PURPOSES OF THE
ASSUMPTION AND ASSIGNMENT OF ITS EXECUTORY CONTRACT**

Comes now, Hager Oil Company, Inc. (“Hager”), by and through their undersigned counsel and hereby moves this Court to alter or amend the Order Approving the Sale of Assets to Correct Hager’s Cure Amount for Purposes of the Assumption and Assignment of its Executory Contract (“Order”), and as grounds shows as follows:

1. Hager holds a Master Goods and Services Contract (“Hager Contract”) with Walter Energy, Inc. (“Debtor”), and its subsidiaries dated September 1, 2014. Said Contract was amended on March 11, 2015.

2. Hager has filed U.S.C. 11 U.S.C. §503(b)(9) claims in the consolidated cases as follows:

- a. Jim Walter Resources, Inc. - \$324, 226.02
- b. Walter Black Warrior Basin, LLC - \$4,403.26.
- c. Taft Coal Sales & Associates, Inc. - \$114,322.95
- d. Walter Coke - \$36,196.48

See Proof of Claims filed attached hereto as Exhibit “A”.



3. These U.S.C. 11 §503(b)(9) claims total \$479,148.71. This is the amount necessary to cure the default on the Hager Contract.

4. On or about November 5, 2015, the Debtor filed a Motion to Establish procedures for the sale of all or substantially all of its Assets and to Establish a Procedure Relating to the Assumption and Assignment of Executory Contracts and Unexpired Leases. On November 25, 2015, the court entered an order approving the Motion (“Bidding Procedures Order”).

5. In accordance with the Bidding Procedures Order, the Debtor filed a Notice of Potential Assumption and Assignment of Certain Executory Contracts and Unexpired Leases and Proposed Cure Amounts filed by the Debtor [Doc. 1171] (“Notice of Assumption”).

6. The Notice of Assumption provided that “the deadline to file an objection to the assumption and assignment of the Subject Contract(s) and the Cure Amount(s) for such Subject Contract(s)... is December 17, 2015 at 4:00 p.m. (prevailing Central Time)(the “Cure Objection Deadline”). [Doc. 1171].

7. The Notice of Assumption also contained a blank Cure Schedule attached as Exhibit A with a form Cure Notice stating that “[e]ach Non-Debtor Counterparty will receive a Cure Notice with a unique Cure Schedule identifying their Subject Contracts and Cure Amounts.” [Doc. 1171].

8. On or about January 8, 2016, an Order was entered [Doc 1584] approving the sale of substantially all of the Debtors’ assets (“Sale Order”) and the assumption and assignment of various contracts.

9. Counsel for Hager learned on February 24, 2016 from KCC, the claims agent in these cases, that the Notice of Assumption and a unique Cure Schedule had been allegedly

served on Hager showing the Cure Amount as zero. See Certificate of Service [Doc. 1340]. Hagar maintains that it did not receive the unique Cure Schedule.

10. Hager failed to file a timely objection to the proposed cure amount in the Notice of Assumption because it did not receive a timely unique Cure Schedule in connection with the assumption and assignment of the Hager Contract indicating a Cure Amount of zero. Please see affidavit of Phillip C. Grace attached hereto as Exhibit "B".

11. Additionally, Counsel for Hager, who filed a Notice of Appearance pursuant to Bankruptcy Rule 9010, (attached as Exhibit "C") on or about July 17, 2015 [Doc. 81], did not receive a unique Cure Schedule in connection with the Notice of Assumption of the Hager Contract. In fact, the Certificate of Service [Doc. 1340] filed by KCC confirms that Counsel was not served with a unique Cure Schedule.

12. Hager avers that once a creditor's attorney files an appearance and request for notice, the debtor is required to serve notices to both the attorney and the creditor, and the failure to do so constitutes a denial of due process. See *In re Lomas Fin. Corp.*, 212 B.R. 46 (Bankr. D. Del. 1997).

13. Debtor was aware that Hager's §503(b)(9) claims had not yet been paid. Thus, by listing Hager's Cure Amount as zero on the Cure Schedule, the Debtor must have either done so by mistake or it intended to notice zero and place the burden on Hager to receive the notice and object accordingly by the stated deadline.

14. Hager avers that it did not receive proper notice of the Cure Amount and that it would be severely prejudiced if the Cure Amount is not corrected to \$479,148.71. On the other hand, no prejudice will result to the Debtor or Purchaser by allowing Hager to correct the Cure Amount as the sale has not yet closed.

WHEREFORE, ABOVE PREMISES CONSIDERED, Hager requests that the Court enter an order setting aside or relieving Hager of the requirements of the Bidding Procedure Order and the Sale Order so as to correct the Cure Amount for the Hager Contract to \$479,148.71 for purposes of the assumption and assignment of the Hager Contract, and for such other and further relief as is just.

/s/ Marvin E. Franklin

Marvin E. Franklin

Steven D. Altmann

Attorneys for Hager Oil Company, Inc.

OF COUNSEL:

NAJJAR DENABURG, P.C.

2125 Morris Avenue

Birmingham, AL 35203

(205) 250-8400

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing has been served upon the following by electronic mail, on this the 26th day of February, 2016.

Kelley A. Cornish, Esq.
Stephen J. Shimshak, Esq.
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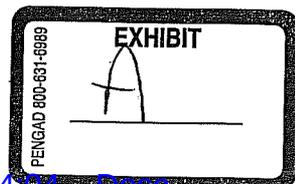
Jay Bender, Esq.
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Birmingham, AL 35203
jbender@babco.com

/s/ Marvin E. Franklin

KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 967-0679 | International (310) 751-2679

Debtor: 15-02744 - Walter Coke, Inc.		
District: Northern District of Alabama, Birmingham Division		
Creditor: HAGER OIL CO INC c/o Marvin E. Franklin Najjar Denaburg, P.C. 2125 Morris Avenue Birmingham, AL, 35203 Phone: 205-250-8400 Phone 2: Fax: Email: mfranklin@najjar.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded	
	Related Document Statement:	
	Has Related Claim: No	
	Related Claim Statement:	
	Filing Party: Authorized agent	
May Be Scheduled As:	Amends Claim: No	
Basis of Claim: Sale of goods - see attached Exhibit A	Last 4 Digits:	Uniform Claim Identifier:
Total Amount of Claim: 36196.48	Includes Interest or Charges: No	
Amount of Priority: No	Priority Under:	
Amount of Secured: No	Nature of Secured Amount:	
Amount of 503(b)(9): 36196.48	Value of Property:	
	Annual Interest Rate:	
	Arrearage Amount:	
	Basis for Perfection:	
	Amount Unsecured:	
Submitted By: Marvin E. Franklin on 29-Sep-2015 2:27:12 p.m. Pacific Time		
Title: Attorney		
Company:		



UNITED STATES BANKRUPTCY COURT Northern District of Alabama

PROOF OF CLAIM

Name of Debtor:
Walter Coke, Inc.

Case Number:
15-02744

NOTE: This form should not be used to make a claim for an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) arising after the commencement of the case. A "request" for payment of an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property):

HAGER OIL CO INC

Check this box if this claim amends a previously filed claim.

Name and address where notices should be sent:

HAGER OIL CO INC
c/o Marvin E. Franklin
Najjar Denaburg, P.C.
2125 Morris Avenue
Birmingham, AL 35203

Court Claim

Number:
(If known)

Filed on:

Telephone number: 205-250-8400

email: mfranklin@najjar.com

Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.

Name and address where payment should be sent (if different from above):

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.

Telephone number:

email:

1. Amount of Claim as of Date Case Filed: \$ 36196.48

If all or part of the claim is secured, complete item 4.

If all or part of the claim is entitled to priority, complete item 5.

Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.

Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).

Wages, salaries, or commissions (up to \$12,475*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. §507 (a)(4).

Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).

Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).

Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).

Other - Specify applicable paragraph of 11 U.S.C. §507 (a)().

2. Basis for Claim: Sale of goods - see attached Exhibit A

(See instruction #2)

3. Last four digits of any number by which creditor identifies debtor:

3a. Debtor may have scheduled account as:

3b. Uniform Claim Identifier (optional):

(See instruction #3a)

(See instruction #3b)

4. Secured Claim (See instruction #4)

Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.

Nature of property or right of setoff: Real Estate Motor Vehicle Other

Describe:

Value of Property: \$ Annual Interest Rate % Fixed Variable

(when case was filed)

Amount of arrearage and other charges, as of the time case was filed, included in secured claim,

if any: \$

Basis for perfection:

Amount of Secured Claim: \$

Amount Unsecured: \$

Amount entitled to priority:

\$

6. Claim Pursuant to 11 U.S.C. § 503(b)(9): Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business.

Attach documentation supporting such claim. \$ 36196.48 (See instruction #6)

7. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #7)

8. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #8, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

* Amounts are subject to adjustment on 4/01/16 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

9. Signature: (See instruction #9) Check the appropriate box.

I am the creditor. I am the creditor's authorized agent.

I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.)

I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

Print Name: Marvin E. Franklin

/s/Marvin E. Franklin

09/29/2015

Title: Attorney

(Signature)

(Date)

Company:

Address and telephone number (if different from notice address above):

Electronically Filed
29-Sep-2015
14:27:12 p.m.
Pacific Time
KCC

Telephone number:

Email:

COURT USE ONLY

Penalty for presenting fraudulent claim:

Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.



Hager Oil Company, Inc.

Walter Coke

503(b)9 Priority Claim

Delivery Date	Invoice Number	Invoice Amount	Delivered By
6/30/2015	0261271-IN	\$ 10,139.18	Hager Oil Company
6/30/2015	0261272-IN	\$ 3,958.30	Hager Oil Company
7/2/2015	0261373-IN	\$ 1,200.11	Hager Oil Company
7/3/2015	0261572-IN	\$ 2,640.50	Hager Oil Company
7/6/2015	0261498-IN	\$ 2,845.15	Hager Oil Company
7/6/2015	0261499-IN	\$ 550.07	Hager Oil Company
7/8/2015	0261753-IN	\$ 8,863.83	Hager Oil Company
7/8/2015	0261754-IN	\$ 4,710.87	Hager Oil Company
7/9/2015	0261692-IN	\$ 932.00	Hager Oil Company
7/9/2015	0261693-IN	\$ 71.00	Hager Oil Company
7/9/2015	0261694-IN	\$ 285.47	Hager Oil Company
Total		\$ 36,196.48	

STATEMENT IN SUPPORT OF HAGAR OIL COMPANY, INC.'S
§503(b)(9) CLAIM

In support of Hagar Oil Company, Inc's ("Hagar") 503(b)(9) Claim, Hagar submits as follows:

1. Attached as Exhibit A is a copy of Hagar's Account Statement outlining the basis for Hagar's §503(b)(9) Claim. The account statement contains all relevant information supporting the Claim. Copies of the invoices are available.
2. The delivery date on the account statement indicates the date the product was shipped and delivered to the Debtor. These shipments were delivered to the Debtors in Alabama by Hagar's trucks
3. Hagar states that the invoice price for the goods sold represents the value of the goods the Debtor received within twenty (20) days of the Petition Date.
4. No demand was made to reclaim the goods under §546(c) the Bankruptcy Code.



Marvin E. Franklin
Attorney for Hagar Oil Company, Inc.

OF COUNSEL:
Najjar Denaburg, P.C.
2125 Morris Avenue
Birmingham, AL 35203
PH: 205-250-8400
FAX: 205-326-3837

KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 967-0679 | International (310) 751-2679

Debtor: 15-02751 - Taft Coal Sales & Associates, Inc.	
District: Northern District of Alabama, Birmingham Division	
Creditor: Hager Oil Company Inc c/o Marvin E. Franklin Najjar Denaburg, P.C. 2125 Morris Avenue Birmingham, AL, 35203 Phone: 205-250-8400 Phone 2: Fax: Email: mfranklin@najjar.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement: Has Related Claim: No Related Claim Statement: Filing Party: Authorized agent
May Be Scheduled As:	Amends Claim: No
Basis of Claim: Sale of goods - see attached Exhibit A and B	Last 4 Digits: Uniform Claim Identifier:
Total Amount of Claim: 114322.95	Includes Interest or Charges: No
Amount of Priority: No	Priority Under:
Amount of Secured: No Amount of 503(b)(9): 114322.95	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:
Submitted By: Marvin E. Franklin on 29-Sep-2015 2:37:10 p.m. Pacific Time Title: Attorney Company: Najjar Denaburg, P.C.	

UNITED STATES BANKRUPTCY COURT Northern District of Alabama		PROOF OF CLAIM
Name of Debtor: Taft Coal Sales & Associates, Inc.		Case Number: 15-02751
NOTE: This form should not be used to make a claim for an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) arising after the commencement of the case. A "request" for payment of an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) may be filed pursuant to 11 U.S.C. § 503.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Hager Oil Company Inc		<input type="checkbox"/> Check this box if this claim amends a previously filed claim.
Name and address where notices should be sent: Hager Oil Company Inc c/o Marvin E. Franklin Najjar Denaburg, P.C. 2125 Morris Avenue Birmingham, AL 35203		Court Claim Number: _____ (If known) Filed on: _____
Telephone number: 205-250-8400 email: mfranklin@najjar.com		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
Name and address where payment should be sent (if different from above):		5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.
Telephone number: _____ email: _____		
1. Amount of Claim as of Date Case Filed: \$ 114322.95 If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.		<input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Wages, salaries, or commissions (up to \$12,475*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. §507 (a)(4). <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5). <input type="checkbox"/> Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7). <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8). <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. §507 (a)(_____).
2. Basis for Claim: Sale of goods - see attached Exhibit A and B (See instruction #2)		
3. Last four digits of any number by which creditor identifies debtor:	3a. Debtor may have scheduled account as: _____ (See instruction #3a)	3b. Uniform Claim Identifier (optional): _____ (See instruction #3b)
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: Value of Property: \$ _____ Annual Interest Rate _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable (when case was filed) Amount of rrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____		
6. Claim Pursuant to 11 U.S.C. § 503(b)(9): Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim. \$ 114322.95 (See instruction #6)		
7. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #7)		
8. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #8, and the definition of "redacted") DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:		
9. Signature: (See instruction #9) Check the appropriate box. <input type="checkbox"/> I am the creditor. <input checked="" type="checkbox"/> I am the creditor's authorized agent. <input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.) <input type="checkbox"/> I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)		
I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief. Print Name: Marvin E. Franklin Title: Attorney /s/ Marvin E. Franklin Company: Najjar Denaburg, P.C. (Signature) Address and telephone number (if different from notice address above): _____ (Date) 09/29/2015		* Amounts are subject to adjustment on 4/01/16 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment. Electronically Filed 29-Sep-2015 14:37:10 p.m. Pacific Time KCC
Telephone number: _____ Email: _____		

Penalty for presenting fraudulent claim:
Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.



COURT USE ONLY

Hager Oil Company, Inc.			
Taft Coal			
503(b)9 Priority Claim			
Delivery	Invoice	Invoice	
Date	Number	Amount	Delivered By
7/1/2015	0261243-IN	2,665.64	Hager Oil Company
7/1/2015	0261482-IN	17,810.11	Hager Oil Company
7/6/2015	0261414-IN	26,910.69	Hager Oil Company
7/6/2015	0261558-IN	16,935.80	Hager Oil Company
7/9/2015	0261813-IN	16,584.75	Hager Oil Company
7/10/2015	0261904-IN	16,195.92	Hager Oil Company
7/13/2015	0261982-IN	13,941.17	Hager Oil Company
7/14/2015	0261923-IN	3,278.87	Hager Oil Company
Total		\$ 114,322.95	

STATEMENT IN SUPPORT OF HAGAR OIL COMPANY, INC.'S
§503(b)(9) CLAIM

In support of Hagar Oil Company, Inc's ("Hagar") 503(b)(9) Claim, Hagar submits as follows:

1. Attached as Exhibit A is a copy of Hagar's Account Statement outlining the basis for Hagar's §503(b)(9) Claim. The account statement contains all relevant information supporting the Claim. Copies of the invoices are available.
2. The delivery date on the account statement indicates the date the product was shipped and delivered to the Debtor. These shipments were delivered to the Debtors in Alabama by Hagar's trucks
3. Hagar states that the invoice price for the goods sold represents the value of the goods the Debtor received within twenty (20) days of the Petition Date.
4. No demand was made to reclaim the goods under §546(c) the Bankruptcy Code.



Marvin E. Franklin
Attorney for Hagar Oil Company, Inc.

OF COUNSEL:
Najjar Denaburg, P.C.
2125 Morris Avenue
Birmingham, AL 35203
PH: 205-250-8400
FAX: 205-326-3837

KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 967-0679 | International (310) 751-2679

Debtor: 15-02743 - Jim Walter Resources, Inc.		
District: Northern District of Alabama, Birmingham Division		
Creditor: Hager Oil Company, Inc. c/o Marvin E. Franklin Najjar Denaburg, P.C. 2125 Morris Avenue Birmingham, AL, 35203 Phone: 205-250-8400 Phone 2: Fax: Email: mfranklin@najjar.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded	
	Related Document Statement:	
	Has Related Claim: No	
	Related Claim Statement:	
	Filing Party: Authorized agent	
May Be Scheduled As:	Amends Claim: No	
Basis of Claim: Sale of goods - see attached Exhibit A and B	Last 4 Digits:	Uniform Claim Identifier:
	Includes Interest or Charges: No	
Total Amount of Claim: 324226.02		
Amount of Priority: No	Priority Under:	
Amount of Secured: No Amount of 503(b)(9): 324226.02	Nature of Secured Amount:	
	Value of Property:	
	Annual Interest Rate:	
	Arrearage Amount:	
	Basis for Perfection:	
	Amount Unsecured:	
Submitted By: Marvin E. Franklin on 29-Sep-2015 2:41:16 p.m. Pacific Time		
Title: Attorney		
Company: Najjar Denaburg, P.C.		

UNITED STATES BANKRUPTCY COURT Northern District of Alabama		PROOF OF CLAIM
Name of Debtor: Jim Walter Resources, Inc.		Case Number: 15-02743
NOTE: <i>This form should not be used to make a claim for an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) arising after the commencement of the case. A "request" for payment of an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) may be filed pursuant to 11 U.S.C. § 503.</i>		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Hager Oil Company, Inc.		<input type="checkbox"/> Check this box if this claim amends a previously filed claim.
Name and address where notices should be sent: Hager Oil Company, Inc. c/o Marvin E. Franklin Najjar Denaburg, P.C. 2125 Morris Avenue Birmingham, AL 35203		Court Claim Number: _____ (If known) Filed on: _____
Telephone number: 205-250-8400 email: mfranklin@najjar.com		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
Name and address where payment should be sent (if different from above):		5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount.
Telephone number: _____ email: _____		
1. Amount of Claim as of Date Case Filed: \$ 324226.02 If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.		<input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).
2. Basis for Claim: Sale of goods - see attached Exhibit A and B (See instruction #2)		<input type="checkbox"/> Wages, salaries, or commissions (up to \$12,475*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. §507 (a)(4).
3. Last four digits of any number by which creditor identifies debtor: _____	3a. Debtor may have scheduled account as: _____ (See instruction #3a)	<input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).
	3b. Uniform Claim Identifier (optional): _____ (See instruction #3b)	<input type="checkbox"/> Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: Value of Property: \$ _____ Annual Interest Rate _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable (when case was filed) Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____		<input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).
6. Claim Pursuant to 11 U.S.C. § 503(b)(9): Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim. \$ 324226.02 (See instruction #6)		<input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. §507 (a)(_____).
7. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #7)		Amount entitled to priority: \$ _____
8. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #8, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:		* Amounts are subject to adjustment on 4/01/16 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.
9. Signature: (See instruction #9) Check the appropriate box. <input type="checkbox"/> I am the creditor. <input checked="" type="checkbox"/> I am the creditor's authorized agent. <input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.) <input type="checkbox"/> I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.)		Electronically Filed 29-Sep-2015 14:41:16 p.m. Pacific Time KCC
I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief. Print Name: <u>Marvin E. Franklin</u> Title: <u>Attorney</u> /s/ <u>Marvin E. Franklin</u> 09/29/2015 Company: <u>Najjar Denaburg, P.C.</u> (Signature) (Date) Address and telephone number (if different from notice address above): _____ _____ Telephone number: _____ Email: _____		

Penalty for presenting fraudulent claim:
Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.



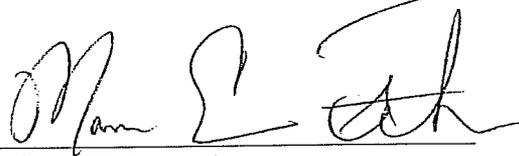
Hager Oil Company, Inc.
Jim Walter Resources, Inc.
503(b)9 Priority Claim

Delivery Date	Invoice Number	Invoice Amount	Delivered By
7/6/2015	0261415-IN	\$ 1,180.36	Hager Oil Company
7/6/2015	0261563-IN	\$ 780.00	Hager Oil Company
7/6/2015	0261656-IN	\$ 598.70	Hager Oil Company
7/6/2015	0261657-IN	\$ 2,560.22	Hager Oil Company
7/6/2015	0261658-IN	\$ 435.23	Hager Oil Company
7/6/2015	0261659-IN	\$ 803.53	Hager Oil Company
7/6/2015	0261660-IN	\$ 1,969.40	Hager Oil Company
7/6/2015	0261661-IN	\$ 1,837.45	Hager Oil Company
7/7/2015	0261520-IN	\$ 9,080.20	Hager Oil Company
7/7/2015	0261521-IN	\$ 4,347.10	Hager Oil Company
7/7/2015	0261522-IN	\$ 2,083.30	Hager Oil Company
7/7/2015	0261523-IN	\$ 7,102.90	Hager Oil Company
7/7/2015	0261627-IN	\$ 343.95	Hager Oil Company
7/7/2015	0261629-IN	\$ 871.05	Hager Oil Company
7/7/2015	0261665-IN	\$ 4,014.59	Hager Oil Company
7/7/2015	0261666-IN	\$ 4,007.30	Hager Oil Company
7/7/2015	0261669-IN	\$ 5,302.38	Hager Oil Company
7/8/2015	0261738-IN	\$ 2,743.65	Hager Oil Company
7/8/2015	0261739-IN	\$ 4,389.84	Hager Oil Company
7/8/2015	0261740-IN	\$ 7,676.74	Hager Oil Company
7/8/2015	0261744-IN	\$ 636.18	Hager Oil Company
7/8/2015	0261745-IN	\$ 1,445.23	Hager Oil Company
7/8/2015	0261746-IN	\$ 2,676.80	Hager Oil Company
7/8/2015	0261747-IN	\$ 2,364.69	Hager Oil Company
7/8/2015	0261748-IN	\$ 1,554.99	Hager Oil Company
7/9/2015	0261826-IN	\$ 3,237.07	Hager Oil Company
7/9/2015	0261827-IN	\$ 2,122.78	Hager Oil Company
7/9/2015	0261828-IN	\$ 2,662.60	Hager Oil Company
7/10/2015	0261764-IN	\$ 2,222.20	Hager Oil Company
7/10/2015	0261765-IN	\$ 352.47	Hager Oil Company
7/10/2015	0261766-IN	\$ 6,072.10	Hager Oil Company
7/10/2015	0261770-IN	\$ 441.44	Hager Oil Company
7/10/2015	0261779-IN	\$ 2,672.00	Hager Oil Company
7/10/2015	0261781-IN	\$ 806.50	Hager Oil Company
7/10/2015	0261785-IN	\$ 1,286.20	Hager Oil Company
7/10/2015	0261786-IN	\$ 3,464.69	Hager Oil Company
7/10/2015	0261794-IN	\$ 1,652.00	Hager Oil Company
7/12/2015	0262044-IN	\$ 1,756.39	Hager Oil Company
7/12/2015	0262045-IN	\$ 1,783.91	Hager Oil Company
7/12/2015	0262046-IN	\$ 1,798.59	Hager Oil Company
7/12/2015	0262047-IN	\$ 2,701.56	Hager Oil Company
7/12/2015	0262048-IN	\$ 3,670.60	Hager Oil Company
7/12/2015	0262049-IN	\$ 4,373.51	Hager Oil Company
7/13/2015	0261873-IN	\$ 14,766.33	Hager Oil Company
7/13/2015	0261874-IN	\$ 350.17	Hager Oil Company
7/13/2015	0261875-IN	\$ 201.08	Hager Oil Company
7/13/2015	0261978-IN	\$ 2,385.89	Hager Oil Company
7/13/2015	0261980-IN	\$ 4,588.25	Hager Oil Company
7/13/2015	0261981-IN	\$ 7,844.07	Hager Oil Company
7/14/2015	0261918-IN	\$ 5,128.90	Hager Oil Company
7/14/2015	0262055-IN	\$ 5,234.38	Hager Oil Company
7/14/2015	0262056-IN	\$ 2,682.21	Hager Oil Company
Total		\$ 324,226.02	

STATEMENT IN SUPPORT OF HAGAR OIL COMPANY, INC.'S
§503(b)(9) CLAIM

In support of Hagar Oil Company, Inc's ("Hagar") 503(b)(9) Claim, Hagar submits as follows:

1. Attached as Exhibit A is a copy of Hagar's Account Statement outlining the basis for Hagar's §503(b)(9) Claim. The account statement contains all relevant information supporting the Claim. Copies of the invoices are available.
2. The delivery date on the account statement indicates the date the product was shipped and delivered to the Debtor. These shipments were delivered to the Debtors in Alabama by Hagar's trucks
3. Hagar states that the invoice price for the goods sold represents the value of the goods the Debtor received within twenty (20) days of the Petition Date.
4. No demand was made to reclaim the goods under §546(c) the Bankruptcy Code.



Marvin E. Franklin
Attorney for Hagar Oil Company, Inc.

OF COUNSEL:
Najjar Denaburg, P.C.
2125 Morris Avenue
Birmingham, AL 35203
PH: 205-250-8400
FAX: 205-326-3837

KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (866) 967-0679 | International (310) 751-2679

Debtor: 15-02756 - Walter Black Warrior Basin, LLC			
District: Northern District of Alabama, Birmingham Division			
Creditor: Hager Oil Company, Inc. c/o Marvin E. Franklin Najjar Denaburg, P.C. 2125 Morris Avenue Birmingham, AL, 35203 Phone: 205-250-8400 Phone 2: Fax: Email: mfranklin@najjar.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement: Has Related Claim: No Related Claim Statement: Filing Party: Authorized agent		
May Be Scheduled As:	Amends Claim: No		
Basis of Claim: Sale of goods - see attached Exhibit A and B	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Last 4 Digits:</td> <td style="width: 50%;">Uniform Claim Identifier:</td> </tr> </table>	Last 4 Digits:	Uniform Claim Identifier:
Last 4 Digits:	Uniform Claim Identifier:		
Total Amount of Claim: 4403.26	Includes Interest or Charges: No		
Amount of Priority: No	Priority Under:		
Amount of Secured: No Amount of 503(b)(9): 4403.26	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:		
Submitted By: Marvin E. Franklin on 29-Sep-2015 2:47:55 p.m. Pacific Time Title: Attorney Company: Najjar Denaburg, P.C.			

UNITED STATES BANKRUPTCY COURT Northern District of Alabama		PROOF OF CLAIM
Name of Debtor: Walter Black Warrior Basin, LLC		Case Number: 15-02756
NOTE: This form should not be used to make a claim for an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) arising after the commencement of the case. A "request" for payment of an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) may be filed pursuant to 11 U.S.C. § 503.		
Name of Creditor (the person or other entity to whom the debtor owes money or property): Hager Oil Company, Inc.		<input type="checkbox"/> Check this box if this claim amends a previously filed claim. Court Claim Number: _____ (If known) Filed on: _____
Name and address where notices should be sent: Hager Oil Company, Inc. c/o Marvin E. Franklin Najjar Denaburg, P.C. 2125 Morris Avenue Birmingham, AL 35203		
Telephone number: 205-250-8400 email: mfranklin@najjar.com		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to this claim. Attach copy of statement giving particulars.
Name and address where payment should be sent (if different from above):		
Telephone number: _____ email: _____		5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any part of the claim falls into one of the following categories, check the box specifying the priority and state the amount. <input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Wages, salaries, or commissions (up to \$12,475*) earned within 180 days before the case was filed or the debtor's business ceased, whichever is earlier - 11 U.S.C. §507 (a)(4). <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5). <input type="checkbox"/> Up to \$2,775* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7). <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8). <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. §507 (a)(____).
1. Amount of Claim as of Date Case Filed: \$ 4403.26 If all or part of the claim is secured, complete item 4. If all or part of the claim is entitled to priority, complete item 5. <input type="checkbox"/> Check this box if the claim includes interest or other charges in addition to the principal amount of the claim. Attach a statement that itemizes interest or charges.		
2. Basis for Claim: Sale of goods - see attached Exhibit A and B (See instruction #2)		
3. Last four digits of any number by which creditor identifies debtor: _____	3a. Debtor may have scheduled account as: _____ (See instruction #3a)	3b. Uniform Claim Identifier (optional): _____ (See instruction #3b)
4. Secured Claim (See instruction #4) Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: Value of Property: \$ _____ Annual Interest Rate _____ % <input type="checkbox"/> Fixed <input type="checkbox"/> Variable (when case was filed) Amount of arrearage and other charges, as of the time case was filed, included in secured claim, if any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____		
6. Claim Pursuant to 11 U.S.C. § 503(b)(9): Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim. \$ 4403.26 (See instruction #6)		
7. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #7)		
8. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, security agreements, or, in the case of a claim based on an open-end or revolving consumer credit agreement, a statement providing the information required by FRBP 3001(c)(3)(A). If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. If the claim is secured by the debtor's principal residence, the Mortgage Proof of Claim Attachment is being filed with this claim. (See instruction #8, and the definition of "redacted".) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain:		
9. Signature: (See instruction #9) Check the appropriate box. <input type="checkbox"/> I am the creditor. <input checked="" type="checkbox"/> I am the creditor's authorized agent. <input type="checkbox"/> I am the trustee, or the debtor, or their authorized agent. (See Bankruptcy Rule 3004.) <input type="checkbox"/> I am a guarantor, surety, indorser, or other codebtor. (See Bankruptcy Rule 3005.) I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief. Print Name: Marvin E. Franklin /s/Marvin E. Franklin 09/29/2015 Title: Attorney (Signature) (Date) Company: Najjar Denaburg, P.C. Address and telephone number (if different from notice address above): Telephone number: _____ Email: _____		

Amount entitled to priority:
\$ _____

* Amounts are subject to adjustment on 4/01/16 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

Electronically Filed
29-Sep-2015
14:47:55 p.m.
Pacific Time
KCC

COURT USE ONLY

Penalty for presenting fraudulent claim:
Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

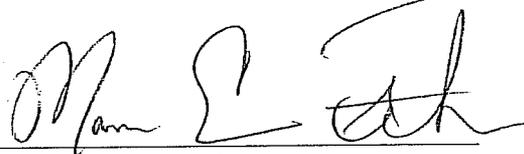


Hager Oil Company, Inc.			
Walter Black Warrior Basin			
503(b)9 Priority Claim			
Delivery Date	Invoice Number	Invoice Amount	Delivered By
7/1/2015	0261244-11	1,889.18	Hager Oil Company
7/1/2015	0261245-11	2,514.08	Hager Oil Company
Total		\$ 4,403.26	

STATEMENT IN SUPPORT OF HAGAR OIL COMPANY, INC.'S
§503(b)(9) CLAIM

In support of Hagar Oil Company, Inc's ("Hagar") 503(b)(9) Claim, Hagar submits as follows:

1. Attached as Exhibit A is a copy of Hagar's Account Statement outlining the basis for Hagar's §503(b)(9) Claim. The account statement contains all relevant information supporting the Claim. Copies of the invoices are available.
2. The delivery date on the account statement indicates the date the product was shipped and delivered to the Debtor. These shipments were delivered to the Debtors in Alabama by Hagar's trucks
3. Hagar states that the invoice price for the goods sold represents the value of the goods the Debtor received within twenty (20) days of the Petition Date.
4. No demand was made to reclaim the goods under §546(c) the Bankruptcy Code.



Marvin E. Franklin
Attorney for Hagar Oil Company, Inc.

OF COUNSEL:
Najjar Denaburg, P.C.
2125 Morris Avenue
Birmingham, AL 35203
PH: 205-250-8400
FAX: 205-326-3837

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

AFFIDAVIT OF PHILLIP C. GRACE

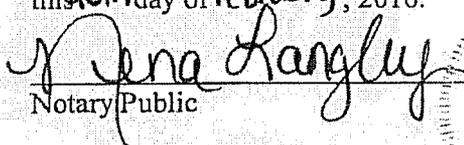
Before me, the undersigned authority in and for said state and county personally appeared Phillip C. Grace, who being known to me and being first duly sworn, did depose and say under oath as follows:

1. My name is Phillip C. Grace, I am over the age of 18 and of sound mind and body to give this Affidavit.
2. I am the Credit Manager of Hager Oil Company, Inc. ("Hager"). Hager is the fuel and lubricant supplier under a Master Goods and Services Contract with Walter Energy and its subsidiaries. The Contract provides that I am the supplier's representative. I oversee Hager's contract with Walter Energy, Inc., and I have personal knowledge of matters stated herein.
3. I am responsible for receiving and reviewing any and all mail that is delivered to Hager in relation to the Walter Energy, Inc. bankruptcy case. I never received a Notice of Cure Schedule (the "Notice") relating to the assumption and assignment of the Hager Contract which reflected a Cure Amount of zero. Had I received such a notice, I would have notified Hager's counsel of record, Marvin Franklin, of the Notice. Hager objects to the cure amount set forth in the Notice. Since Hager did not receive the Notice it did not have an opportunity to object to it.
4. Hager keeps records of its account with Walter Energy, Inc. and its subsidiaries. These records are kept in the ordinary course of Hager's business. It is the regular practice of Hager to keep records of its accounts. The Walter Energy, Inc. accounts are kept under my supervision and control.
5. Hager is currently owed a total of \$479,148.71 for administrative expense claims pursuant to Walter Energy, Inc.'s contract with Hager. This is the amount necessary to cure the default on the Hager Contract.



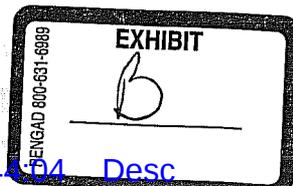
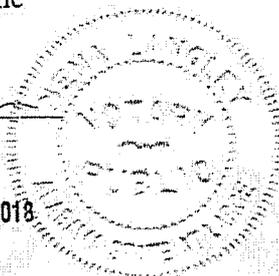
Phillip C. Grace

Sworn to and subscribed before me
this 26th day of February, 2016.



Notary Public

My Commission Expires November 13, 2018



File a Notice:

15-02741-TOM11 Walter Energy, Inc., et al.

Type: bk Chapter: 11 v Office: 2 (Birmingham)
Assets: u Judge: TOM
Case Flag: PlnDue, DsclsDue, LimitedMatrix, JNTADMN, LEAD

**U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF ALABAMA**

Notice of Electronic Filing

The following transaction was received from Marvin E. Franklin entered on 7/17/2015 at 11:52 AM CDT and filed on 7/17/2015

Case Name: Walter Energy, Inc., et al.
Case Number: 15-02741-TOM11
Document Number: 81

Docket Text:

Notice of Appearance and Request for Notice by Marvin E. Franklin Filed by Creditor Hager Oil Company, Inc.. (Franklin, Marvin)

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:L:\BANK\MEF\WORK\Hager Oil\Walter energy inc\Notice of Appearance.pdf

Electronic document Stamp:

[STAMP bkecfStamp_ID=1043685241 [Date=7/17/2015] [FileNumber=29825466-0] [59cd0e4c1afd1278575aacbb11a36d310a63e63c16e93b65d808ce2cc498f73d8eb357d886300fa01762998c7356206a2fcc391dcca2d76fb43864fd69e31ad]]

15-02741-TOM11 Notice will be electronically mailed to:

James Blake Bailey on behalf of Debtor Atlantic Development and Capital, LLC
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Atlantic Leaseco, LLC
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Blue Creek Coal Sales, Inc.
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Blue Creek Energy, Inc.
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor J.W. Walter, Inc.
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Jefferson Warrior Railroad Company, Inc.
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Jim Walter Homes, LLC
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Jim Walter Resources, Inc.
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Maple Coal Co., LLC
jbailey@babco.com, kkirsch@babco.com

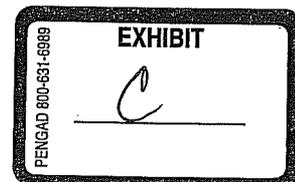
James Blake Bailey on behalf of Debtor SP Machine, Inc.
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Sloss-Sheffield Steel & Iron Company
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Taft Coal Sales & Associates, Inc.
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor V Manufacturing Company
jbailey@babco.com, kkirsch@babco.com

James Blake Bailey on behalf of Debtor Walter Black Warrior Basin LLC



jbailey@babc.com, kkirsch@babc.com

James Blake Bailey on behalf of Debtor Walter Coke, Inc.
jbailey@babc.com, kkirsch@babc.com

James Blake Bailey on behalf of Debtor Walter Energy Holdings, LLC
jbailey@babc.com, kkirsch@babc.com

James Blake Bailey on behalf of Debtor Walter Energy, Inc., et al.
jbailey@babc.com, kkirsch@babc.com

James Blake Bailey on behalf of Debtor Walter Exploration & Production LLC
jbailey@babc.com, kkirsch@babc.com

James Blake Bailey on behalf of Debtor Walter Home Improvement, Inc.
jbailey@babc.com, kkirsch@babc.com

James Blake Bailey on behalf of Debtor Walter Land Company
jbailey@babc.com, kkirsch@babc.com

James Blake Bailey on behalf of Debtor Walter Minerals, Inc.
jbailey@babc.com, kkirsch@babc.com

James Blake Bailey on behalf of Debtor Walter Natural Gas, LLC
jbailey@babc.com, kkirsch@babc.com

Jay R. Bender on behalf of Debtor Atlantic Leaseco, LLC
jbender@babc.com

Jay R. Bender on behalf of Debtor Blue Creek Energy, Inc.
jbender@babc.com

Jay R. Bender on behalf of Debtor J.W. Walter, Inc.
jbender@babc.com

Jay R. Bender on behalf of Debtor Jefferson Warrior Railroad Company, Inc.
jbender@babc.com

Jay R. Bender on behalf of Debtor Jim Walter Homes, LLC
jbender@babc.com

Jay R. Bender on behalf of Debtor Maple Coal Co., LLC
jbender@babc.com

Jay R. Bender on behalf of Debtor Sloss-Sheffield Steel & Iron Company
jbender@babc.com

Jay R. Bender on behalf of Debtor Walter Energy, Inc., et al.
jbender@babc.com

Bill D Bensinger on behalf of Creditor Cowin & Company, Inc.
bdbensinger@csattorneys.com, dml@csattorneys.com

Bill D Bensinger on behalf of Creditor Nelson Brothers, LLC
bdbensinger@csattorneys.com, dml@csattorneys.com

Bill D Bensinger on behalf of Creditor WHH Real Estate, LLC
bdbensinger@csattorneys.com, dml@csattorneys.com

Clyde Ellis Brazeal, III on behalf of Creditor Arch Insurance Company
ebrazeal@joneswalker.com, twortham@joneswalker.com

Clyde Ellis Brazeal, III on behalf of Creditor Aspen American Insurance Company
ebrazeal@joneswalker.com, twortham@joneswalker.com

D Christopher Carson on behalf of Creditor Committee Steering Committee
ccarson@burr.com, mstinson@burr.com, erains@burr.com

Glen Marshall Connor on behalf of Creditor Trustees UMWA Health and Retirement Funds
gconnor@qcwdr.com, jherrin@qcwdr.com, gjackson@qcwdr.com

Glen Marshall Connor on behalf of Creditor UMWA Health and Retirement Funds
gconnor@qcwdr.com, jherrin@qcwdr.com, gjackson@qcwdr.com

Patrick Darby on behalf of Debtor Atlantic Development and Capital, LLC
pdarby@babac.com

Patrick Darby on behalf of Debtor Atlantic Leaseco, LLC
pdarby@babac.com

Patrick Darby on behalf of Debtor Blue Creek Coal Sales, Inc.
pdarby@babac.com

Patrick Darby on behalf of Debtor Jim Walter Resources, Inc.
pdarby@babac.com

Patrick Darby on behalf of Debtor Walter Coke, Inc.
pdarby@babac.com

Patrick Darby on behalf of Debtor Walter Energy, Inc., et al.
pdarby@babac.com

Marvin E. Franklin on behalf of Creditor Hager Oil Company, Inc.
mfranklin@najjar.com, rramey@najjar.com

Benjamin Shaw Goldman on behalf of Creditor Alabama State Port Authority
bgoldman@handarendall.com, ajohnson@handarendall.com;lstatum@handarendall.com

Benjamin Shaw Goldman on behalf of Creditor Parker Towing Company, Inc.
bgoldman@handarendall.com, ajohnson@handarendall.com;lstatum@handarendall.com

Benjamin Shaw Goldman on behalf of Creditor Thompson Tractor Co., Inc.
bgoldman@handarendall.com, ajohnson@handarendall.com;lstatum@handarendall.com

Michael Leo Hall on behalf of Creditor Committee Steering Committee
mhall@burr.com, rellis@burr.com;mivey@burr.com

Lindan J. Hill on behalf of Creditor c/o Lindan J. Hill Birmingham Rail & Locomotive, Co., Inc.
lhill@gattorney.com, kdoss@gattorney.com

Albert Kass on behalf of Other Professional Kurtzman Carson Consultants LLC
ecfpleadings@kccllc.com

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15-02741-TOM11 Notice will not be electronically mailed to:

J. Thomas Corbett
Bankruptcy Administrator
1800 5th Avenue North
Birmingham, AL 35203

Ira Dizengoff on behalf of Creditor Committee Steering Committee
Akin Gump Strauss Hauer & Feld LLP
One Bryant Park
New York, NY 10036

Scott Greissman
White & Case LLP
1155 Avenue of the Americas
New York, NY 10036

Janine LaDouceur
264 Commerce Street
Hawthorne, NY 10532

Kristine Manoukian on behalf of Creditor Committee Steering Committee
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One Bryant Park
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James Savin on behalf of Creditor Committee Steering Committee
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Wilmington Trust, National Association
Corporate Capital Markets
50 South Sixth Street Ste 1290
Minneapolis, MN 55402

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

IN RE:)
)
WALTER ENERGY, INC.,) CASE NO.:15-02741-TOM11
DEBTOR.)

**NOTICE OF APPEARANCE AND
REQUEST FOR SERVICE OF PAPERS**

Please take Notice that pursuant to Rule 9010 of the Federal Rules of Bankruptcy Procedure, the following is a party in interest in the above-styled bankruptcy proceeding and the undersigned hereby enters his appearance as counsel for **Hager Oil Company, Inc.**

Please take further notice that pursuant to Rule 2002 of the Federal Rules of Bankruptcy Procedure, the undersigned hereby requests that all notices and papers specified by the Rule and Rule 9010 of the Federal Rules of Bankruptcy Procedure and all other notices given or required to be given in this case be given and served upon:

Marvin E. Franklin, Esq.
NAJJAR DENABURG, P.C.
2125 Morris Avenue
Birmingham, Alabama 35203

The foregoing request includes, without limitation all notices, orders, pleadings, motions, applications, complaints, demands, hearings, requests or petitions, disclosure statements, answering or reply papers, memoranda and briefs in support of any of the foregoing, and any other document or item of correspondence brought before this Court with respect to these proceedings, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, hand delivery, telephone, telegraph, telex, facsimile transmission or otherwise.

/s/ Marvin E. Franklin
Marvin E. Franklin
Attorney for Hager Oil Company, Inc.

OF COUNSEL:

NAJJAR DENABURG, P.C.
2125 Morris Avenue
Birmingham, AL 35203
(205) 250-8400

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing Notice of Appearance and Request for Notices has been served upon the following by placing a copy of the same in the United States mail, postage prepaid and properly addressed, this the 17th day of

July, 2015.

Patrick Darby
Jay Bender
Cathleen Morre
James Bailey
One Federal Place
1819 Fifth Avenue North
Birmingham, AL 35203

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/s/ Marvin E. Franklin
OF COUNSEL