

General Docket

U.S. Bankruptcy Appellate Panel of the Tenth Circuit

Attested by: 

Bankruptcy Appellate Panel Docket #: 11-57

Docketed: 08/12/2011

Kenneth Rushton v. Rachel Young, et al

Appeal From: United States Bankruptcy Court for the District of Utah

Fee Status: Fee Paid

Case Type Information:

- 1) Bankruptcy Appeal
- 2) Chapter 7 Non-Business-Adv
- 3) Final Order

Originating Court Information:

District: 1088-2 : 08-20105

Adversary Proceeding: 10-02772

Trial Judge: R. Kimball Mosier, U.S. Bankruptcy Judge

Date Filed: 09/18/2010

Date Order/Judgment:

07/29/2011

Date NOA Filed:

08/12/2011

Date Rec'd BAP:

08/12/2011

Prior Cases:

None

Current Cases:

Companioned	Lead	Member	Start	End
	<u>11-41</u>	<u>11-42</u>	08/23/2011	
	<u>11-41</u>	<u>11-43</u>	08/23/2011	
	<u>11-41</u>	<u>11-44</u>	08/23/2011	
	<u>11-41</u>	<u>11-45</u>	08/23/2011	
	<u>11-41</u>	<u>11-46</u>	08/23/2011	
	<u>11-41</u>	<u>11-47</u>	08/23/2011	
	<u>11-41</u>	<u>11-48</u>	08/23/2011	
	<u>11-41</u>	<u>11-49</u>	08/23/2011	
	<u>11-41</u>	<u>11-50</u>	08/23/2011	
	<u>11-41</u>	<u>11-51</u>	08/23/2011	
	<u>11-41</u>	<u>11-52</u>	08/23/2011	
	<u>11-41</u>	<u>11-53</u>	08/23/2011	
	<u>11-41</u>	<u>11-54</u>	08/23/2011	
	<u>11-41</u>	<u>11-55</u>	08/23/2011	
	<u>11-41</u>	<u>11-56</u>	08/23/2011	
	<u>11-41</u>	<u>11-57</u>	08/23/2011	
	<u>11-41</u>	<u>11-58</u>	08/23/2011	
	<u>11-41</u>	<u>11-59</u>	08/23/2011	
	<u>11-41</u>	<u>11-60</u>	08/23/2011	
	<u>11-41</u>	<u>11-61</u>	08/23/2011	
	<u>11-41</u>	<u>11-62</u>	08/23/2011	
	<u>11-41</u>	<u>11-63</u>	08/23/2011	
	<u>11-41</u>	<u>11-64</u>	08/23/2011	
	<u>11-41</u>	<u>11-65</u>	08/23/2011	
	<u>11-41</u>	<u>11-66</u>	08/23/2011	
	<u>11-41</u>	<u>11-67</u>	08/23/2011	
	<u>11-41</u>	<u>11-68</u>	08/23/2011	

<u>11-41</u>	<u>11-69</u>	08/23/2011
<u>11-41</u>	<u>11-70</u>	08/23/2011
<u>11-41</u>	<u>11-71</u>	08/23/2011
<u>11-41</u>	<u>11-72</u>	08/23/2011
<u>11-41</u>	<u>11-73</u>	08/23/2011
<u>11-41</u>	<u>11-74</u>	08/23/2011
<u>11-41</u>	<u>11-75</u>	08/23/2011
<u>11-41</u>	<u>11-76</u>	08/23/2011
<u>11-41</u>	<u>11-77</u>	08/23/2011
<u>11-41</u>	<u>11-78</u>	08/23/2011
<u>11-41</u>	<u>11-79</u>	08/23/2011

Panel Assignment: Not available

In re: C.W. MINING COMPANY, doing business as Co-Op
Mining Company
Debtor

KENNETH A. RUSHTON, Trustee
Plaintiff – Appellant

Glenn R. Bronson, Esq.
Direct: 801-524-1000
Email: grb@pyglaw.com
Fax: 801-524-1099
[COR LD NTC Retained]
Prince, Yeates & Geldzahler
Firm: 801-524-1100
175 E. 400 S., Ste. 900
Salt Lake City, UT 84111

Michael N. Zundel
Email: mnz@princeyeates.com
Fax: 801-524-1099
[COR LD NTC Retained]
Prince, Yeates & Geldzahler
Firm: 801-524-1100
175 E. 400 S., Ste. 900
Salt Lake City, UT 84111

v.

RACHEL YOUNG
Defendant – Appellee

Carl E. Kingston
Direct: 801-486-1458
Email: carlkingston@yahoo.com
Fax: 801-746-2819
[COR LD NTC Retained]
Firm: 801-486-1458
3212 S. State St.
Salt Lake City, UT 84115

JAMES YOUNG
Defendant – Appellee

Carl E. Kingston
Direct: 801-486-1458
[COR LD NTC Retained]
(see above)

JESSICA YOUNG
Defendant – Appellee

Carl E. Kingston
Direct: 801-486-1458
[COR LD NTC Retained]
(see above)

CARL E KINGSTON, as Trustee under Deed of Trust
Defendant – Appellee

Carl E. Kingston
Direct: 801-486-1458
[COR LD NTC Retained]
(see above)

FIDELITY FUNDING COMPANY

Defendant – Appellee

P. Matthew Cox, Attorney
Email: pmc@scmlaw.com
[COR LD NTC Retained]
Snow Christensen Martineau
Firm: 801-521-9000
10 Exchange Pl., Fl. 11
Salt Lake City, UT 84145

Carl E. Kingston
Direct: 801-486-1458
[COR LD NTC Retained]
(see above)

David L. Pinkston
Direct: 801-521-9000
Email: dlp@scmlaw.com
Fax: 801-363-0400
[COR LD NTC Retained]
Snow Christensen Martineau
Firm: 801-521-9000
10 Exchange Pl., Fl. 11
Salt Lake City, UT 84145

Kim R. Wilson
Direct: 801-521-9000
Email: krw@scmlaw.com
Fax: 801-363-0400
[COR LD NTC Retained]
Snow Christensen Martineau
Firm: 801-521-9000
10 Exchange Pl., Fl. 11
Salt Lake City, UT 84145

IN RE C.W. MINING COMPANY, doing business as
Co-Op Mining Company,

BAP No. UT-11-057

Debtor.

KENNETH A. RUSHTON, Trustee,

Bankr. No. 08-20105

Adv. No. 10-02772

Chapter 7

Plaintiff – Appellant,

v.

RACHEL YOUNG, JAMES YOUNG, JESSICA YOUNG,
CARL E. KINGSTON, as Trustee under Deed of Trust, and
FIDELITY FUNDING COMPANY,

Defendants – Appellees.

- 08/12/2011 1 APPEAL: Bankruptcy appeal filed. BAP case number: UT-11-057. Appeal filed in the Bankruptcy Court on 08/12/2011. Notification of appeal transmitted from the Bankruptcy Court by NEF; record downloaded from the Bankruptcy Court docket. [Entry date: 08/17/2011]. [69512] Designation of Record and Statement of Issues due to clerk of bankruptcy court by 08/26/2011 for Appellant Kenneth A. Rushton.
- 08/19/2011 3 NOTICE: Notice that appeal has been docketed with appeal caption. Entry of Appearance, Statement of Interested Parties and Statement Regarding Oral Argument due 09/02/2011 for Appellant Kenneth A. Rushton and Appellees. Appellant's brief due 10/03/2011 for Appellant Kenneth A. Rushton. All parties served 08/19/2011. Entry Date: 08/19/2011. [69593]
- 08/19/2011 4 MOTION: Appellant Kenneth A. Rushton's Motion to Companion Appeals. Motion includes statement of opposition: N/A (Procedural Motion). Motion opposed by any party: N/A (Procedural Motion). Attached Certificate of Service lists parties as served on 08/19/2011. [69624] [11-41, 11-42, 11-43, 11-44, 11-45, 11-46, 11-47, 11-48, 11-49, 11-50, 11-51, 11-52, 11-53, 11-54, 11-55, 11-56, 11-57, 11-58, 11-59, 11-60, 11-61, 11-62, 11-63, 11-64, 11-65, 11-66, 11-67, 11-68, 11-69, 11-70, 11-71, 11-72, 11-73, 11-74, 11-75, 11-76, 11-77, 11-78, 11-79]--[Edited 08/22/2011 by GW] (Zundel, Michael)
- 08/23/2011 6 ORDER: Clerk's Order filed COMPANIONING cases 11-41 through 11-79, inclusive. **Except as otherwise provided in the ORDER, all papers filed in these companioned cases shall only be filed in case 11-41.** All parties served. Entry Date: 08/23/2011 [69678] [11-41 through 11-79, inclusive]
- 08/24/2011 9 ATTORNEY: Attorney Added: Attorney Glenn R. Bronson for Appellant Kenneth A. Rushton, in cases 11-41 to 11-79, inclusive, pursuant to One Document [69689-2]. [69693] [11-41, 11-42, 11-43, 11-44, 11-45, 11-46, 11-47, 11-48, 11-49, 11-50, 11-51, 11-52, 11-53, 11-54, 11-55, 11-56, 11-57, 11-58, 11-59, 11-60, 11-61, 11-62, 11-63, 11-64, 11-65, 11-66, 11-67, 11-68, 11-69, 11-70, 11-71, 11-72, 11-73, 11-74, 11-75, 11-76, 11-77, 11-78, 11-79]
- 09/02/2011 13 DOCUMENT: One Document (Combined Entry of Appearance, Statement of Interested Parties, and Statement Regarding Oral Argument pursuant to 10th Cir. BAP L.R. 8001-4(d)) filed by Appellees Attco Trucking Company, Inc., Coalt, Inc., D.U. Company, Inc., Four Corners Precision Mfg. Co., Carl E Kingston, Joseph O. Kingston, Paul Kingston, Latter Day Church of Christ, L.A. Miller, Ninth Street Development, LLC, Ninth Street, Inc., Railco, Inc., James Young, Jessica Young and Rachel Young in 11-41, Appellees Joseph O. Kingston and Paul Kingston in 11-43, Appellees Latter Day Church of Christ and Railco, Inc. in 11-44, Appellee Attco Trucking Company, Inc. in 11-45, Appellee Latter Day Church of Christ in 11-48, Appellee Railco, Inc. in 11-53, Appellees Ninth Street Development, LLC and Ninth Street, Inc. in 11-54, 11-55, 11-56, Appellees Carl E Kingston, James Young, Jessica Young and Rachel Young in 11-57, Appellee Coalt, Inc. in 11-58, Appellee Four Corners Precision Mfg. Co. in 11-60, 11-61, 11-62, Appellee D.U. Company, Inc. in 11-63, 11-64, Appellee L.A. Miller in 11-66, 11-67, 11-71. Oral argument is requested. Attached Certificate of Service lists parties as served on 09/02/2011. [69768] [11-41, 11-43, 11-44, 11-45, 11-48, 11-53, 11-54, 11-55, 11-56, 11-57, 11-58, 11-60, 11-61, 11-62, 11-63, 11-64, 11-66, 11-67, 11-71] (Kingston, Carl)
- 09/06/2011 14 NOTICE: Notice re: service of Court documents. Appellees Becker Mining America, Inc., Graymont Western US, Inc., SMC Electrical Products, Inc., Tennessee Valley Authority, UtahAmerican Energy, Inc. Commonwealth Coal Services, Inc., and Nevada Power Company have been removed from the case for purposes of service for failure to file an entry of appearance. See 10th Cir. BAP ECF - 16. [69785] [11-41, 11-42, 11-43, 11-44, 11-45, 11-46, 11-47, 11-48, 11-49, 11-50, 11-51, 11-52, 11-53, 11-54, 11-55, 11-56, 11-57, 11-58, 11-59, 11-60, 11-61, 11-62, 11-63, 11-64, 11-65, 11-66, 11-67, 11-68, 11-69, 11-70, 11-71, 11-72, 11-73, 11-74, 11-75, 11-76, 11-77, 11-78, 11-79]

- 09/08/2011 15 NOTICE: Clerk's notice filed re: Entry of Appearances filed by Appellees Commonwealth Coal Services, Inc., [69795-2] and Tennessee Valley Authority [69796-2] pursuant to Notice: re service of Court documents [14] – the Court will resume service of case related documents to Attorney Robert Scott for Appellees Commonwealth Coal Services, Inc., and Tennessee Valley Authority. All parties served. [69808] [11-41, 11-42, 11-43, 11-44, 11-45, 11-46, 11-47, 11-48, 11-49, 11-50, 11-51, 11-52, 11-53, 11-54, 11-55, 11-56, 11-57, 11-58, 11-59, 11-60, 11-61, 11-62, 11-63, 11-64, 11-65, 11-66, 11-67, 11-68, 11-69, 11-70, 11-71, 11-72, 11-73, 11-74, 11-75, 11-76, 11-77, 11-78, 11-79]
- 09/08/2011 16 ELECTION: Appellee's election to have appeal heard in district court filed by Appellees ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, Mountain Coin Machine Distributors, Security Funding Company, Security Funding, Inc., Standard Industries, Inc., World Enterprises and World Enterprises in 11-41, Appellees ABM, Inc., Fidelity Funding Company, Security Funding, Inc., Standard Industries, Inc. and World Enterprises in 11-42, Appellees ABM, Inc., C.O.P. Coal Development Company, Security Funding, Inc., Standard Industries, Inc. and World Enterprises in 11-43, Appellees C.O.P. Coal Development Company, Security Funding, Inc., Standard Industries, Inc. and World Enterprises in 11-44, Appellees Mountain Coin Machine Distributors, World Enterprises and World Enterprises in 11-46, Appellees Fidelity Funding Company and Security Funding in 11-49, Appellee Fidelity Funding Company in 11-50, 11-51, 11-57, Appellee Standard Industries, Inc. in 11-68, 11-69, 11-70, Appellee Security Funding Company in 11-72, 11-73, 11-77, 11-79. Election is Timely. Attached Certificate of Service lists parties as served on 09/08/2011. [69817] [11-41, 11-42, 11-43, 11-44, 11-46, 11-49, 11-50, 11-51, 11-57, 11-68, 11-69, 11-70, 11-72, 11-73, 11-77, 11-79] (Cox, P.)
- 09/09/2011 17 ELECTION: Appellee's election to have appeal heard in district court filed by Appellees Attco Trucking Company, Inc., Coalt, Inc., D.U. Company, Inc., Four Corners Precision Mfg. Co., Carl E Kingston, Joseph O. Kingston, Paul Kingston, Latter Day Church of Christ, L.A. Miller, Ninth Street Development, LLC, Ninth Street, Inc., Railco, Inc., James Young, Jessica Young and Rachel Young in 11-41, Appellees Joseph O. Kingston and Paul Kingston in 11-43, Appellees Latter Day Church of Christ and Railco, Inc. in 11-44, Appellee Attco Trucking Company, Inc. in 11-45, Appellee Latter Day Church of Christ in 11-48, Appellee Railco, Inc. in 11-53, Appellees Ninth Street Development, LLC and Ninth Street, Inc. in 11-54, 11-55, 11-56, Appellees Carl E Kingston, James Young, Jessica Young and Rachel Young in 11-57, Appellee Coalt, Inc. in 11-58, Appellee Four Corners Precision Mfg. Co. in 11-60, 11-61, 11-62, Appellee D.U. Company, Inc. in 11-63, 11-64, Appellee L.A. Miller in 11-66, 11-67, 11-71. Election is Timely. Attached Certificate of Service lists parties as served on 09/09/2011. [69827] [11-41, 11-43, 11-44, 11-45, 11-48, 11-53, 11-54, 11-55, 11-56, 11-57, 11-58, 11-60, 11-61, 11-62, 11-63, 11-64, 11-66, 11-67, 11-71] (Kingston, Carl)

Michael N. Zundel (#3755) mnz@princeyeates.com
PRINCE, YEATES & GELDZAHLER
A Professional Corporation
City Centre One, Suite 900
175 East 400 South
Salt Lake City, UT 84111
Telephone: (801) 524-1000

Attorney for Chapter 7 Trustee Kenneth A. Rushton

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH
Central Division

<p>In re</p> <p>C.W. MINING COMPANY, <i>dba</i> Co-Op Mining Company,</p> <p style="text-align: center;">Debtor.</p> <hr/> <p>KENNETH A. RUSHTON, Chapter 7 Trustee,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>RACHEL YOUNG, JAMES YOUNG, JESSICA YOUNG, FIDELITY FUNDING COMPANY, AND CARL E. KINGSTON, AS TRUSTEE UNDER DEED OF TRUST,</p> <p style="text-align: center;">Defendants.</p>	<p>Bankruptcy No. 08-20105 RKM (Chapter 7)</p> <p>Adversary Proceeding No. 10-2772</p> <p>NOTICE OF APPEAL</p> <p>[Filed Electronically]</p>
---	---

Plaintiff-Appellant Kenneth A. Rushton, Chapter 7 Trustee of the Estate of C.W. Mining Company, appeals from the *Order Granting Defendants' Motions for Summary Judgment in Hiawatha Coal Proceeding, Denying Motion of Trustee for Partial Summary Judgment, and*

Dismissing Defendants' Rule 56(d) Motion as Moot, entered in this adversary proceeding by the United States Bankruptcy Court for the District of Utah on July 29, 2011.

The names of all parties to the order appealed from and the names, addresses, and telephone numbers of their respective attorneys are as follows:

Parties	Attorneys
<p><u>Trustee:</u> Kenneth A. Rushton</p>	<p>Michael N. Zundel Prince, Yeates & Geldzahler 175 East 400 South, Suite 900 Salt Lake City, Utah 84111 Telephone: (801) 524-1000</p>
<p>C.O.P. Coal Development Company Standard Industries, Inc. ABM, Inc. World Enterprises Security Funding, Inc. Security Funding Company Fidelity Funding M.B.S.C., Inc.</p>	<p>Kim R. Wilson P. Matthew Cox David L. Pinkston Snow Christensen & Martineau 10 Exchange Place, 11th Floor Salt Lake City, UT 84111 Telephone: (801) 521-9000</p>
<p>World Enterprises, a Utah corporation World Enterprises, a Nevada corporation Mountain Coin Machine Distributors, a Utah corporation Mountain Coin Machine Distributors, as dba of each of the defendants</p>	<p>Kim R. Wilson P. Matthew Cox David L. Pinkston Snow Christensen & Martineau 10 Exchange Place, 11th Floor Salt Lake City, UT 84111 Telephone: (801) 521-9000</p>
<p>Hiawatha Coal Company</p>	<p>Peter Guyon 614 Newhouse Bldg. 10 Exchange Place Salt Lake City, UT 84111 Telephone: (801) 322-5555</p>

Parties	Attorneys
Commonwealth Coal Services, Inc. Tennessee Valley Authority	Robert H. Scott Akerman Senterfitt, LLP 50 West Broadway, Suite 475 Salt Lake City, UT 84101-2020 Telephone: (801) 708-6880 Gerald H. Suniville Van Cott, Bagley, Cornwall & McCarthy 36 South State Street, Suite 1900 Salt Lake City, UT 84111 Telephone: (801) 237-0212
Intermountain Power Agency	Mark W. Dykes Parsons Behle & Latimer 201 South Main, Suite 1800 Salt Lake City, UT 84145 Telephone: (801) 532-1234
Nevada Power Company Utah American Energy, Inc.	David R. Hague Fabian & Clendenin 215 South State, 12th Floor Salt Lake City, UT 84151-0210 Telephone: (801) 531-8900
A-Fab Engineering, Inc. National Business Management, Inc., and Ruth Brown “dba” NBM NWR Limited Partnership N.U.R., Inc. ANR, Inc.	David E. Kingston 3212 South State Salt Lake City, UT 84115 Telephone: (801) 486-1458
Attco Trucking, Inc. dba CTC Trucking and CTC Trucking LLC Coalt, Inc. D. U. Company, Inc. Four Corners Precision Mfg., Inc. Latter Day Church of Christ Ninth Street Development, Inc. Railco, Inc. L. A. Miller Rachel Young	Carl E. Kingston 3212 South State Salt Lake City, UT 84115 Telephone: (801) 486-1458

Parties	Attorneys
James Young Jessica Young Paul Kingston, an individual Joseph O. Kingston, an individual Carl E. Kingston, as Trustee under Deed of Trust	
Charles Reynolds, an individual	Russell S. Walker Woodbury & Kesler 265 East 100 South Suite 300 Salt Lake City, UT 84111 Telephone: (801) 364-1100
Golden West Industries, Inc.	George B. Hofmann Melyssa D. Davidson Parsons Kinghorn & Harris 111 East Broadway, 11th Floor Salt Lake City, UT 84111 Telephone: (801) 363-4300
SMC Electrical Products, Inc. Becker Mining America, Inc.	Jeffrey L. Shields Callister Nebeker & McCullough Zions Bank Building, Suite 900 10 East South Temple Salt Lake City, UT 84133 Telephone: (801) 530-7300
Graymont Western US Inc.	Danny C. Kelly Stoel Rives LLP One Utah Center 201 South Main Street Suite 1100 Salt Lake City, UT 84111 Telephone: (801) 578-6979
America West Marketing, Inc. House of Pumps, Inc.	David E. Leta Snell & Wilmer 15 West South Temple Suite 1200 Salt Lake City, UT 84101-1547 Telephone: (801) 257-1928

Parties	Attorneys
Trimac Transportation Central, Inc.	Adelaide Maudsley Chapman and Cutler LLP 201 South Main Street Suite 2000 Salt Lake City, UT 84111 Telephone: (801) 533-0066

DATED this 12th day of August, 2011.

PRINCE, YEATES & GELDZAHLER
A Professional Corporation

By: /s/Michael N. Zundel
Michael N. Zundel, Esq.
Attorney for Kenneth A. Rushton, Trustee

CERTIFICATE OF SERVICE

I hereby certify that on the 12th day of August, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent a notice of electronic filing to all parties whose names appear on the electronic mail notice list for this case.

I further certify that on the 12th day of August, 2011, I served the foregoing by transmitting a copy of the same, via electronic transmission, to the following parties:

Gerald H. Suniville
(gsuniville@vancott.com)
Van Cott, Bagley, Cornwall & McCarthy
36 South State Street, Suite 1900
Salt Lake City, UT 84111

Robert H. Scott(robert.scott@akerman.com)
Akerman Senterfitt, LLP
50 West Broadway, Suite 475
Salt Lake City, UT 84101-2020

F. Mark Hansen (fmhlaw@comcast.net)
431 North 1300 West
Salt Lake City, UT 84116

Kim R. Wilson (krw@scmlaw.com)
P. Matthew Cox (mcox@scmlaw.com)
Snow Christensen & Martineau
10 Exchange Place, 11th Floor
Salt Lake City, UT 84111

Peter W. Guyon (pguyon@yahoo.com)
614 Newhouse Bldg.
10 Exchange Place
Salt Lake City, UT 84111

Carl E. Kingston (carlkingston@yahoo.com)
3212 South State
Salt Lake City, UT 84115

David Kingston
(davidkingston@yahoo.com)
3212 South State
Salt Lake City, UT 84115

Mark W. Dykes
(mdykes@parsonsbehle.com)
Parsons Behle & Latimer
201 South Main, Suite 1800
Salt Lake City, UT 84145

Kevin Anderson
(kanderson@fabianlaw.com)
David R. Hague (dhague@fabianlaw.com)
Fabian & Clendenin
215 South State, 12th Floor
Salt Lake City, UT 84151-0210

Edward C. Meade (ecmeade@tva.gov)
Richard E. Riggs (reriggs@tva.gov)
Tennessee Valley Authority
Office of the General Counsel
400 West Summit Hill Drive (WT 6A)
Knoxville, TN 37902

Russell S. Walker (rwalker@wklawpc.com)
Woodbury & Kesler
265 East 100 South
Suite 300
Salt Lake City, UT 84111

George B. Hofmann
(gbh@pkhlawyers.com)
Melyssa D. Davidson
(mdd@pkhlawyers.com)
Parsons Kinghorn & Harris
111 East Broadway, 11th Floor
Salt Lake City, UT 84111

Jeffrey L. Shields (jlshields@cnmlaw.com)
Callister Nebeker & McCullough
Zions Bank Building, Suite 900
10 East South Temple
Salt Lake City, UT 84133

Danny C. Kelly
Stoel Rives LLP (dckelly@stoel.com)
One Utah Center
201 South Main Street
Suite 1100
Salt Lake City, UT 84111

David E. Leta (dleta@swlaw.com)
Snell & Wilmer
15 West South Temple
Suite 1200
Salt Lake City, UT 84101-1547

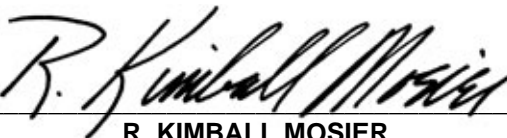
Adelaide Maudsley
(maudsley@chapman.com)
Chapman and Cutler LLP
201 South Main Street
Suite 2000
Salt Lake City, UT 84111

/s/ Michael N. Zundel

G:\tow\CW Mining\Avoidance Actions\00-Adversary Proceedings\11-8001 Consolidated AP re Hiawatha Coal\Appeal of 8001 Order\11-8001 - Notice of Appeal (10-2772).docx

The below described is **SIGNED**.

Dated: July 29, 2011


R. KIMBALL MOSIER
U.S. Bankruptcy Judge



IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

<p>In re</p> <p>C.W. MINING COMPANY, dba Co-Op Mining Company,</p> <p style="text-align: center;">Debtor.</p> <p>KENNETH A. RUSHTON, Chapter 7 Trustee,</p> <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">vs.</p> <p>DEFENDANTS RE HIAWATHA COAL PROCEEDS, including:</p> <p>09-2047, Standard Industries, Inc., ABM, Inc. Fidelity Funding Company, Security Funding, Inc., World Enterprises, and Utah American Energy, Inc.</p> <p>09-2248, C.O.P. Coal Development Company, Hiawatha Coal Company, Inc. And ANR, Inc., Paul Kingston, an individual, Joseph O. Kingston, an individual, and Charles Reynolds, an individual, John David Kingston, Jr., an individual, World Enterprises, Standard Industries, Inc., Fidelity Funding Company, Security Funding, Inc., ABM, Inc.</p> <p>09-2375, C.O.P. Coal Development Company, Hiawatha Coal Company, Inc. ABM, Inc., World Enterprises, Standard Industries, Inc., Fidelity Funding Company, Security Funding, Inc., Railco, Inc., A-Fab Engineering, Inc., Latter Day Church of Christ aka Latter Day Church of Jesus Christ, Intermountain Power Agency,</p>	<p style="text-align: right;">Bankruptcy No. 08-20105</p> <p style="text-align: right;">Chapter 7</p> <p style="text-align: right;">Miscellaneous Adversary Proceeding No. 11-80001</p> <p>[Consolidated Proceedings Regarding Hiawatha Coal Proceeds Issues]</p> <p style="text-align: right;">Judge R. Kimball Mosier</p> <p>ORDER GRANTING DEFENDANTS' MOTIONS FOR SUMMARY JUDGMENT IN HIAWATHA COAL PROCEEDING, DENYING MOTION OF TRUSTEE FOR PARTIAL SUMMARY JUDGMENT, AND DISMISSING DEFENDANTS' RULE 56(d) MOTION AS MOOT</p>
---	---

Commonwealth Coal Services, Inc., Nevada Power Company and Tennessee Valley Authority.
10-2739,Attco Trucking Company, Inc. dba CTC Trucking and CTC Trucking LLC.
10-2755,World Enterprises, a Utah corporation; World Enterprises, a Nevada corporation; Mountain Coin Distributors, a Utah corporation; and Mountain Coin Machine Distributors, as dba of each of the defendants,,
10-2756 ,Golden West Industries, Inc.
10-2764,Latter Day Church of Christ
10-2765,Fidelity Funding Company
10-2766,Fidelity Funding Company
10-2767,Fidelity Funding Company
10-2768,Fidelity Funding Company
10-2769,Railco, Inc.
10-2770,Ninth Street Development, LLC, Ninth Street, Inc.
10-2771,Railco, Inc.
10-2772,Rachel Young, James Young, Jessica Young, Fidelity Funding Company, and Carl E. Kingston, as Trustee under Deed of Trust
10-2773,Coalt, Inc.
10-2774,N.W.R. Limited Partnership and its general partner N.U.R., Inc.
10-2775,Four Corners Precision Mfg. Co.
10-2776,Ninth Street Development, LLC, Ninth Street, Inc.
10-2777,Four Corners Precision Mfg. Co.
10-2778,D.U. Company, Inc.
10-2779,Railco, Inc.
10-2780,Railco, Inc.
10-2781,SMC Electrical Products, Inc., Becker Mining America, Inc.
10-2782,L.A. Miller
10-2783,Attco Trucking Company, Inc. dba CTC Trucking, and CTC Trucking LLC
10-2785,Graymont Wester US, Inc., Hiawatha

Coal Company and Standard Industries, Inc.
10-2787, Standard Industries, Inc.
10-2789, America West Marketing, Inc.
Hiawatha Coal Company, Inc. and Standard
Industries, Inc.
10-2791, Coalt, Inc.
10-2810, Security Funding Company
10-2816, Tennessee Valley Authority and
Standard Industries, Inc.
10-2818, National Business Management, Inc.
and Ruth Brown dba "NBM"
10-2819, National Business Management, Inc.
and Ruth Brown dba "NBM"
10-2820, National Business Management, Inc.
and Ruth Brown dba "NBM"
10-2853, House of Pumps, Inc.
10-2855, Trimac Transportation Central, Inc.
10-2865, Standard Industries, Inc.

Defendants.

1. On June 7, 2011, the Court heard oral argument on pending motions for summary judgment or partial summary judgment, as more specifically identified in paragraphs 3 and 4 of this order below, filed by various parties in this action. Michael Zundel appeared on behalf of the Trustee, Kenneth A. Rushton. P. Matthew Cox and David Pinkston appeared on behalf of C.O.P. Coal Development Company, Standard Industries, Inc., ABM, Inc., World Enterprises, Security Funding, Fidelity Funding and M.B.S.C., Inc. ("C.O.P. Parties"). Peter Guyon appeared on behalf of Hiawatha Coal Company ("Hiawatha"). Robert Scott appeared on behalf of Commonwealth Coal Services, Inc. ("Commonwealth") and the Tennessee Valley Authority.

Mark Dykes appeared on behalf of the Intermountain Power Agency. David Hague appeared on behalf of Nevada Power Company.

2. The Court has, in connection with this order, entered its separate Statement of Undisputed Facts and Conclusions of Law. Capitalized terms used below but not otherwise defined in this order shall have the meanings given to them in the Statement of Undisputed Facts and Conclusions of Law.

3. For the reasons set forth in the Statement of Undisputed Facts and Conclusions of Law, it is hereby ORDERED that, to the extent such motions seek a judgment that the Severed Coal and Severed Coal Proceeds are not, and never were, property of the Debtor or the Estate under 11 U.S.C. §§ 541 or 542, the following motions are GRANTED:

(a) Motion for summary judgment filed by Commonwealth, Intermountain Power Agency, Nevada Power Company and the Tennessee Valley Authority on March 4, 2011, Misc. Adv. Pro. No. 11-8001, Dkt. No. 2;

(b) Motion for partial summary judgment filed by the C.O.P. Parties on April 15, 2011, Misc. Adv. Pro. No. 11-8001, Dkt. No. 58;¹ and

(c) Cross-motion for partial summary judgment, filed by Hiawatha on April 15, 2011, Misc. Adv. Pro. No. 11-8001, Dkt. No. 51.²

¹ The C.O.P. Parties' motion was joined in via Dkt. No. 73 by A-Fab Engineering, Inc., National Business Management, Inc., Ruth Brown, NWR Limited Partnership and N.U.R., Inc., and, via Dkt. No. 74, by Attco Trucking, Inc., Coalt, Inc., D. U. Company, Inc., Four Corners Precision Mfg., Inc., Latter Day Church of Christ, Ninth Street Development, Inc., Railco, Inc., L. A. Miller, Rachel Young, James Young, and Jessica Young.

² The Hiawatha motion was joined in via Dkt. No. 65 by the C.O.P. Parties, via Dkt. No. 67 by Attco Trucking, Inc., Coalt, Inc., D. U. Company, Inc., Four Corners Precision Mfg., Inc., Latter Day Church of Christ, Ninth Street Development, Inc., Railco, Inc., L. A. Miller, Rachel Young, James Young, and Jessica Young, and via Dkt. No. 71,

Cont.

4. For the reasons set forth in the Statement of Undisputed Facts and Conclusions and Conclusions of Law, that portion of the Trustee's motion for partial summary judgment, filed March 4, 2011, Dkt. No. 4, Misc. Adv. Pro. No. 11-8001, wherein the Trustee sought a judgment that the Debtor and/or Estate holds title to the Severed Coal or the Severed Coal Proceeds, is DENIED.

5. Each of the motions identified in paragraphs 3 and 4 of this order either expressly sought a determination concerning the preclusive effect of the Section 550 Rulings or other preclusion doctrines, or contained argument on such issues ("Preclusion Issues"). Because the Court has determined that the Debtor and the Estate never held title to the Severed Coal or Severed Coal Proceeds, the Court does not reach the Preclusion Arguments, and such Preclusion Arguments are dismissed as MOOT.

6. On April 15, 2011, in response to certain of the Trustee's arguments in support of his March 4, 2011 motion for partial summary judgment, Commonwealth, Intermountain Power Agency, Nevada Power Company and the Tennessee Valley Authority filed an alternative motion under Fed. R. Civ.P. 56(d) (Bank. Rule 7056), Dkt. No. 55, Misc. Adv. Pro. No 11-8001,

by A-Fab Engineering, Inc., National Business Management, Inc., Ruth Brown, NWR Limited Partnership and N.U.R., Inc.

seeking discovery on certain assertions made by the Trustee in the event the Court determined that such assertions were material to the issues before the Court (“Rule 56(d) Motion”).³

7. For the reasons set forth in the Statement of Undisputed Facts and Conclusions of Law, the Rule 56(d) Motion is dismissed as MOOT.

³ On April 26, 2011, via Dkt. No. 64, Hiawatha joined the Rule 56(d) Motion. On April 29, 2011, via Dkt. No. 66, the C.O.P. Parties joined the Rule 56(d) Motion. On May 2, 2011, via Dkt. No. 68, Attco Trucking, Inc., Coalt, Inc., D. U. Company, Inc., Four Corners Precision Mfg., Inc., Latter Day Church of Christ, Ninth Street Development, Inc., Railco, Inc., L. A. Miller, Rachel Young, James Young, and Jessica Young joined the Rule 56(d) Motion. On May 10, 2011, via Dkt. No. 72, A-Fab Engineering, Inc., National Business Management, Inc., Ruth Brown, NWR Limited Partnership and N.U.R., Inc. joined the Rule 56(d) Motion.

**U.S. Bankruptcy Court
District of Utah (Salt Lake City)
Adversary Proceeding #: 10-02772**

Assigned to: R. Kimball Mosier
Lead BK Case: [08-20105](#)
Lead BK Title: C.W. Mining Company
Lead BK Chapter: 7
Demand: \$200000

Date Filed: 09/18/10

Nature[s] of Suit: 14 Recovery of money/property - other

Plaintiff

Kenneth A. Rushton, Trustee

P.O. Box 212
Lehi, UT 84043
(801) 768-8416

represented by **Michael N. Zundel**

Prince Yeates & Geldzahler
City Centre I, Suite 900
175 East 400 South
Salt Lake City, UT 84111
(801) 524-1000
Fax : (801) 524-1089
Email: mnz@princeyeates.com
LEAD ATTORNEY

Tyler O. Waltman

Prince Yeates & Geldzahler
175 East 400 South
Suite 900
Salt Lake City, UT 84111
(801) 524-1000
Fax : (801) 524-1098
Email: tow@princeyeates.com

V.

Defendant

Rachel Young

represented by **Carl E. Kingston**

3212 South State Street
Salt Lake City, UT 84115
(801) 486-1458
Fax : (801) 746-2819
Email: carlkingston@yahoo.com
LEAD ATTORNEY

James Young [BAPPA Appeal No 11-13757](#) [Docket No 18113](#) Filed 09/15/2011 Page 22 of 228

represented by **Carl E. Kingston**
(See above for address)
LEAD ATTORNEY

Jessica Young

represented by **Carl E. Kingston**
(See above for address)
LEAD ATTORNEY

**Carl E. Kingston, as Trustee under Deed
of Trust**

represented by **Carl E. Kingston**
(See above for address)
LEAD ATTORNEY

Fidelity Funding Company

represented by **Carl E. Kingston**
(See above for address)
LEAD ATTORNEY

P. Matthew Cox

Snow Christensen & Martineau

10 Exchange Place, 11th Floor

P.O. Box 45000

Salt Lake City, UT 84145

(801)521-9000

Fax : (801) 363-0400

Email: bankruptcy_pmc@scmlaw.com

Filing Date	#	Docket Text
08/16/2011	30	Clerk's Notice of Filing of Appeal. An Election to District Court Has Not Been Filed. (related document(s): 29 Notice of Appeal filed by Plaintiff Kenneth A. Rushton) (jww) (EOD: 08/16/2011)
08/12/2011		Receipt of filing fee for Notice of Appeal(10-02772) [appeal,ntcap] (255.00). Receipt number 10477576, amount 255.00. (U.S. Treasury) (EOD: 08/12/2011)
08/12/2011	29	Notice of Appeal Fee Amount: 255, Filed by Kenneth A. Rushton Appellant Designation due by 08/26/2011.Certificate of Readiness Due Date 09/21/2011. (Zundel, Michael) (EOD: 08/12/2011)
07/29/2011		Order Granting Defendants' Motion For Summary Judgment in Hiawatha Coal Proceeding, Denying Motion of Trustee For Partial Judgment, and Dismissing Defendants' Rule 56 (d) Motion as Moot. (Consolidated Proceeding Regarding Hiawatha Coal Proceed Issues; Miscellaneous Adversary Proceeding Case 11-8001 . See docket entry #92 for the image of the order)(gci) Modified on 8/1/2011 (gci). (EOD: 07/29/2011)
07/29/2011		Statement of Undisputed Facts and Conclusions of Law in Support of Order Granting Summary Judgment. (Consolidated Proceeding Regarding Hiawatha Coal Proceed Issues; Miscellaneous Adversary Proceeding Number 11-8001 . See docket entry #91 for the image of the order) (gci) Modified on 8/1/2011 (gci). (EOD: 07/29/2011)

Date	Page	Description
05/20/2011	28	Certificate of Service of Defendants' Response to Plaintiff's First Set of Interrogatories and Request for Production of Documents Filed by James Young, Jessica Young, Rachel Young (Kingston, Carl) (EOD: 05/20/2011)
05/06/2011	27	Certificate of Service of Objections to Trustee's First Set of Interrogatories and Requests for Production Filed by Fidelity Funding Company (Cox, P.) (EOD: 05/06/2011)
05/06/2011	26	Certificate of Service of Defendants Objections to Plaintiffs First Set of Interrogatories and Request for Production of Documents Filed by James Young, Jessica Young, Rachel Young (Kingston, Carl) (EOD: 05/06/2011)
04/01/2011	25	Notice of Initial Disclosures as Per Bankruptcy Rule 7026(a)(1) Filed by Rachel Young (Kingston, Carl) (EOD: 04/01/2011)
03/14/2011	24	Certificate of Service of Plaintiff's First Set of Interrogatories and Requests for Production of Documents to Rachel Young, James Young, Jessica Young, Fidelity Funding Company, and Carl E. Kingston, as Trustee Under Deed of Trust Filed by Kenneth A. Rushton (Waltman, Tyler) (EOD: 03/14/2011)
02/28/2011		The hearing on the Trustee's Motion for Summary Judgment, currently set for March 24, 2011 at 9:00 a.m. is hereby stricken and continued without date. (skr) (EOD: 02/28/2011)
02/22/2011		Order Consolidating Adversary Proceedings for Hearing and Trial and Ordering a Separate Trial on Issues Related to Equitable Tolling Issues. All motions to include additional adversary proceedings to this consolidated adversary proceeding shall be filed by March 28, 2011. All motions to be excluded from this consolidated adversary proceeding shall be filed by March 28, 2011. Final Pre-Trial Conference scheduled for 7/19/2012 at 10:00AM at US Bankruptcy Court. Please see Miscellaneous case 11-8004 for the image of the order . (mmb) Modified on 3/25/2011 (gmg). (EOD: 03/18/2011)
02/22/2011		Order Consolidating Adversary Proceedings for Hearing and Trial and Ordering a Separate Trial on Issues Related to Tracing Issues. All motions to include additional adversary proceedings to this consolidated adversary proceeding shall be filed by March 28, 2011. All motions to be excluded from this consolidated adversary proceeding shall be filed by March 28, 2011. Final Pre-Trial Conference scheduled for 7/19/2012 at 10:00AM at US Bankruptcy Court. Please see Miscellaneous case 11-8003 for the image of the order . (mmb) Modified on 3/25/2011 (gmg). (EOD: 03/18/2011)
02/22/2011		Order Consolidating Adversary Proceedings for Hearing and Trial and Ordering a Separate Trial on Issues Related to Proceeds of Coal Mined by

		<p style="text-align: right;">BABA Appals No 113757 Doc No 18413 Filed 09/12/2011 Page 24 of 228</p> <p>C.W. Mining Company. All motions to include additional adversary proceedings to this consolidated adversary proceeding shall be filed by March 28, 2011. All motions to be excluded from this consolidated adversary proceeding shall be filed by March 28, 2011. Final Pre-Trial Conference scheduled for 7/19/2012 at 10:00AM at US Bankruptcy Court. Please see Miscellaneous case 11-8002 for the image of the order . (mmb) Modified on 3/25/2011 (gmg). (EOD: 03/18/2011)</p>
02/22/2011		<p>Order Consolidating Adversary Proceedings for Hearing and Trial and Ordering a Separate Trial on Issues Related to Proceeds of Coal Mined by Hiawatha Coal Company, Inc. All motions to include additional adversary proceedings to this consolidated adversary proceeding shall be filed by March 28, 2011. All motions to be excluded from this consolidated adversary proceeding shall be filed by March 28, 2011. Final Pre-Trial Conference scheduled for 7/19/2012 at 10:00AM at US Bankruptcy Court. Please see Miscellaneous case 11-8001 for image of order . (mfm) (Entered: 02/28/2011) Modified on 3/25/2011 (gmg). (EOD: 02/28/2011)</p>
02/14/2011		<p>Minute Entry STATUS CONFERENCE: Court will enter one or more orders regarding consolidation of common issues of fact and law. Appearances: Peter Guyon/Hiawatha, Kim Wilson and Matthew Cox for Standard Industries, Fidelity Funding Security Funding, ABM, Inc. PPMC, World Enterprises, Mountain Coin, C. O. P., and M.B.S.C. Brent Wride and Elaine Monson for Aquila, Inc. Mark Dykes for Intermountain Power Agency David Hague for Nevada Power Company Robert Scott for TVA: Commonwealth Coal Services Mona Burton, Special counsel for trustee David Williams for Woodbury and Kesler Steven McCardell and Penrod Keith for Bank of Utah, First Choice, Bucyrus America, Inc. and Airgas-Intermountain, Inc. Jeremy Sink and Quinn Sperry for The Cypher Company and Continental Conveyor & Equipment, and Joy Technologies David Kingston for Carl Kingston, N.W.R. Limited Partnership, et al, A-Fab Engineering, Inc. National Business Management and Ruth Brown Steve Strong and Melyssa Davidson for C.L. Thomas Inc., Haycock Petroleum, Pierce Oil Company, United Central Industrial Supply, Golden West Industries, and Longwall Assoc., Jake Hinkins for Jamax, Inc, Industrial Electrical Motor Service, and Macs Mining Repair Service Benjamin Kotter for Burrell Mining Products Thomas Beckett and David Billings for Tiefenbac, North America, LLC, and Morgantown Machine and Hydraulics Rocky Mountain Power for Rick Armstrong Carl Kingston for Attco Trucking Co. et al, Latter Day Church of Christ, Railco, Inc., Ninth Street Development, Rachel Young, et al, Coalt, Inc., D.U. Company, Inc., and L.A. Miller J.D. Lyons and Jeffrey L. Shields for SMC Electrical Products, and RBI Mining Innovations David Leta and Doug Farr for America West Marketing and Hidden Splendor Resources Daniel Price for USA Adelaide Maudsley for Trimac Blake Miller for Longwall West, Inc., Western Mine Tools and Dinosaur Service, Inc Michael Zundel, Tyler Waltman fo trustee/pltf Kenneth Rushton/tr. (th) (EOD: 02/14/2011)</p>

BAPR Appeal No 1143757, Docket No 1813, Filed 08/22/2011 Page 25 of 228		
02/11/2011		Minute Entry The motion to dismiss is denied Re: (related document(s): 8 Motion to Dismiss Adversary Proceeding) Appearance : Carl Kingston/dfdt, Michael Zundel, Tyler Waltman, and Kenneth Rushton/pltf; (th) (EOD: 02/17/2011)
02/09/2011	23	Response to (related document(s): 16 Motion to Dismiss/Withdraw Document, Motion To Stay Proceedings) Filed by Kenneth A. Rushton (Waltman, Tyler) (EOD: 02/09/2011)
02/04/2011	22	Reply to (related document(s): 13 Response) Filed by Fidelity Funding Company , Carl E. Kingston , James Young , Jessica Young , Rachel Young (bfg) (EOD: 02/07/2011)
02/04/2011	21	Reply to (related document(s): 13 Response) Filed by Fidelity Funding Company (Cox, P.) (EOD: 02/04/2011)
02/03/2011	20	Motion to Consolidate <i>Motions in Adversary Proceedings for Administrative Convenience</i> Filed by Kenneth A. Rushton (Zundel, Michael) (EOD: 02/03/2011)
01/31/2011	19	Notice of Hearing (related document(s): 8 Motion to Dismiss Adversary Proceeding). Deadline for Filing Objections:2/4/2011. Filed by Fidelity Funding Company Hearing scheduled for 2/11/2011 at 10:00 AM at US Bankruptcy Court. (Cox, P.) (EOD: 01/31/2011)
01/26/2011		NOTICE OF STATUS/SCHEDULING CONFERENCE (HEARING). Please take notice that a status/scheduling conference in this adversary proceeding is scheduled to be held on FRIDAY, FEBRUARY 11, 2011 AT 10:00 A.M. before the Honorable R. Kimball Mosier, United States Bankruptcy Court, Room 369. Parties in interest are requested, but not required, to be present. (Please be advised that this is the Court's notice and the only notice that will be given regarding this hearing. No hard copy of notice will be sent) . (skr) (EOD: 01/26/2011)
01/25/2011	18	Motion for Summary Judgment <i>Declaring That All Coal Mined From Bear Canyon Mine, Both When the Debtor and When Hiawatha Was in Possession of the Mine, Was Property of the Estate Under 11 U.S.C. Section 541, When Severed From the Mine, and Sold to Coal Buyers</i> Filed by Kenneth A. Rushton (Waltman, Tyler) (EOD: 01/25/2011)
01/21/2011	17	Memorandum in Support (related document(s): 16 Motion to Dismiss Document, Motion To Stay) Filed by Fidelity Funding Company , Carl E. Kingston , James Young , Jessica Young , Rachel Young (bfg) (EOD: 01/24/2011)
01/21/2011	16	Motion to Dismiss Document (related document(s): 12 Amended Complaint) , or in the alternative, Motion To Stay Filed by Fidelity Funding Company , Carl E. Kingston , James Young , Jessica Young ,

BANKRUPTCY COURT Case No. 11-15757	Docket No. 13	Filed 08/22/2011	Page 26 of 228
		Rachel Young (bfg) (EOD: 01/24/2011)	
01/06/2011	15	Notice of Hearing (related document(s): 14 Motion for Summary Judgment) Filed by Kenneth A. Rushton Hearing scheduled for 3/24/2011 at 09:00 AM at US Bankruptcy Court. Deadline for filing objections: 2/14/2011. (Zundel, Michael) (EOD: 01/06/2011)	
12/30/2010	14	Motion for Summary Judgment Filed by Kenneth A. Rushton (Zundel, Michael) (EOD: 12/30/2010)	
12/17/2010	13	Response to (related document(s): 8 Motion to Dismiss Adversary Proceeding, 10 Motion to Dismiss Case, Motion To Stay Proceedings) Filed by Kenneth A. Rushton (Waltman, Tyler) (EOD: 12/17/2010)	
12/13/2010	12	Amended Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Fidelity Funding Company, Carl E. Kingston, James Young, Jessica Young, Rachel Young (related document(s): 1 Complaint) (Waltman, Tyler) (EOD: 12/13/2010)	
11/19/2010	11	Memorandum in Support (related document(s): 10 Motion to Dismiss Case, Motion To Stay Proceedings) Filed by Fidelity Funding Company , Carl E. Kingston , James Young , Jessica Young , Rachel Young (bfg) (EOD: 11/22/2010)	
11/19/2010	10	Motion to Dismiss Case , Motion To Stay Proceedings Filed by Fidelity Funding Company , Carl E. Kingston , James Young , Jessica Young , Rachel Young (bfg) (EOD: 11/22/2010)	
11/19/2010	9	Memorandum in Support (related document(s): 8 Motion to Dismiss Adversary Proceeding) Filed by Fidelity Funding Company (Cox, P.) (EOD: 11/19/2010)	
11/19/2010	8	Motion to Dismiss Adversary Proceeding Filed by Fidelity Funding Company (Cox, P.) (EOD: 11/19/2010)	
10/15/2010	7	Summons Service Executed. Party Served: Fidelity Funding Company. (Waltman, Tyler) (EOD: 10/15/2010)	
10/15/2010	6	Summons Service Executed. Party Served: Carl E. Kingston. (Waltman, Tyler) (EOD: 10/15/2010)	
10/14/2010	5	Summons Service Executed. Party Served: James Young. (Waltman, Tyler) (EOD: 10/14/2010)	
10/14/2010	4	Summons Service Executed. Party Served: Jessica Young. (Waltman, Tyler) (EOD: 10/14/2010)	

BABA App No 1143757 Docket No 1813 Filed 09/12/2011 Page 27 of 228		
10/14/2010	3	Summons Service Executed. Party Served: Rachel Young. (Waltman, Tyler) (EOD: 10/14/2010)
09/21/2010	2	Notice (related document(s): 1 Complaint filed by Plaintiff Kenneth A. Rushton) <i>Lis Pendens</i> Filed by Kenneth A. Rushton (Zundel, Michael) (EOD: 09/21/2010)
09/18/2010		Summons Issued Summons Issued (Zundel, Michael) (EOD: 09/18/2010)
09/18/2010	1	Adversary case 10-02772 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Rachel Young, James Young, Jessica Young, Carl E. Kingston.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/18/2010)

PACER Service Center

Transaction Receipt

08/17/2011 13:35:05

PACER Login:	us3967	Client Code:	
Description:	Docket Report	Search Criteria:	10-02772 Fil or Ent: filed Doc From: 0 Doc To: 99999999 Term: included Format: html
Billable Pages:	4	Cost:	0.32

**U.S. Bankruptcy Court
District of Utah (Salt Lake City)
Bankruptcy Petition #: 08-20105**

Assigned to: R. Kimball Mosier
Chapter 7
Previous chapter 11
Involuntary
Asset

Date filed: 01/08/2008
Date converted: 11/13/2008

Debtor

C.W. Mining Company
PO Box 65809
SLC, UT 84165
Tax ID / EIN: 87-0399230
dba
Co-Op Mining Company

represented by **David R. Williams**

Woodbury & Kesler
265 East 100 South
Suite 300
P.O. Box 3358
Salt Lake City, UT 84110-3358
(801) 364-1100
Fax : (801) 359-2320
Email: dwilliams@wklawpc.com

Michael A. Parkes

Heideman, McKay, Heugly & Olsen
LLC
2696 N. University Ave.
Suite 180
Provo, UT 84604
801-812-1000
Fax : 801-374-1724
Email: mparkes@hmho-law.com

Oliver K. Myers

Oliver K. Myers, P.C.
265 East 100 South
Suite 301
Salt Lake City, UT 84111
(801) 231-1778
Email: myersok@msn.com

Paul James Toscano

10 Exchange Place
Suite 614
Salt Lake City, UT 84111
(801)359-1313
Fax : (801) 359-1370
Email: ptoscano@expresslaw.com
TERMINATED: 09/26/2008

Russell S. Walker

Woodbury & Kesler
265 East 100 South
Suite 300
Salt Lake City, UT 84111
(801) 364-1100
Fax : (801) 359-2320
Email: rwalker@wklawpc.com

Petitioning Creditor
Aquila Inc
 20 W. 9th Street
 Kansas City, MO 64105

BBPA Appeal No 11457

Docket No 18-4

Filed 08/18/2011

represented by Brent P. Wylie Page 29 of 228

Ray Quinney & Nebeker
 36 South State Street #1400
 P.O. Box 45385
 Salt Lake City, UT 84145-0385
 (801) 532-1500
 Email: bwride@rqn.com

Elaine A. Monson
 Ray Quinney & Nebeker
 36 South State Street
 14th Floor
 P.O. Box 45385
 Salt Lake City, UT 84145-0385
 (801) 532-1500
 Fax : 801-532-7543
 Email: emonson@rqn.com

Keith A. Kelly
 36 South State St., Suite 1400
 P.O. Box 45385
 Salt Lake City, UT 84145-0385
 (801) 532-1500
 Email: kkelly@rqn.com

Steven W. Call
 Ray Quinney & Nebeker
 36 South State Street
 Suite 1400
 Salt Lake City, UT 84111
 (801) 532-1500
 Fax : (801) 532-7543
 Email: scall@rqn.com

Petitioning Creditor
House of Pumps
 8510 S. Sandy Parkway
 Sandy, UT 84070

represented by **David E. Leta**
 Snell & Wilmer
 15 West South Temple
 Suite 1200
 Salt Lake City, UT 84101-1547
 (801) 257-1928
 Fax : (801) 257-1800
 Email: dleta@swlaw.com

Douglas Farr
 Snell & Wilmer L.L.P.
 15 West South Temple
 Salt Lake City, UT 84101
 (801) 257-1863
 Fax : (801) 257-1900
 Email: dfarr@swlaw.com

Keith A. Kelly
 (See above for address)

Petitioning Creditor
Owell Precast LLC
 PO Box 2347
 Sandy, UT 84091

represented by **Conrad H. Johansen**
 Olsen Skoubye & Nielson
 999 East Murray-Holladay Road
 Suite 200
 Salt Lake City, UT 84117
 (801) 365-1030
 Fax : (801) 365-1031
 Email: conrad@osnlaw.com

Trustee **BARRA Appeal No 11457****Docket No 18-4**Filed: 08/15/2011 **Page: 30 of 1828****Kenneth A. Rushton tr**

153 North 100 East
 P.O. Box 212
 Lehi, UT 84043
 (801) 768-8416

represented by **Aaron Miller**
 Prince, Yeates & Geldzahler
 175 East 400 South
 Salt Lake City, UT 84111
 801-524-1000
 Fax : 801-524-1098
 Email: abm@princeyeates.com

Andrew B. Clawson

Law Office of Andrew B. Clawson, P.C.
 175 W. 200 S.
 Ste. 1004
 Salt Lake City, UT 84101
 (801) 207-8262
 Email: andrew@abclawutah.com

James C. Swindler

175 East 400 South
 Suite 900
 Salt Lake City, UT 84111
 (801) 524-1000
 Fax : (801) 524-1098
 Email: jcs@princeyeates.com

Jennifer R. Korb

Prince Yeates and Geldzahler
 175 East 400 South
 Suite 900
 Salt Lake, UT 84111
 (801) 524-1000
 Fax : (801) 524-1099
 Email: jrk@princeyeates.com

Kenneth A. Rushton

153 North 100 East
 P.O. Box 212
 Lehi, UT 84043
 (801) 768-8416
 Fax : (801) 768-4353
 Email: KRus8416@aol.com

Michael N. Zundel

Prince Yeates & Geldzahler
 City Centre I, Suite 900
 175 East 400 South
 Salt Lake City, UT 84111
 (801) 524-1000
 Fax : (801) 524-1089
 Email: mnz@princeyeates.com

Mona Lyman Burton

Holland and Hart
 222 S. Main Street
 Suite 2200
 Salt Lake City, UT 84101
 (801) 799-5822
 Fax : (801) 799-5700
 Email: mburton@hollandhart.com

Tyler O. Waltman

Prince Yeates & Geldzahler
 175 East 400 South
 Suite 900

BAPPA Appeal No 11-1537

Docket No 18-4

Filed: 09/18/2011

Salt Lake City, Utah Page 4 of 1828

(801) 524-1000

Fax : (801) 524-1098

Email: tow@princeyeates.com

U.S. Trustee
United States Trustee
 Ken Garff Bldg.
 405 South Main Street
 Suite 300
 Salt Lake City, UT 84111

represented by **John T. Morgan tr**
 US Trustees Office
 Ken Garff Bldg.
 405 South Main Street
 Suite 300
 Salt Lake City, Ut 84111
 (801) 524-3150
 Fax : (801) 524-5628
 Email: john.t.morgan@usdoj.gov

Filing Date	#	Docket Text
08/08/2011		Notice of Endorsement(related document(s): 2065 Pending Order [Order# 172803]). Endorsed with no objection Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/08/2011)
08/08/2011	2065	Pending Order (Hearing Held) related documents(s): 2044 Application for Compensation Filed by: (Burton, Mona) [Order# 172803] (EOD: 08/08/2011)
08/03/2011	2064	Notice of Hearing (related document(s): 2062 Motion to Approve Settlement/Compromise) <i>Regarding Trustee's Third Motion to Approve Settlement Agreements</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 9/7/2011 at 10:30 AM at US Bankruptcy Court. Deadline for filing objections: 8/26/2011. (Zundel, Michael) (EOD: 08/03/2011)
08/03/2011	2063	Memorandum in Support (related document(s): 2062 Motion to Approve Settlement/Compromise) <i>of Trustee's Third Motion to Approve Settlement Agreements</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/03/2011)
08/03/2011	2062	Third Motion to Approve Settlement/Compromise <i>Agreements</i> (10-2735 Richwood, 09-2159, 09-2375, 09-2248, 08-2338 NV Energy) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 8/3/2011 (mtm). (EOD: 08/03/2011)
07/27/2011		Minute Entry Fees approved as modified. Counsel may file an order and Mr. Pinkston is to endorse the order. Re: (related document(s): 2044 Application for Compensation) Appearance : Mona Lyman Burton/Holland and Hart, David Pinkston/C.O.P. et al, Peter Guyon/Hiwatha, Michael Zundel/tr; (th) (EOD: 07/27/2011)
07/18/2011	2061	Limited Objection to Professional Fees(related document(s): 2044 Application for Compensation) Filed by C.O.P. Coal Development Company (Pinkston, David) Modified on 7/19/2011 (mtm). (EOD: 07/18/2011)
07/14/2011	2060	Order Granting Motion for Approval of Fees Previously Withheld. The fees previously withheld from Applicant's Second Interim Fee Application in the amount of \$209,496.80 be, and now are approved as necessarily incurred and reasonable in all respects; The Trustee may pay approved unpaid fees (in the combined total of \$1,035,400.80) and costs (in the amount of \$28,293.20 from the unencumbered assets of this estate. (Related Doc # 2023), Granting Third Interim Application for Compensation (Related Doc # 2024) Granting for Michael N. Zundel, fees awarded: \$825904.00, expenses awarded: \$28293.20 (mtm) (EOD: 07/14/2011)
07/13/2011		Notice of Endorsement(related document(s): 2055 Pending Order.). Endorsed with no objection Filed by Brent D. Wride on behalf of Aquila Inc (Wride, Brent) (EOD: 07/13/2011)
07/11/2011	2059	Notice of Hearing (related document(s): 2056 Application for Administrative Expenses) <i>on Fifth Interim Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for

	BAPPA Appeal No. 11557	Docket No. 13-4 Filed: 09/15/2011 Page: 52 of 1828
07/11/2011	2058	8/18/2011 at 11:00 AM at US Bankruptcy Court. Deadline for filing objections: 8/1/2011. (Zundel, Michael) Modified on 7/12/2011 (jww). (EOD: 07/11/2011)
07/08/2011	2057	Notice of Hearing (related document(s): 2057 Application for Administrative Expenses) on Third Interim Application of Robison Hill & Company for the Allowance of Expert Fees and Reimbursable Expenses Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 8/18/2011 at 11:00 AM at US Bankruptcy Court. Deadline for filing objections: 8/1/2011. (Zundel, Michael) (EOD: 07/11/2011)
07/08/2011	2056	Third Application for Administrative Expenses of Robison Hill & Company for the Allowance of Expert Fees and Reimbursable Expenses Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/08/2011)
07/06/2011	2055	Fifth Application for Administrative Expenses Interim Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/08/2011)
07/06/2011	2054	Pending Order (Hearing Held) related documents(s): 2023 Motion for Ex Parte Relief and 2024 Application for Compensation for Michael N. Zundel, Trustee's Attorney, Filed by: (Zundel, Michael) [Order# 170243] Modified on 7/6/2011 (klc). (EOD: 07/06/2011)
07/06/2011	2054	Transcript regarding Hearing Held 05/27/11 RE: Application for Allowance and payment of Administrative Expenses Relating to Preservation and Transfer of the Debtor's Mining Permit. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 10/4/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kelly L. Wilburn, CSR, PRP, Telephone number 801-328-1188. (related document(s): 2009 Application for Administrative Expenses filed by Interested Party Rhino Energy LLC, Interested Party Castle Valley Mining, LLC, Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 7/13/2011. Redaction Request Due By 7/27/2011. Redacted Transcript Submission Due By 8/8/2011. Transcript access will be restricted through 10/4/2011. (mtm) (EOD: 07/06/2011)
07/05/2011		Minute Entry The court will approve fees in the amount of \$209,496.80. Re: (related document(s): 2023 Motion for Fees Previously withheld filed by Kenneth A. Rushton tr) Appearances: Michael N. Zundel and Lance Sullivan/tr, David Pinkston/C.O.P et al, Peter Guyon/Hiawatha, Brent Wride/Aquila;. (th) (EOD: 07/05/2011)
07/05/2011		Minute Entry Fees approved in the amount of \$825,904.00 and cost of \$28,293.20. Re: (related document(s): 2024 Application for Compensation) Appearance : Michael N. Zundel and Lance Sullivan/tr, David Pinkston/C.O.P et al, Peter Guyon/Hiawatha, Brent Wride/Aquila; (th) (EOD: 07/05/2011)
06/30/2011	2053	Response to (related document(s): 2048 Objection) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 7/1/2011 (mtm). (EOD: 06/30/2011)
06/29/2011	2052	Certificate of Service Re: Order. (related document(s): 2047 Order on Application for Administrative Expenses) Service Date 06/29/2011. (Admin.) (EOD: 06/29/2011)
06/29/2011	2051	Joinder to (related document(s): 2048 Objection) Filed by Ruth Brown, N.W.R. Limited Partnership, A-Fab Engineering, Inc., Carl E. Kingston, National Business Management, Inc. (Kingston, David) Modified on 6/30/2011 (mtm). (EOD: 06/29/2011)
06/29/2011	2050	Joinder to (related document(s): 2048 Objection) Filed by James Young, Jessica Young, Rachel Young, L.A. Miller, Railco, Inc., Ninth Street Development, LLC, Latter Day Church of Christ, Four Corners Precision Mfg Co., D.U. Company, Inc., Coalt, Inc., Attco Trucking Company, Inc. (Kingston, Carl) Modified on 6/30/2011 (mtm). (EOD: 06/29/2011)
06/28/2011	2049	Joinder (related document(s): 2048 Objection) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 6/28/2011 (mtm). (EOD: 06/28/2011)

Date	Docket No	Description
06/27/2011	2048	Objection to (related document(s): 2023 Motion for Ex Parte Relief filed by Trustee Kenneth A. Rushton tr, 2024 Application for Compensation filed by Trustee Kenneth A. Rushton tr) Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Inc., Standard Industries, Inc. (Pinkston, David) (EOD: 06/27/2011)
06/27/2011	2047	Order Granting Application For Administrative Expenses (Related Doc # 2009). Rhino is entitled to an administrative expense against the bankruptcy estate in the amount of \$64,563.00. Trustee is ordered to pay Rhino's claim within seven days after entry of this order on the Court's docket. (blh) (EOD: 06/27/2011)
06/23/2011	2046	Certificate of Service (related document(s): 2044 Application for Compensation, 2045 Notice of Hearing) Filed by Kenneth A. Rushton tr (Burton, Mona) (EOD: 06/23/2011)
06/23/2011	2045	Notice of Hearing (related document(s): 2044 Application for Compensation) Filed by Mona Lyman Burton on behalf of Kenneth A. Rushton tr Hearing scheduled for 7/27/2011 at 10:30 AM at US Bankruptcy Court. Deadline for filing objections: 7/18/2011. (Burton, Mona) (EOD: 06/23/2011)
06/23/2011	2044	Application for Compensation for Mona Lyman Burton, Attorney, period: 10/6/2010 to 5/31/2011, fee: \$50,330.00, expenses: \$264.57 Filed by Mona Lyman Burton, Kenneth A. Rushton tr (Burton, Mona) Modified on 6/23/2011 (mkz). (EOD: 06/23/2011)
06/21/2011	2043	Supplemental Declaration of Mona Burton re: (related document(s): 1892 Application to Employ) Filed by Kenneth A. Rushton tr (Burton, Mona) Modified on 6/21/2011 (djf). (EOD: 06/21/2011)
06/16/2011		Notice of Endorsement(related document(s): 2041 Pending Order Granting Motion for Allowance and Payment of Administrative Expenses Related to Preservation and Transfer of the Debtor's Mining Permit [Order# 168634]). Endorsed with no objection Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 06/16/2011)
06/15/2011	2042	Certificate of Service Re: Order. (related document(s): 2040 Order Approving Settlement/Compromise) Service Date 06/15/2011. (Admin.) (EOD: 06/15/2011)
06/15/2011		Notice of Endorsement(related document(s): 2041 Pending Order Granting Motion for Allowance and Payment of Administrative Expenses Related to Preservation and Transfer of the Debtor's Mining Permit [Order# 168634]). Endorsed with no objection Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/15/2011)
06/15/2011	2041	Pending Order Granting Motion for Allowance and Payment of Administrative Expenses Related to Preservation and Transfer of the Debtor's Mining Permit (Hearing Held) related documents(s): 2009 Application for Administrative Expenses Filed by: (Hofmann, George) [Order# 168634] (EOD: 06/15/2011)
06/13/2011	2040	Amended Order Granting Trustee's Second Omnibus Motion To Approve Settlement Agreements and Striking Hearing. The Settlement Agreement between Kenneth Rushton and Scale Automation Systems, Adv. Proc 10-2817; the Settlement Agreement between Kenneth A. Rushton and Safronics Integrated Systems, Inc. dba Control Techniques America; the Settlement Agreement between Kenneth A. Rushton and Bucyrus America, Inc. fka DBT America, Inc., Adv. Proc. 10-2724; and the Settlement Agreement between Fairmont Supply, Adv. Proc. 10-2722 is approved. (Related Doc # 2013) (lph) (EOD: 06/13/2011)
06/13/2011		Unsigned Order (related document(s): 2034 Pending Order filed by Michael N. Zundel). Reason Order Was Unsigned: Alternate order to be signed. (lph) (EOD: 06/13/2011)
06/10/2011	2039	Pending Amended Order (Other) related documents(s): 2013 Motion to Approve Settlement/Compromise Filed by: (Zundel, Michael) [Order# 168273] (EOD: 06/10/2011)
06/05/2011	2038	Certificate of Service Re: Order. (related document(s): 2036 Order on Application for Administrative Expenses) Service Date 06/05/2011. (Admin.) (EOD: 06/05/2011)

BAPPA Appeal No 11-537 Docket No 18-1 Filed: 09/18/2011 Page: 34 of 828		
06/03/2011	2037	Amended Notice of Hearing (related document(s): 2023 Motion for Ex Parte Relief, 2024 Application for Compensation) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 7/5/2011 at 01:00 PM at US Bankruptcy Court. Deadline for filing objections: 6/27/2011. (Zundel, Michael) (EOD: 06/03/2011)
06/03/2011	2036	Order Denying Application For Administrative Expenses of U.S. Bank without prejudice. if U.S. Bank chooses to renew its motion, it must articulate precisely the legal nature of and legal basis of its claim, liquidate the amount of its claim and give notice to all parties in interest. (Related Doc # 1980) (mtm) (EOD: 06/03/2011)
06/02/2011		Adversary Case 2:10-ap-2823 Disposed. (djf) (EOD: 06/02/2011)
06/01/2011	2035	Notice - Petition for writ of certiorari filed by C.W. Mining placed on the docket as Supreme Court Number 10-1412 re: Tenth Circuit Appeal Numbers 10-4023 and 10-4033 (related document(s): 1110 Notice of Appeal to Tenth Circuit, 1146 Notice of Cross Appeal to Tenth Circuit) (jww) (EOD: 06/01/2011)
05/27/2011	2034	Pending Order (Other) related documents(s): 2013 Motion to Approve Settlement/Compromise Filed by: (Zundel, Michael) [Order# 167119] (EOD: 05/27/2011)
05/27/2011	2033	Certificate/Affidavit of Non-Opposition to Motion (related document(s): 2013 Motion to Approve Settlement/Compromise) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/27/2011)
05/27/2011		Minute Entry Re: Application for Allowance and Payment of Administrative Expenses Relating to Preservation and Transfer of the Debtor's Mining Permit (related document(s): 2009 Findings of Fact and Conclusions of Law were made on the record. Objections overruled. Motion granted. The court approves the administrative claim under 503(b)(1)(a) and orders that the administrative claim be paid within seven days of the entry of the order on the court's docket. OTF-Hofmann. Appearances : George B. Hofmann (Castle Valley Mining, Rhino Energy); Michael Zundel (tr); David Pinkston and Joseph Barrett (Standard Industries, C.O.P. Coal, et al); Peter Guyon (Hiawatha Coal Co.) (RKM,kmc,cjf) (EOD: 05/27/2011)
05/25/2011	2032	Objection to (related document(s): 2028 Motion to Strike filed by Interested Party Rhino Energy LLC, Interested Party Castle Valley Mining, LLC) Filed by C.O.P. Coal Development Company, Standard Industries, Inc. (Cox, P.) (EOD: 05/25/2011)
05/25/2011	2031	Notice of Hearing (related document(s): 2023 Motion for Fees Previously Withheld, 2024 Application for Compensation) <i>Notice of Third Interim Application of Prince, Yeates & Geldzahler for Attorney Fees and Costs and Notice of Trustee's Motion for Approval of Fees Previously Withheld and Notice of Hearing</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/27/2011 at 02:00 PM at US Bankruptcy Court. Deadline for filing objections: 6/17/2011. (Zundel, Michael) Modified on 5/25/2011 (jtt). (EOD: 05/25/2011)
05/24/2011	2030	Certificate of Service (related document(s): 2028 Motion to Strike, 2029 Reply) Filed by Castle Valley Mining, LLC, Rhino Energy LLC (Hofmann, George) (EOD: 05/24/2011)
05/24/2011	2029	Reply to (related document(s): 2009 Application for Administrative Expenses) <i>in Support of Motion for Allowance and Payment of Administrative Expenses Realting to Preservation and Transfer of the Debtor's Mining Permit</i> Filed by Castle Valley Mining, LLC, Rhino Energy LLC (Hofmann, George) (EOD: 05/24/2011)
05/24/2011	2028	Motion to Strike(related document(s): 2025 Objection, 2026 Joinder) <i>to C.O.P. Coal Development Company, et al's Objection and Hiawatha Coal Company's Joinder in Objection to Rhino's Motion for Allowance and Payment of Administrative Expenses Relating to Preservation and Transfer of the Debtor's Mining Permit</i> Filed by Castle Valley Mining, LLC, Rhino Energy LLC (Hofmann, George) (EOD: 05/24/2011)
05/23/2011	2027	Disclosure of Compensation of Attorney for Debtor Filed by C.W. Mining Company (Walker, Russell) (EOD: 05/23/2011)

BAPPA Appeal No	Doc No	Description
05/23/2011	2026	Joinder (related document(s): 2025 Objection) <i>Joinder of Hiawatha Coal Company, Inc., in COP, et al.'s Objection to Rhino's Motion for Allowance and Payment of Administrative Expense Relating to Preservation and Transfer of the Debtor's Mining Permit</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 5/23/2011 (mtm). (EOD: 05/23/2011)
05/20/2011	2025	Objection to (related document(s): 2009 Application for Administrative Expenses filed by Interested Party Rhino Energy LLC, Interested Party Castle Valley Mining, LLC) Filed by ABM, Inc., C.O.P. Coal Development Company, P.P.M.C., Inc., Security Funding Inc., Standard Industries, Inc., World Enterprises (Pinkston, David) (EOD: 05/20/2011)
05/20/2011	2024	Application for Compensation for Michael N. Zundel, Trustee's Attorney, period: 10/1/2010 to 3/31/2011, fee: \$1,035,400.80, expenses: \$28,293.20. <i>Third Interim Application of Prince, Yeates & Geldzahler for Allowance of Attorney Fees and Costs</i> Filed by Michael N. Zundel (Zundel, Michael) (EOD: 05/20/2011)
05/20/2011	2023	Motion for Fees Previously Withheld <i>Trustee's Motion for Approval of Fees Previously Withheld Pending Clarification of the Trustee's Legal Theories in Certain Adversary Proceedings</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 5/24/2011 (jtt). (EOD: 05/20/2011)
05/17/2011	2022	Pending Order (Hearing Held) related documents(s): 1980 Application for Administrative Expenses Filed by: (Swindler, James) [Order# 166202] (EOD: 05/17/2011)
05/16/2011	2021	Memorandum (related document(s): 2009 Application for Administrative Expenses) <i>Trustee's Memorandum in Opposition to Rhino's Motion for Allowance of Administrative Expense Allegedly Relating to Preservation and Transfer of the Debtor's Mining Permit</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/16/2011)
05/11/2011	2020	Copy of Mandate From the Tenth Circuit Court of Appeals Re: Tenth Circuit Appeal Case Number: 10-4054, Affirming Bankruptcy Court's Decision (related document(s): 1191 Notice of Appeal to Tenth Circuit) (jww) (EOD: 05/11/2011)
05/03/2011		Withdrawal of Document Reason for Withdrawal: Incorrect Case (related document(s): 2019 Notice of Appearance of Counsel and Request for Notice filed by Trustee Kenneth A. Rushton tr) Filed by Romaine C Marshall on behalf of Kenneth A. Rushton tr (Marshall, Romaine) (EOD: 05/03/2011)
05/03/2011	2019	Notice of Appearance and Request for Notice PLEASE NOTE: Adversary Caption PLEASE NOTE: Misdocket - image of pleading for another case. <i>Of All Proceedings</i> Filed by Romaine C Marshall on behalf of Kenneth A. Rushton tr (Marshall, Romaine) Modified on 5/3/2011 (mtm). (EOD: 05/03/2011)
04/27/2011	2018	Notice of Hearing (related document(s): 2013 Motion to Approve Settlement/Compromise) Filed by Tyler O. Waltman on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/1/2011 at 09:30 AM at US Bankruptcy Court. Deadline for filing objections: 5/23/2011. (Waltman, Tyler) Modified on 4/27/2011 (mtm). (EOD: 04/27/2011)
04/25/2011	2017	Certificate of Service (related document(s): 2016 Notice of Hearing) Filed by Castle Valley Mining, LLC, Rhino Energy LLC (Hofmann, George) (EOD: 04/25/2011)
04/25/2011	2016	Notice of Hearing (related document(s): 2009 Application for Administrative Expenses) <i>Notice of Motion for Allowance and Payment of Administrative Expenses Relating to Preservation and Transfer of the Debtor's Mining Permit; and Notice of Evidentiary Hearing</i> Filed by George B. Hofmann on behalf of Castle Valley Mining, LLC, Rhino Energy LLC Hearing scheduled for 5/27/2011 at 09:30 AM at US Bankruptcy Court. Deadline for filing objections: 5/12/2011. (Hofmann, George) (EOD: 04/25/2011)
04/19/2011	2015	Copy of Decision From the Tenth Circuit Court of Appeals Re: Tenth Circuit Appeal Case Number: 10-4054. The trustee's motion to dismiss the appeal is denied as moot and the Bankruptcy Court's decision is affirmed. (related document(s): 1191 Notice of Appeal to Tenth Circuit) (th) Modified on 5/11/2011 (jww). (EOD: 04/19/2011)

BAP Appeal No 11-1537 Docket No 18-4 Filed: 09/15/2011 Page: 96 of 128		
04/12/2011	2014	Memorandum in Support (related document(s): 2013 Motion to Approve Settlement/Compromise) of <i>Trustee's Second Omnibus Motion to Approve Settlement Agreements</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 04/12/2011)
04/12/2011	2013	Omnibus Motion to Approve Settlement/Compromise <i>Trustee's Second Omnibus Motion to Approve Settlement Agreements</i> with Scale Automation/Comp Systems (10-2817), Bucyrus America, Inc. (10-2724), Fairmont Supply (10-2722) and Safronics Integrated Systems, Inc. Filed by Kenneth A. Rushton tr (Waltman, Tyler) Modified on 4/12/2011 (mtm). (EOD: 04/12/2011)
03/31/2011	2012	Certificate of Service Re: Order. (related document(s): 2006 Mandate From the Tenth Circuit Court of Appeals) Service Date 03/31/2011. (Admin.) (EOD: 03/31/2011)
03/31/2011	2011	Certificate of Service (related document(s): 2009 Application for Administrative Expenses, 2010 Memorandum in Support) Filed by Castle Valley Mining, Rhino Energy LLC (Hofmann, George) (EOD: 03/31/2011)
03/31/2011	2010	Memorandum in Support (related document(s): 2009 Application for Administrative Expenses) of <i>Motion for Allowance and Payment of Administrative Expenses Relating to Preservation and Transfer of the Debtor's Mining Report</i> Filed by Castle Valley Mining, LLC, Rhino Energy LLC (Hofmann, George) (EOD: 03/31/2011)
03/31/2011	2009	Application for Administrative Expenses <i>Motion for Allowance and Payment of Administrative Expenses Relating to Preservation and Transfer of the Debtor's Mining Permit</i> Filed by Castle Valley Mining, LLC, Rhino Energy LLC (Hofmann, George) (EOD: 03/31/2011)
03/29/2011	2008	Copy of BAP Mandate (related document(s): 312 Notice of Appeal). (th) (EOD: 03/29/2011)
03/29/2011	2007	Copy of BAP Order Recalling Mandate Reopening Appeal and Dismissing Appeal (related document(s): 312 Notice of Appeal). (th) (EOD: 03/29/2011)
03/29/2011	2006	Copy of Mandate From the Tenth Circuit Court of Appeals Re: District Court Number: 10-4023, Reverse and Remand with the instruction to Dismiss (related document(s): 1110 Notice of Appeal to Tenth Circuit) (th) (EOD: 03/29/2011)
03/28/2011	2005	Certificate of Service of <i>Defendant's Answers to Plaintiff's Request for Production of Documents</i> Filed by Vernon L. Hopkinson (Hopkinson, Vernon) (EOD: 03/28/2011)
03/26/2011	2004	Certificate of Service Re: Order. (related document(s): 2003 Order on Application for Compensation) Service Date 03/26/2011. (Admin.) (EOD: 03/26/2011)
03/24/2011	2003	Order Approving Application for Compensation for Holme Roberts & Owen, LLP. The Trustee is authorized to pay to Holme Roberts & Owen LLP \$10,337.50 in professional fees in connection with services rendered to this estate between June 9, 2010 and August 30, 2010. (Related Doc # 1996) (mtm) (EOD: 03/24/2011)
03/21/2011	2002	Pending Order (Other) related documents(s): 1996 Application for Compensation Filed by: (Zundel, Michael) [Order# 161137] (EOD: 03/21/2011)
03/21/2011	2001	Certificate/Affidavit of Non-Opposition to Motion (related document(s): 1996 Application for Compensation) of <i>Holme, Roberts & Owen, LLP for Allowance of Expert Fees</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/21/2011)
03/17/2011		Minute Entry Motion denied without prejudice. . Re: (related document(s): 1980 Application for Administrative Expenses) Appearance : James Swindler/tr, Bradley Nykamp/U.S. Bank; (th) (EOD: 05/18/2011)
03/08/2011	2000	Transcript regarding Hearing Held 02/11/11 RE: Status/Scheduling Conference Adversary Cases Related to CW Mining. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 6/6/2011. Until that time the transcript may be viewed at the Bankruptcy Court

BAP Appraisal No.	111-557	Docket No. 118-41	Filed: 08/12/2011	Page: 137 of 1528
				or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Amanda Richards, CSR, Telephone number 866-785-3250. . Notice of Intent to Request Redaction Deadline Due By 3/15/2011. Redaction Request Due By 3/29/2011. Redacted Transcript Submission Due By 4/8/2011. Transcript access will be restricted through 6/6/2011. (mtm) (EOD: 03/09/2011)
03/04/2011				Deferred Adversary Fee. \$250.00. 10-2944. (lph) (EOD: 03/04/2011)
03/03/2011				Deferred Adversary Fee. 250.00. 11-2274. (bfg) (EOD: 03/03/2011)
03/02/2011	1999			Transcript regarding Hearing Held 02/17/11 RE: Initial Pretrial Conferences. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 6/1/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kelly L. Wilbur, CSR, RPR, Telephone number 801-328-1188. .(related document(s):Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 3/10/2011. Redaction Request Due By 3/24/2011. Redacted Transcript Submission Due By 4/4/2011. Transcript access will be restricted through 6/1/2011. (mtm) (EOD: 03/03/2011)
03/02/2011	1998			Adversary case 11-02274 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against Hiawatha Coal Company, Inc., World Enterprises, Security Funding, Inc., ABM, Inc., Standard Industries, Inc.. Receipt Number DEFER, Fee Amount \$250 (Swindler, James) (EOD: 03/02/2011)
02/24/2011				Adversary Case 2:10-ap-2808 Disposed. (mtm) (EOD: 02/24/2011)
02/22/2011	1997			Notice of Hearing (related document(s): 1996 Application for Compensation) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 3/22/2011 at 10:00 AM at US Bankruptcy Court. Deadline for filing objections: 3/15/2011. (Zundel, Michael) (EOD: 02/22/2011)
02/18/2011	1996			Application for Compensation by Kenneth Rushton, Trustee, period: 6/9/2010 to 8/30/2010, fee: \$10,337.50 to Pay Holme Roberts & Owen, LLP Expert Fees Filed by Michael N. Zundel (Zundel, Michael) Modified on 2/22/2011 (djf). (EOD: 02/18/2011)
02/18/2011				Adversary Case 2:10-ap-2737 Disposed. (mtm) (EOD: 02/18/2011)
02/17/2011	1995			Adversary case 11-02250 . (91 (Declaratory judgment),72 (Injunctive relief - other)):Complaint by Rhino Energy, LLC, Castle Valley Mining, LLC against C.O.P Coal Development Company, ANR Company, Inc.. Fee Amount \$250 (Hofmann, George) Modified on 2/18/2011 (ksh). (EOD: 02/17/2011)
02/16/2011				Adversary Case 2:10-ap-2716 Disposed. (djf) (EOD: 02/16/2011)
02/16/2011				Adversary Case 2:10-ap-2738 Disposed. (djf) (EOD: 02/16/2011)
02/16/2011	1994			Copy of Corrected Order From the Tenth Circuit Court of Appeals Re: District Court Number: 08-102,Corrected 10th Circuit Court of Appeals decision (related document(s): 1110 Notice of Appeal to Tenth Circuit) (th) Modified on 3/29/2011 (th). (EOD: 02/16/2011)
02/15/2011				Clerk's Notice of Possible Error Re: Hearing Notice. (related document(s): 1993) Image and entry do not match, No (date certain) deadline in image (mtm) (EOD: 02/15/2011)
02/15/2011	1993			Notice and Opportunity for Hearing (related document(s): 1980 Application for Administrative Expenses) Filed by Daniel C. Green on behalf of U.S. Bank National Association Hearing scheduled for 3/17/2011 at 10:00 AM at US Bankruptcy Court. Deadline for filing objections: 3/10/2011. (Green, Daniel) (EOD: 02/15/2011)
02/15/2011	1992			Copy of order from the Tenth Circuit Court of Appeals[10-4023 and 10-4033] Re: BAP Case Number: 08-102. The Judgment is reversed. The case is remanded to the United States BAP for the 10th Circuit for further proceedings in accordance with the opinion of this court. (related

	BAP Appeal No.	Document No. Filed: 08/12/2011 Page: 38 of 128 document(s): 1110 Notice of Appeal to Tenth Circuit, 1146 Notice of Appeal to Tenth Circuit) (th) (EOD: 02/15/2011)
02/11/2011	1991	Memorandum in Opposition (related document(s): 1980 Application for Administrative Expenses) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 02/11/2011)
02/10/2011	1990	Report (<i>Status</i>) for February 11, 2011 Scheduling Conference Filed by Standard Industries, Inc. (Cox, P.) (EOD: 02/10/2011)
02/09/2011	1989	Disclosure of Compensation of Attorney for Debtor Filed by C.W. Mining Company (Walker, Russell) (EOD: 02/09/2011)
02/08/2011	1988	Report <i>Trustee's February 2011 Status Report</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/08/2011)
02/07/2011	1987	Declaration re: <i>W. Dale Westenskow Dated February 7, 2011</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 02/07/2011)
02/04/2011	1986	Transcript regarding Hearing Held 09/28/09 RE: COP'S Motion For Relief From Automatic Stay and For Summary Judgment. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 5/5/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 2/11/2011. Redaction Request Due By 2/25/2011. Redacted Transcript Submission Due By 3/7/2011. Transcript access will be restricted through 5/5/2011. (lph) (EOD: 02/07/2011)
02/03/2011	1985	Certificate of Service Re: Order. (related document(s): 1983 Order on Application to Employ) Service Date 02/03/2011. (Admin.) (EOD: 02/03/2011)
02/03/2011	1984	Motion to Consolidate <i>Motions in Adversary Proceedings for Administrative Convenience</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/03/2011)
02/01/2011	1983	Order Granting Application to Employ Norwest Corporation to Provide Expert Testimony in Adversary Proceeding. (Related Doc # 1971) (djf) (EOD: 02/01/2011)
02/01/2011	1982	Pending Order (Other) related documents(s): 1971 Application to Employ (Professional) Filed by: (Zundel, Michael) [Order# 156515] (EOD: 02/01/2011)
01/31/2011		Unsigned Order (related document(s): 1970 Pending Order) Reason Order Was Unsigned: Application withdrawn on 1/14/11 (mtm) (EOD: 01/31/2011)
01/27/2011	1981	Certificate of Service Re: Order. (related document(s): 1979 Order Approving Settlement/Compromise) Service Date 01/27/2011. (Admin.) (EOD: 01/27/2011)
01/25/2011	1980	Application for Administrative Expenses Filed by U.S. Bank National Association (Green, Daniel) (EOD: 01/25/2011)
01/25/2011	1979	Order Granting Motion To Approve Settlement/Compromise Each of the Settlement Agreements at issue in the Trustee's Motion and summarized in Exhibit "A" hereto are approved under Fed.R.Bankr.P.9019. (Related Doc # 1938) (mtm) (EOD: 01/25/2011)
01/24/2011	1978	Pending Order (Ex Parte) related documents(s): 1938 Motion to Approve Settlement/Compromise Filed by: (Waltman, Tyler) [Order# 155851] (EOD: 01/24/2011)
01/24/2011		Withdrawal of Document Reason for Withdrawal: Alternate Order Submitted (related document(s): 1977 Pending Order) Filed by Tyler O. Waltman on behalf of Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 01/24/2011)

01/20/2011	BANK Appraisal No. 111-577	Docket No. 118-41 Filed: 09/12/2011 Pages: 139 of 1628 Pending Order (Other) related documents(s): 1938 Omnibus Motion to Approve Settlement/Compromise Filed by: (Waltman, Tyler) [Order# 155689] Modified on 1/21/2011 (sjl). (EOD: 01/20/2011)
01/20/2011	1977	Motion for Entry of Judgment/Order 1938 Omnibus Motion to Approve Settlement/Compromise Filed by Kenneth A. Rushton tr (Waltman, Tyler) Modified on 1/21/2011 (sjl). (EOD: 01/20/2011)
01/20/2011	1976	Transcript regarding Hearing Held 12/02/09 RE: Motion for Expedited Discovery. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 4/20/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Amanda Richards, CSR, Telephone number 866-785-3250. (related document(s): 1039 Motion for Ex Parte Relief filed by Creditor C.O.P. Coal Development Company) Notice of Intent to Request Redaction Deadline Due By 1/27/2011. Redaction Request Due By 2/10/2011. Redacted Transcript Submission Due By 2/22/2011. Transcript access will be restricted through 4/20/2011. (mtm) (EOD: 01/20/2011)
01/20/2011	1975	Transcript regarding Hearing Held 11/18/09 RE: Preliminary Hearing On Motion For Relief From Stay. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 4/20/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Amanda Richards, CSR, Telephone number 866-785-3250. (related document(s): 976 Motion for Relief From Stay filed by Creditor ANR Company, Inc.) Notice of Intent to Request Redaction Deadline Due By 1/27/2011. Redaction Request Due By 2/10/2011. Redacted Transcript Submission Due By 2/22/2011. Transcript access will be restricted through 4/20/2011. (mtm) (EOD: 01/20/2011)
01/20/2011	1974	Transcript regarding Hearing Held 10/05/09 THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 4/20/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Amanda Richards, CSR, Telephone number 866-785-3250. (related document(s): 868 Amended Motion filed by Trustee Kenneth A. Rushton tr, Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 1/27/2011. Redaction Request Due By 2/10/2011. Redacted Transcript Submission Due By 2/22/2011. Transcript access will be restricted through 4/20/2011. (mtm) (EOD: 01/20/2011)
01/20/2011	1973	Declaration re: (related document(s): 1971 Application to Employ (Professional)) of Carl Pollastro Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/14/2011)
01/14/2011	1972	Application to Employ Norwest Corporation To Provide Expert Testimony in Adversary Proceedings Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 1/14/2011 (mtm). (EOD: 01/14/2011)
01/14/2011	1971	Withdrawal of Document Reason for Withdrawal: Incomplete certificate of service (related document(s): 1969 Declaration filed by Trustee Kenneth A. Rushton tr) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/14/2011)
01/14/2011	1970	Withdrawal of Document Reason for Withdrawal: Missing exhibit and incomplete certificate of service (related document(s): 1968 Application to Employ (Professional) filed by Trustee Kenneth A. Rushton tr) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/14/2011)
01/13/2011	1969	Pending Order (Other) related documents(s): 1968 Application to Employ (Professional) Filed by: (Zundel, Michael) [Order# 154934] (EOD: 01/13/2011)
01/13/2011	1968	Declaration re: (related document(s): 1968 Application to Employ (Professional)) of Carl Pollastro Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/13/2011)
01/13/2011	1968	Application to Employ Norwest Corporation To Provide Expert Testimony in Adversary

	BAP Appraisal No.	Docket No. Filed: 08/12/2011 Page: 10 of 128 Proceedings Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 1/14/2011 (mtm). (EOD: 01/13/2011)
01/11/2011		Remark. Order consolidating 2:10-cv-039 with 2:10-cv-1217 entered in District Court (jww) (EOD: 01/11/2011)
01/11/2011	1967	Order Dismissing Amended Order to Show Cause. The Amended Order to Show Cause issued to Standard, Industries, Inc. is dismissed. The Amended Order to Show Cause issued to Charles Reynolds and debtor's former management, and the Debtor's Bookkeepers is dismissed. The Amended Order to Show Cause issued to Dorothy Sanders is dismissed. (related document(s): 1751 Amended Order) (mtm) (EOD: 01/11/2011)
01/05/2011	1966	Certificate of Service Re: Order. (related document(s): 1965 Unsigned Order) Service Date 01/05/2011. (Admin.) (EOD: 01/05/2011)
01/03/2011	1965	Unsigned Order (related document(s): 1959 Pending Order) Reason Order Was Unsigned:Pending order amended (mtm) (EOD: 01/03/2011)
12/30/2010	1964	Affidavit/Declaration of <i>Mike Gutierrez</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 12/30/2010)
12/30/2010	1963	Affidavit/Declaration of <i>W. Dale Westenskow</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 12/30/2010)
12/30/2010	1962	Affidavit/Declaration of <i>Nancy R. Perschon</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 12/30/2010)
12/30/2010	1961	Pending Order (Hearing Held) related documents(s): 1751 Amended Order Filed by: (Zundel, Michael) [Order# 153672] (EOD: 12/30/2010)
12/30/2010	1960	Objection as to Form of Order (related document(s): 1959 Pending Order) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 12/30/2010)
12/29/2010	1959	Pending Order (Hearing Held) related documents(s): 1751 Amended Order Filed by: (Cox, P.) [Order# 153601] (EOD: 12/29/2010)
12/21/2010	1958	Disclosure of Compensation of Attorney for Debtor Filed by C.W. Mining Company (Walker, Russell) (EOD: 12/21/2010)
12/21/2010		Minute Entry The motion is denied without prejudice. Counsel may file an amended motion. Re: (related document(s): 1709 Motion to Allow Claim(s)) Appearance : Brad Nykamp/U.S. Bank; (th) (EOD: 12/21/2010)
12/21/2010	1957	Objection to Claim Number(s): 32 . by Claimant Layci Whiting. Filed by Kenneth A. Rushton tr (Millar, Aaron) (EOD: 12/21/2010)
12/16/2010	1956	Certificate of Service Re: Order. (related document(s): 1954 Order Approving Settlement/Compromise) Service Date 12/16/2010. (Admin.) (EOD: 12/16/2010)
12/16/2010		Attorney's Request to be removed from list of parties to receive electronic filing notices in this case. The attorney acknowledges that no further email notices of documents filed in this case will be sent to the attorney by the Court. Filed by Bear Canyon Mining, LLC (Byers, Doyle) (EOD: 12/16/2010)
12/15/2010		Adversary Case 2:10-ap-2734 Disposed. (deed) (EOD: 12/15/2010)
12/14/2010	1954	Order Granting Motion To Approve Settlement/Compromise With UtahAmerican Energy, Inc.(Related Doc # 1923) (mtm) (EOD: 12/14/2010)
12/13/2010	1955	Transcript regarding Hearing Held 6/3/10 RE: Request For Entry of Judgment Against COP Coal

	BAP Appraisal No.	Docket No. Filed: 09/12/2011 Pages: 141 of 152 Development Company. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 3/14/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Amanda Richards, CSR, Telephone number 801-369-3699. . Notice of Intent to Request Redaction Deadline Due By 12/20/2010. Redaction Request Due By 1/3/2011. Redacted Transcript Submission Due By 1/13/2011. Transcript access will be restricted through 3/14/2011. (mtm) (EOD: 12/14/2010)
12/13/2010	1953	Notice of Appearance and Request for Notice Filed by Richard J. Armstrong on behalf of Rocky Mountain Power (Armstrong, Richard) (EOD: 12/13/2010)
12/13/2010		Notice of Endorsement(related document(s): 1943 Pending Order [Order# 151055]). Endorsed with no objection Filed by Elaine A. Monson on behalf of Aquila Inc (Monson, Elaine) (EOD: 12/13/2010)
12/10/2010		Notice of Endorsement(related document(s): 1943 Pending Order [Order# 151055]). Endorsed with no objection Filed by David R. Hague on behalf of UtahAmerican Energy, Inc. (Hague, David) (EOD: 12/10/2010)
12/10/2010		Deferred Adversary Fee. \$250.00. 10-3084. (gci) (EOD: 12/10/2010)
12/09/2010	1952	Transcript regarding Hearing Held 12/1/10 RE: Interim Application For Reimbursement of Fees and Costs of Prince Yeates. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 3/10/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Amanda Richards, CSR, Telephone number 801-369-3699. (related document(s): 1924 Application for Compensation filed by Trustee Kenneth A. Rushton tr, Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 12/17/2010. Redaction Request Due By 1/3/2011. Redacted Transcript Submission Due By 1/10/2011. Transcript access will be restricted through 3/10/2011. (mtm) (EOD: 12/10/2010)
12/09/2010	1951	Adversary case 10-03084 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against SMC Electrical Products, Inc., Becker Mining America, Inc. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 12/10/2010 (gci). (EOD: 12/09/2010)
12/09/2010		Attorney's Request to be removed from list of parties to receive electronic filing notices in this case. The attorney acknowledges that no further email notices of documents filed in this case will be sent to the attorney by the Court. Filed by Spartan Coal Resources, Inc. (Dougherty, Steven) (EOD: 12/09/2010)
12/08/2010		Adversary Case 2:10-ap-2756 Disposed. (mmb) (EOD: 12/08/2010)
12/08/2010		Request for Transcript Transcript with transcriptionist signature Due by 1/7/2011. (th) (EOD: 12/08/2010)
12/07/2010	1950	Request for Transcript Filed by Kenneth A. Rushton tr Transcript Due by 01/6/2011. (Swindler, James) (EOD: 12/07/2010)
12/07/2010	1949	Appellee Designation of Record and Statement of Issues of Appeal Filed by Kenneth A. Rushton tr (Swindler, James) [Please Note: This appears to be intended for the Appeal filed in Adversary 09-2248 at docket #201.) Modified on 12/7/2010 (jww). (EOD: 12/07/2010)
12/06/2010	1948	Notice of Hearing (related document(s): 1938 Motion to Approve Settlement/Compromise) Filed by Tyler O. Waltman on behalf of Kenneth A. Rushton tr Hearing scheduled for 1/26/2011 at 02:30 PM at US Bankruptcy Court. Deadline for filing objections: 12/30/2010. (Waltman, Tyler) (EOD: 12/06/2010)

BAP Appraisal No.	111-557 Docket No. 138-41	Filed: 08/12/2011 Pages: 152 of 1628
12/04/2010	1947	Certificate of Service Re: Order. (related document(s): 1946 Order on Application for Compensation) Service Date 12/04/2010. (Admin.) (EOD: 12/04/2010)
12/03/2010		Notice of Appearance of Counsel and Request for Notice Filed by Douglas Farr on behalf of House of Pumps (Farr, Douglas) (EOD: 12/03/2010)
12/02/2010	1946	Order Granting Application for Compensation Please see order for details (Related Doc # 1924) Granting for Michael N. Zundel, fees awarded: to the extent of 80% of \$1047484.00 or \$837987.20; plus \$5000000.00, expenses awarded: \$71772.99 (mtm) (EOD: 12/02/2010)
12/02/2010		Notice of Endorsement(related document(s): 1945 Pending Order [Order# 151242]). Endorsed with no objection Filed by Elaine A. Monson on behalf of Aquila Inc (Monson, Elaine) (EOD: 12/02/2010)
12/02/2010		Notice of Endorsement(related document(s): 1945 Pending Order [Order# 151242]). Endorsed with no objection Filed by David R. Hague on behalf of Nevada Power Company, dba NV Energy (Hague, David) (EOD: 12/02/2010)
12/02/2010		Notice of Endorsement(related document(s): 1945 Pending Order [Order# 151242]). Endorsed with no objection Filed by Kim R. Wilson on behalf of C.O.P. Coal Development Company (Wilson, Kim) (EOD: 12/02/2010)
12/01/2010		Notice of Endorsement(related document(s): 1945 Pending Order [Order# 151242]). Endorsed with no objection Filed by David E. Kingston on behalf of A-Fab Engineering, Inc. (Kingston, David) (EOD: 12/01/2010)
12/01/2010	1945	Pending Order (Hearing Held) related documents(s): 1924 Application for Compensation Filed by: (Zundel, Michael) [Order# 151242] (EOD: 12/01/2010)
12/01/2010		Minute Entry Findings of fact and conclusions of law were made on the record. The court will approve the \$500,000.00 contingency fee. The court will approve 80% of the \$1,047,484.00 fees requested. Re: (related document(s): 1924 Application for Compensation) Appearance : Michael N. Zundel/tr, Kim Wilson/COP et al, David Kingston/cr, David Hague/Nevada Power, Elaine Monson/Aquila; (th) (EOD: 12/01/2010)
12/01/2010		Minute Entry Motion granted. Re: (related document(s): 1923 Motion to Approve Settlement/Compromise) Appearance : Elaine Monson/Aquila, David Hague/Utah America Energy, Michael Zundel/tr; (th) (EOD: 12/01/2010)
12/01/2010	1944	Joinder (related document(s): 1936 Objection to Professional Fees) Filed by A-Fab Engineering, Inc. (Kingston, David) (EOD: 12/01/2010)
11/30/2010	1943	Pending Order (Hearing Scheduled) related documents(s): 1923 Motion to Approve Settlement/Compromise Filed by: (Zundel, Michael) [Order# 151055] (EOD: 11/30/2010)
11/30/2010	1942	Joinder (related document(s): 1936 Objection to Professional Fees) <i>Nevada Power Company's Joinder in Objection to Second Interim Application of Prince, Yeates & Geldzahler for Allowance of Attorney Fees and Costs</i> Filed by Nevada Power Company, dba NV Energy (Hague, David) (EOD: 11/30/2010)
11/30/2010	1941	Notice from BAP: Decision of the Tenth Circuit Court of Appeals (related document(s): 579 Notice of Appeal). (BAP5) (EOD: 11/30/2010)
11/24/2010	1940	Response to (related document(s): 1936 Objection to Professional Fees, 1937 Joinder) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 11/24/2010)
11/24/2010	1939	Memorandum in Support (related document(s): 1938 Motion to Approve Settlement/Compromise) Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 11/24/2010)

11/24/2010	BANK Appraisal No. 111-557 1938	Docket No. 118-41 Filed: 08/12/2011 Pages: 143 of 153 Omnibus Motion to Approve Settlement/Compromise Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 11/24/2010)
11/23/2010	1937	Joinder In Objection (related document(s): 1936 Objection to Professional Fees) <i>Hiawatha Coal Company, Inc.'s Joinder in Objection to Second Interim Application of Prince, Yeates & Geldzahler for Allowance of Attorney Fees and Costs</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 11/23/2010 (mtm). (EOD: 11/23/2010)
11/22/2010	1936	Objection to Professional Fees(related document(s): 1924 Application for Compensation) Filed by C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Standard Industries, Inc., World Enterprises (Pinkston, David) (EOD: 11/22/2010)
11/16/2010		Deferred Adversary Fee. \$750.00. 10-3014, 10-3016 & 10-3017. (mkz) (EOD: 11/16/2010)
11/15/2010	1935	Adversary case 10-03017 . (14 (Recovery of money/property - other)):Complaint by Tyler O. Waltman on behalf of Kenneth Rushton against Dinosaur Service, Inc. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 11/16/2010 (mkz). (EOD: 11/15/2010)
11/15/2010	1934	Adversary case 10-03016 . (14 (Recovery of money/property - other)):Complaint by Tyler O. Waltman on behalf of Kenneth Rushton against Western Mine Tools, Inc. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 11/16/2010 (mkz). (EOD: 11/15/2010)
11/15/2010	1933	Adversary case 10-03014 . (14 (Recovery of money/property - other)):Complaint by Tyler O. Waltman on behalf of Kenneth Rushton against Longwall West, Inc. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 11/15/2010 (mkz). (EOD: 11/15/2010)
11/05/2010	1932	Transcript regarding Hearing Held 10/21/10 RE: Amended Order to Show Cause. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 2/3/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Amanda Richards, CSR, Telephone number 866-785-3250. (related document(s): 1751 Amended Order, Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 11/12/2010. Redaction Request Due By 11/26/2010. Redacted Transcript Submission Due By 12/6/2010. Transcript access will be restricted through 2/3/2011. (mtm) (EOD: 11/08/2010)
11/05/2010	1931	Certificate of Service Re: Order. (related document(s): 1922 Order on Application for Compensation) Service Date 11/05/2010. (Admin.) (EOD: 11/05/2010)
11/05/2010	1930	Certificate of Service Re: Order. (related document(s): 1921 Order on Application for Compensation) Service Date 11/05/2010. (Admin.) (EOD: 11/05/2010)
11/05/2010	1929	Certificate of Service Re: Order. (related document(s): 1920 Order on Application for Compensation) Service Date 11/05/2010. (Admin.) (EOD: 11/05/2010)
11/05/2010	1928	Certificate of Service Re: Order. (related document(s): 1919 Order on Application for Compensation) Service Date 11/05/2010. (Admin.) (EOD: 11/05/2010)
11/05/2010	1927	Notice of Hearing (related document(s): 1923 Motion to Approve Settlement/Compromise) Filed by James C. Swindler on behalf of Kenneth A. Rushton tr Hearing scheduled for 12/1/2010 at 10:30 AM at US Bankruptcy Court. (Swindler, James) (EOD: 11/05/2010)
11/04/2010	1926	Certificate of Service (related document(s): 1924 Application for Compensation) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 11/04/2010)
11/04/2010	1925	Notice of Hearing (related document(s): 1924 Application for Compensation) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 12/1/2010 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 11/04/2010)

11/04/2010	BANK Appraisal No. 1924	111-557 Doc# 118-41 Filed: 09/12/2011 Page: 171 of 182 Second Application for Compensation for Michael N. Zundel, Trustee's Attorney, period: 4/1/2010 to 9/30/2010, fee: \$1,547,484.00, expenses: \$71,772.99. <i>Application of Prince, Yeates & Geldzahler</i> Filed by Michael N. Zundel (Zundel, Michael) (EOD: 11/04/2010)
11/04/2010	1923	Motion to Approve Settlement/Compromise <i>Trustee's Motion to Approve Settlement Agreement and Authorize Compromise with UtahAmerican Energy, Inc. Adversary case #09-2047</i> Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 11/5/2010 (mtm). (EOD: 11/04/2010)
11/03/2010	1922	Order Granting First Application for Compensation (Related Doc # 1862) Granting for Trustee's Counsel Michael N. Zundel of the law firm of Prince Yeates and Geldzahler, fees awarded: \$186788.25, expenses awarded: \$4304.80 (mtm) (EOD: 11/03/2010)
11/03/2010	1921	Order Granting Fourth and Final Application for Compensation (Related Doc # 1881) Granting for Norwest Corporation, fees awarded: \$168222.50, expenses awarded: \$62126.14 (mtm) (EOD: 11/03/2010)
11/03/2010	1920	Order Granting Second Interim Application for Compensation (Related Doc # 1886) Granting for Robison, Hill & Co., fees awarded: \$208910.15, expenses awarded: \$344.30 (mtm) (EOD: 11/03/2010)
11/03/2010	1919	Order Granting First Interim Application for Compensation (Related Doc # 1866) Granting for Kenneth A. Rushton tr, fees awarded: \$36255.50, expenses awarded: \$0.00 (mtm) (EOD: 11/03/2010)
11/02/2010		Minute Entry Fees approved in the amount of \$186,788.25 and expenses in the amount of \$4,304.80 on an interim basis. Payment is authorized. Order executed as modified. Re: (related document(s): 1862 Application for Compensation for Trustee) Appearance : Michael N. Zundel and Kenneth Rushton/tr, Peter Guyon/Hiawatha, Kim Wilson and Matthew Cox/Standard Industries et al, David Kingston/A-Fab Engineering; (th) (EOD: 11/02/2010)
11/02/2010		Minute Entry Fees approved in the amount of \$36,255.50 on an interim basis. Payment is authorized. Order executed. Re: (related document(s): 1866 Application for Compensation for Attorney fo Trustee) Appearance : Michael N. Zundel and Kenneth Rushton/tr, Peter Guyon/Hiawatha, Kim Wilson and Matthew Cox/Standard Industries et al, David Kingston/A-Fab Engineering; (th) (EOD: 11/02/2010)
11/02/2010		Minute Entry Fees approved in the amount of \$168,222.00 and expenses in the amount of \$62,126.14 on an interim basis. Order executed as modified. Re: (related document(s): 1881 Application for Compensation of Norwest) Appearance : Michael N. Zundel and Kenneth Rushton/tr, Peter Guyon/Hiawatha, Kim Wilson and Matthew Cox/Standard Industries et al, David Kingston/A-Fab Engineering; (th) (EOD: 11/02/2010)
11/02/2010		Minute Entry Fees approved in the amount of \$208,910.15 and expenses in the amount of \$344.30 on an interim basis. Order executed. Re: (related document(s): 1886 Application of Robinson Hill for Compensation) Appearance : Michael N. Zundel and Kenneth Rushton/tr, Peter Guyon/Hiawatha, Kim Wilson and Matthew Cox/Standard Industries et al, David Kingston/A-Fab Engineering; (th) (EOD: 11/02/2010)
10/27/2010	1918	Certificate of Service Re: Order. (related document(s): 1912 Order on Amended Application) Service Date 10/27/2010. (Admin.) (EOD: 10/27/2010)
10/27/2010	1917	Response to (related document(s): 1910 Objection to Professional Fees) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/27/2010)
10/27/2010	1916	Disclosure of Compensation of Attorney for Debtor Filed by C.W. Mining Company (Walker, Russell) (EOD: 10/27/2010)
10/27/2010	1915	Adversary case 10-02944 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against Emery County, Utah State Tax Commission, Hiawatha Coal Company, Inc.. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 10/28/2010 (lph). (EOD: 10/27/2010)

	BAPC Appraisal No.	Docket No.	Filed	Page
	111-577	Docket No. 18-41	Filed: 08/12/2011	Page: 145 of 1628
10/25/2010	1914	Joinder (related document(s): 1910 Objection to Professional Fees) Filed by A-Fab Engineering, Inc. (Kingston, David) (EOD: 10/25/2010)		
10/25/2010	1913	Order Granting Application to Employ Mona Burton and the law firm of Holland & Hart LLP as Special Counsel to replace Prince Yeates & Geldzahler as counsel in Adversary Proceeding 09-2382 against attorney Russell Walker and his law firm Woodbury & Kesler only. (Related Doc # 1892) (mtm) (EOD: 10/25/2010)		
10/25/2010	1912	Order Granting Amended Application to Employ Michael N. Zundel and the firm of Prince, Yeates & Geldzahler as General Counsel. (Related Doc # 1889) (mtm) (EOD: 10/25/2010)		
10/24/2010	1911	Joinder (related document(s): 1910 Objection to Professional Fees) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 10/24/2010)		
10/23/2010	1910	Objection to Professional Fees(related document(s): 1862 Application for Compensation, 1866 Application for Compensation, 1881 Application for Compensation, 1886 Application for Compensation) <i>Objection of C.O.P. Coal Development Company, Standard Industries, Inc., World Enterprises, Security Funding, Inc., P.P.M.C., Inc., Fidelity Funding, Inc., and ABM, Inc. to (1) Trustees First Interim Application For Compensation And Reimbursement Of Expenses; (2) Fourth And Final Application Of Norwest Corporation For The Allowance Of Expert Fees And Reimbursable Expenses; (3) Second Interim Application Of Robison Hill & Company For The Allowance Of Expert Fees And Reimbursable Expenses;and (4) First Interim Application For Allowance Of Attorneys Fees And Reimbursement Of Expenses For Trustees Attorney Kenneth A. Rushton</i> Filed by Standard Industries, Inc. (Pinkston, David) (EOD: 10/23/2010)		
10/21/2010		Minute Entry Findings of fact and conclusions of law were made on the record. The court will strictly apply rule 37 (c)(1). If parties fail to voluntarily disclose, in initial disclosure, information they intend to rely on at trial, the court will exclude that evidence at trial. The court finds that the respondent has adequately addressed the order to show cause. With respect that Mr. Reynolds should not be in contempt for failure to amend the statement of affairs, the court finds that Mr Reynold is not required to amend those at this time. OTF-Cox Re: (related document(s): 1751 Amended Order)Appearances:Michael Zundel/tr, Tyler Waltman/tr, Matthew Cox and Kim Wilson/ Standard Industries, David Kingston/cr, David Williams/Charles Reynolds, Mark Dykes/Power, David Hague/Nevada Power;. (th) (EOD: 10/26/2010)		
10/21/2010	1909	Order Granting Motion to File Overlength Memorandum Concerning the Amended Order to Show Cause (Related Doc # 1906) (mtm) (EOD: 10/21/2010)		
10/19/2010	1908	Transcript regarding Hearing Held 10/6/10 RE: Status Conference. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/18/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. .(related document(s):Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 10/26/2010. Redaction Request Due By 11/9/2010. Redacted Transcript Submission Due By 11/19/2010. Transcript access will be restricted through 1/18/2011. (mtm) (EOD: 10/20/2010)		
10/18/2010	1907	Pending Order (Ex Parte) related documents(s): 1906 Ex Parte Motion to File Overlength Memorandum Filed by: (Waltman, Tyler) [Order# 147239] Modified on 10/19/2010 (mtm). (EOD: 10/18/2010)		
10/18/2010	1906	Ex Parte Motion to File Overlength Memorandum Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 10/18/2010)		
10/18/2010	1905	Supplemental Certificate of Service (related document(s): 1904 Reply) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/18/2010)		

10/18/2010	BANK Appraisal No. 111-557 1904	Docket No. 118-41 Filed: 08/12/2011 Page: 196 of 2528 Omnibus Reply to (related document(s): 1751 Amended Order) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/18/2010)
10/15/2010	1903	Affidavit/Declaration of <i>Charles Reynolds</i> Filed by Charles Reynolds (Walker, Russell) (EOD: 10/15/2010)
10/13/2010	1902	Answer to Complaint PLEASE NOTE: MisdoCKET should have been filed in the Adversary. Filed by Jamax, Incorporated dba Jay-Max Sales (Hinkins, T.) Modified on 10/14/2010 (mtm). (EOD: 10/13/2010)
10/13/2010	1901	Answer to Complaint PLEASE NOTE: MisdoCKET should have been filed in the Adversary. Filed by Mac's Mining Repair Service, Inc. (Hinkins, T.) Modified on 10/14/2010 (mtm). (EOD: 10/13/2010)
10/13/2010	1900	Answer to Complaint PLEASE NOTE: MisdoCKET should have been filed in the Adversary. Filed by Industrial Electric Motor Service, Inc. (Hinkins, T.) Modified on 10/14/2010 (mtm). (EOD: 10/13/2010)
10/12/2010	1899	Notice of Hearing (related document(s): 1709 Motion to Allow Claim(s)) Filed by Daniel C. Green on behalf of U.S. Bank National Association Hearing scheduled for 12/21/2010 at 10:00 AM at US Bankruptcy Court. (Green, Daniel) (EOD: 10/12/2010)
10/12/2010	1898	Notice (related document(s): 1709 Motion to Allow Claim(s) filed by Creditor U.S. Bank National Association) Filed by Daniel C. Green on behalf of U.S. Bank National Association (Green, Daniel) (EOD: 10/12/2010)
10/11/2010	1894	Pending Order (Ex Parte) related documents(s): 1892 Application to Employ Filed by: (Zundel, Michael) [Order# 146485] (EOD: 10/11/2010)
10/11/2010	1893	Declaration re: (related document(s): 1892 Application to Employ) of <i>Mona L. Burton</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/11/2010)
10/11/2010	1892	Ex Parte Application to Employ <i>Mona L. Burton</i> as Attorney Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/11/2010)
10/11/2010	1891	Pending Order (Ex Parte) related documents(s): 1889 Amended Application Filed by: (Zundel, Michael) [Order# 146482] (EOD: 10/11/2010)
10/11/2010	1890	Supplemental Declaration re: (related document(s): 1889 Amended Application) of <i>Michael N. Zundel</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/11/2010)
10/11/2010	1889	Second Amended Application (related document(s): 323 Application to Employ) <i>Prince Yeates & Geldzahler</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/11/2010)
10/08/2010	1897	Transcript regarding Hearing Held 6/30/10 RE: Motion to Approve Sale. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/6/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 10/15/2010. Redaction Request Due By 10/29/2010. Redacted Transcript Submission Due By 11/8/2010. Transcript access will be restricted through 1/6/2011. (mtm) (EOD: 10/12/2010)
10/08/2010	1896	Transcript regarding Hearing Held 6/29/10 RE: Motion to Approve Sale. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/6/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By

BAP Appraisal No.	111-577	Docket No. 18-41	Filed: 08/12/2011	Pages: 207 of 1528
				10/13/2010. Redaction Request Due By 10/29/2010. Redacted Transcript Submission Due By 11/8/2010. Transcript access will be restricted through 1/6/2011. (mtm) (EOD: 10/12/2010)
10/07/2010	1895			Correspondence. Creditor no longer services for this entity. (mtm) (EOD: 10/12/2010)
10/07/2010				Deferred Adversary Fee. 500.00. 10-2877, 10-2878. (mfm) (EOD: 10/07/2010)
10/06/2010				Notice of Endorsement(related document(s): 1859 Statement by Coal Purchasers Regarding Sept. 3, 2010 Show Cause Order.). Endorsed with no objection Filed by Robert H. Scott on behalf of Tennessee Valley Authority (Scott, Robert) (EOD: 10/06/2010)
10/06/2010	1888			Notice (related document(s): 1882 Notice of Hearing filed by Trustee Kenneth A. Rushton tr) <i>CORRECTED Notice of Hearing on Fourth and Final Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/06/2010)
10/06/2010	1887			Notice of Hearing (related document(s): 1886 Application for Compensation) <i>Notice of Hearing on Second Interim Application of Robison Hill & Company for the Allowance of Expert Fees and Reimbursable Expenses</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 11/2/2010 at 02:00 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 10/06/2010)
10/06/2010	1886			Second Application for Compensation for Robison, Hill & Co., Accountant, period: 3/13/2010 to 9/30/2010, fee: \$208,910.15, expenses: \$344.30. <i>Second Interim Application of Robison Hill & Company for the Allowance of Expert Fees and Reimbursable Expenses</i> Filed by Michael N. Zundel (Zundel, Michael) (EOD: 10/06/2010)
10/06/2010	1885			Corrected Word index and page 165. Transcript regarding Hearing Held 6/23/10 RE: Motion to Approve Sale. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/4/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1880 Transcript) Notice of Intent to Request Redaction Deadline Due By 10/13/2010. Redaction Request Due By 10/27/2010. Redacted Transcript Submission Due By 11/8/2010. Transcript access will be restricted through 1/4/2011. (mtm) (EOD: 10/06/2010)
10/06/2010	1884			Adversary case 10-02878 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Airgas-Intermountain, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 10/7/2010 (mfm). (EOD: 10/06/2010)
10/06/2010	1883			Adversary case 10-02877 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Ayres & Baker Pole & Post, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 10/7/2010 (mfm). (EOD: 10/06/2010)
10/05/2010	1882			Notice of Hearing (related document(s): 1881 Application for Compensation) <i>Notice of Hearing on Fourth and Final Application for Nowest Corporation for the Allowance of Expert Fees and Reimbursable Expenses</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 11/2/2010 at 02:00 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 10/05/2010)
10/05/2010	1881			Fourth and Final Application for Compensation for Norwest Corporation, Consultant, period: 3/30/2010 to 9/15/2010, fee: \$168,222.50, expenses: \$62,126.14. Filed by Michael N. Zundel (Zundel, Michael) Modified on 10/5/2010 (mtm). (EOD: 10/05/2010)
10/05/2010				Deferred Adversary Fee. \$250.00. Adversary Proceeding 10-2865. (ksh) (EOD: 10/05/2010)

BANKP Appraisal No.	Docket No.	Filing Date	Page
10/04/2010	1880	Transcript regarding Hearing Held 6/23/10 RE: Motion to Approve Sale. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/3/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 10/12/2010. Redaction Request Due By 10/25/2010. Redacted Transcript Submission Due By 11/4/2010. Transcript access will be restricted through 1/3/2011. (mtm) (EOD: 10/05/2010)	218 of 1528
10/04/2010	1879	Transcript regarding Hearing Held 6/2/10 RE: Objection. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/3/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1366 Objection filed by Witness Hiawatha Coal Company, Inc.) Notice of Intent to Request Redaction Deadline Due By 10/12/2010. Redaction Request Due By 10/25/2010. Redacted Transcript Submission Due By 11/4/2010. Transcript access will be restricted through 1/3/2011. (mtm) (EOD: 10/05/2010)	
10/04/2010	1878	Transcript regarding Hearing Held 6/24/10 RE: Motion to Approve Sale. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/3/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 10/12/2010. Redaction Request Due By 10/25/2010. Redacted Transcript Submission Due By 11/4/2010. Transcript access will be restricted through 1/3/2011. (mtm) Additional attachment(s) added on 10/5/2010 (mtm). Additional attachment(s) added on 10/5/2010 (mtm). (EOD: 10/05/2010)	
10/04/2010	1877	Transcript regarding Hearing Held 6/22/10 RE: Motion to Approve Sale. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/3/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 10/12/2010. Redaction Request Due By 10/25/2010. Redacted Transcript Submission Due By 11/4/2010. Transcript access will be restricted through 1/3/2011. (mtm) Additional attachment(s) added on 10/5/2010 (mtm). Additional attachment(s) added on 10/5/2010 (mtm). (EOD: 10/05/2010)	
10/04/2010	1876	Transcript regarding Hearing Held 5/13/10 RE: Motion to Approve Bid Procedures. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/3/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1308 Motion to Sell filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 10/12/2010. Redaction Request Due By 10/25/2010. Redacted Transcript Submission Due By 11/4/2010. Transcript access will be restricted through 1/3/2011. (mtm) (EOD: 10/05/2010)	
10/04/2010	1875	Transcript regarding Hearing Held 5/11/10 RE: Hearing to Approve Bid Procedures. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/3/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1308 Approve Bid Procedures ()) Notice of Intent to Request Redaction Deadline Due By 10/12/2010. Redaction Request Due By 10/26/2010. Redacted Transcript Submission Due By 11/5/2010. Transcript access will be restricted through	

BAPC Appraisal No.	111-577	Docket No. 118-41	Filed: 08/12/2011	Page: 29 of 128
10/04/2010	1874	1/3/2011. (mtm) (EOD: 10/05/2010)		Transcript regarding Hearing Held 5/21/10 RE: Motion To Vacate Sale Order. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 1/3/2011. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Tamra J. Berry, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1272 Motion to Vacate filed by Trustee Kenneth A. Rushton tr, Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 10/12/2010. Redaction Request Due By 10/25/2010. Redacted Transcript Submission Due By 11/4/2010. Transcript access will be restricted through 1/3/2011. (mtm) (EOD: 10/05/2010)
10/04/2010		Deferred Adversary Fee. \$250.00. Adversary proceeding 10-2853. (ksh) (EOD: 10/04/2010)		
10/04/2010	1873	Adversary case 10-02865 . (11 (Recovery of money/property - 542 turnover of property),14 (Recovery of money/property - other)):Complaint by Michael N. Zundel on behalf of Kenneth A. Rushton against Standard Industries, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 10/5/2010 (ksh). (EOD: 10/04/2010)		
10/04/2010		Deferred Reopening Fee. 250.00. 10-2855. (fsl) (EOD: 10/04/2010)		
10/02/2010	1872	Certificate of Service Re: Miscellaneous Pleadings Service Date 10/02/2010. (Admin.) (EOD: 10/02/2010)		
10/01/2010	1871	Certificate of Service Re: Miscellaneous Pleadings Service Date 10/01/2010. (Admin.) (EOD: 10/01/2010)		
10/01/2010	1870	Adversary case 10-02855 . (11 (Recovery of money/property - 542 turnover of property),14 (Recovery of money/property - other)):Complaint by Tyler O. Waltman, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Trimac Transportation Central Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 10/01/2010)		
10/01/2010	1869	Adversary case 10-02853 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel on behalf of Kenneth A. Rushton against House of Pumps, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 10/4/2010 (ksh). (EOD: 10/01/2010)		
09/30/2010		Deferred Adversary Fee. \$250.00. 10-02840. (mkz) (EOD: 09/30/2010)		
09/30/2010	1868	Clerk's Noticing Re: Trustee's Request (related document(s): 1867 Notice of Hearing) (mtm) (EOD: 09/30/2010)		
09/29/2010		The trustee (or USTR) requests that the previously filed (related document(s): 1867)be noticed to all creditors to the BNC. (Rushton tr, Kenneth) (EOD: 09/29/2010)		
09/29/2010	1867	Notice of Hearing (related document(s): 1866 Application for Compensation) Filed by Kenneth A. Rushton tr on behalf of Kenneth A. Rushton tr Hearing scheduled for 11/2/2010 at 02:00 PM at US Bankruptcy Court. (Rushton tr, Kenneth) (EOD: 09/29/2010)		
09/29/2010	1866	Application for Compensation for Kenneth A. Rushton tr, Attorney, period: 12/3/2008 to 5/31/2010, fee: \$36,255.50, expenses: \$0.00. Filed by Kenneth A. Rushton tr (Rushton tr, Kenneth) (EOD: 09/29/2010)		
09/29/2010	1865	Clerk's Noticing Re: Trustee's Request (related document(s): 1863 Notice of Hearing) (mtm) (EOD: 09/29/2010)		
09/29/2010	1864	Adversary case 10-02840 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel on behalf of Kenneth A. Rushton against Hiawatha Coal Company, Inc., A-Fab Engineering, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/30/2010 (mkz). (EOD: 09/29/2010)		

Date	BAP Appraisal No.	Document No. Filed: 09/12/2011 Page: 230 of 1828
09/29/2010		Notice of Endorsement(related document(s): 1859 Statement by Coal Purchasers Regarding Sept. 3, 2010 Show Cause Order.). Endorsed with no objection Filed by David R. Hague on behalf of Nevada Power Company, dba NV Energy (Hague, David) (EOD: 09/29/2010)
09/29/2010		The trustee (or USTR) requests that the previously filed (related document(s): 1863)be noticed to all creditors to the BNC. (Rushton tr, Kenneth) (EOD: 09/29/2010)
09/29/2010	1863	Notice of Hearing (related document(s): 1862 Application for Compensation) Filed by Kenneth A. Rushton tr on behalf of Kenneth A. Rushton tr Hearing scheduled for 11/2/2010 at 02:00 PM at US Bankruptcy Court. (Rushton tr, Kenneth) (EOD: 09/29/2010)
09/29/2010	1862	Application for Compensation for Kenneth A. Rushton tr, Trustee Chapter 7, period: 11/14/2008 to 7/27/2010, fee: \$268,332.00, expenses: \$4,304.80. Filed by Kenneth A. Rushton tr (Rushton tr, Kenneth) (EOD: 09/29/2010)
09/28/2010	1861	Notice from BAP: Decision of the Tenth Circuit Court of Appeals (related document(s): 607 Notice of Appeal). (BAP5) Additional attachment(s) added on 10/1/2010 (mtm). (EOD: 09/28/2010)
09/28/2010		Notice of Endorsement(related document(s): 1859 Statement by Coal Purchasers Regarding Sept. 3, 2010 Show Cause Order.). Endorsed with no objection Filed by Robert H. Scott on behalf of Commonwealth Coal Services, Inc. (Scott, Robert) (EOD: 09/28/2010)
09/27/2010	1860	Correspondence. CT Corporation no longer maintains an active record for Continental Conveyor & Equipment Co. L.P.. (mtm) (EOD: 09/28/2010)
09/27/2010		Deferred Reopening/Adversary Fee. \$1,500.00. 10-2805, 10-2806, 10-2807, 10-2811, 10-2813, 10-2823. (mtm) (EOD: 09/28/2010)
09/27/2010	1859	Statement by Coal Purchasers Regarding Sept. 3, 2010 Show Cause Order (corrected)(related document(s): 1751 Amended Order) Filed by Intermountain Power Agency (Billings, David) Modified on 9/28/2010 (mtm). (EOD: 09/27/2010)
09/27/2010		Withdrawal of Document Reason for Withdrawal: errata (related document(s): 1857 Response filed by Interested Party Intermountain Power Agency) Filed by David P. Billings on behalf of Intermountain Power Agency (Billings, David) (EOD: 09/27/2010)
09/27/2010	1858	Response to <i>Amended Order to Show Cause (Issues Related to Sale Proceeds)</i> (related document(s): 1751 Amended Order) Filed by Standard Industries, Inc. (Cox, P.) Modified on 9/28/2010 (mtm). (EOD: 09/27/2010)
09/27/2010	1857	Statement by Coal Purchasers Regarding September 3, 2010 Show Cause Order (related document(s): 1751 Amended Order) Filed by Intermountain Power Agency (Billings, David) Modified on 9/28/2010 (mtm). (EOD: 09/27/2010)
09/27/2010	1856	Response to (related document(s): 1714 Amended Motion, 1751 Amended Order) <i>Amended Order to Show Cause (Issues Related to Production of Documents)</i> Filed by Standard Industries, Inc. (Cox, P.) (EOD: 09/27/2010)
09/27/2010	1855	Response to (related document(s): 1751 Amended Order) <i>TRUSTEES AMENDED ORDER TO SHOW CAUSE ISSUED TO STANDARD INDUSTRIES, INC., CHARLES REYNOLDS AND DOROTHY SANDERS</i> Filed by Charles Reynolds (Walker, Russell) (EOD: 09/27/2010)
09/27/2010		Deferred Adversary Fees. \$750.00. For adversary numbers: 10-2808,10-2809,10-2810. (kpc) (EOD: 09/27/2010)
09/27/2010		Deferred Adversary Fee. \$750.00. 10-2817,10-2818,10-2819. (sjl) (EOD: 09/27/2010)
09/27/2010		Deferred Adversary Fee. \$750. 10-2820,10-2821,10-2822. (lb) (EOD: 09/27/2010)

09/27/2010	BANK Appraisal No. 111-577	Docket No. 118-41 Filed: 09/12/2011 Pages: 241 off 1628 Deferred Adversary Fee. 500.00. 10-2815 & 10-2816. (deed) (EOD: 09/27/2010)
09/25/2010	1854	Adversary case 10-02823 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against AAA Security, Inc. dba Advanced Copy, A-FAB Engineering, Inc., Alliance Metal Works, L.L.C., American Digital Systems, Atco Trucking Company, Inc., Cooperative Trucking, Ruth Brown, Crest Distributing, Inc., Coalt, Inc., CTC Trucking LLC, Davis County Cooperative Society Inc., Dell Marketing L.P., Dell Marketing GP L.L.C., Ensign Learning Center, Inc., Fidelity Factors, Fidelity Funding Company, Four Corners Precision Mfg Co., FPA SLC Associates, LLC, Golden West Industries, Inc., Hiawatha Coal Company, Inc., HUB International Insurance Services, Inc., HUB International Transportation Insurances Services, Inc., Ikon Office Solutions, Inc., J M Grisley Machine Tools, Inc., Jack's Tire & Oil, Inc., KLB, Inc., Jeanne Lancaster, Landon's Diesel Service, Inc., Lippincott Williams & Wilkins, Markel Insurance Company, Markel Service, Incorporated, Maverik Inc., M.B.S.C. LLC, Meadowsprings, Inc., MSC Corporation, MSC Inc. Century Inc., MSC Inc. Century Office, MSC Inc., National Business Management, O'Brien Property Maintenance, L.L.C., Professional Services, Railco, Inc., Reliance Metal Center, Nathan B. Rich, Patricia Robinson, Rocky Mountain Enterprises, Rocky Mountain Utah, Inc., S R C Corp., Standard Industries, Inc., Standard Restaurant Supply, True Value Company, U.P.C., Inc., Valley Paint Manufacturing Co., Western Petroleum, Inc., World Enterprises, Wright Express Financial Services Corporation.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/25/2010)
09/25/2010	1853	Adversary case 10-02822 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundel, on behalf of Kenneth A. Rushton against A-FAB Engineering, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/27/2010 (lb). (EOD: 09/25/2010)
09/25/2010	1852	Adversary case 10-02821 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman, on behalf of Kenneth A. Rushton against Advanced Weighing Systems, L.L.C. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/27/2010 (lb). (EOD: 09/25/2010)
09/25/2010	1851	Adversary case 10-02820 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, on behalf of Kenneth A. Rushton against National Business Management, Inc., Ruth Brown. Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/27/2010 (lb). (EOD: 09/25/2010)
09/25/2010	1850	Adversary case 10-02819 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against National Business Management, Inc., Ruth Brown.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/25/2010)
09/25/2010	1849	Adversary case 10-02818 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against National Business Management, Inc., Ruth Brown.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/25/2010)
09/25/2010	1848	Adversary case 10-02817 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Scale Automation Systems.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/25/2010)
09/25/2010	1847	Adversary case 10-02816 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A Rushton against Tennessee Valley Authority, Standard Industries, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/27/2010 (deed). (EOD: 09/25/2010)
09/25/2010	1846	Adversary case 10-02815 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Wesco Distribution, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/27/2010 (deed). (EOD: 09/25/2010)

09/24/2010	BBADP Appraisal No. 111-557 1845	Docket No. 118-41 Filed: 09/15/2011 Page: 252 of 1028 Certificate of Service Re: Order. (related document(s): 1831 Order) Service Date 09/24/2010. (Admin.) (EOD: 09/25/2010)
09/24/2010	1844	Adversary case 10-02813 . (11 (Recovery of money/property - 542 turnover of property),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against United States of America, C.O.P. Coal Development Company.Receipt Number DEFER, Fee Amount \$250 (Swindler, James) Modified on 9/27/2010 (lph). (EOD: 09/24/2010)
09/24/2010	1843	Adversary case 10-02811 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Mac's Mining Repair Service, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/27/2010 (lph). (EOD: 09/24/2010)
09/24/2010	1842	Adversary case 10-02810 . (14 (Recovery of money/property - other)):Complaint by Tyler O. Waltman, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Security Funding Company.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/24/2010)
09/24/2010	1841	Adversary case 10-02809 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman, Kenneth A. Rushton on behalf of Kenneth A. Rushton against C.O.P. Coal Development Company.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/24/2010)
09/24/2010	1840	Adversary case 10-02808 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman, Kenneth A. Rushton on behalf of Kenneth A. Rushton against ISCO Industries, LLC.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/24/2010)
09/24/2010	1839	Adversary case 10-02807 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Dwyer's Communications, Inc.. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/27/2010 (mtm). (EOD: 09/24/2010)
09/24/2010	1838	Adversary case 10-02806 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against RBI Mining Innovations, LLC. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/24/2010 (mtm). (EOD: 09/24/2010)
09/24/2010	1837	Adversary case 10-02805 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Howell Precast. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/24/2010 (mtm). (EOD: 09/24/2010)
09/24/2010		Deferred Adversary Fee. \$500.00. 10-2800, 10-2801. (mtm) (EOD: 09/24/2010)
09/23/2010	1836	Adversary case 10-02801 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against SMC Electrical Products, Inc., Becker Mining America, Inc.. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/23/2010 (mtm). (EOD: 09/23/2010)
09/23/2010	1835	Adversary case 10-02800 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Rose Ward. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/23/2010 (mtm). (EOD: 09/23/2010)
09/23/2010		Deferred Adversary Fee. \$250. Case 10-2797. (dlg) (EOD: 09/23/2010)
09/22/2010		Deferred Adversary Fee. \$500.00. 10-2795, 10-2796. (gci) (EOD: 09/22/2010)
09/22/2010	1834	Adversary case 10-02797 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A.

BAP Appraisal No. 111-577 Docket No. 18-41 Filed: 09/12/2011 Page: 263 of 2528		
		Rushton against Intermountain Electronics, Inc., SMR of Utah, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/23/2010 (dlg). (EOD: 09/22/2010)
09/22/2010	1833	Adversary case 10-02796 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against Hiawatha Coal Company, Inc., Standard Industries, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/22/2010 (gci). (EOD: 09/22/2010)
09/22/2010	1832	Adversary case 10-02795 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Longwall - Associates, Inc., Longwall Associates International, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/22/2010 (gci). (EOD: 09/22/2010)
09/22/2010		Deferred Adversary Fee. \$250.00. 10-2794. (gci) (EOD: 09/22/2010)
09/22/2010	1831	Stipulated Order Re: Amended Ex Parte Motion For Order To Show Cause Issued To Standard Industries, Inc., Charles Reynolds, and Dorothy Sanders. The deadline for filing a response to the Amended Ex Parte Motion for Oder to Show Cause is continued to September 27, 2010.(related document(s): 1751 Amended Order) (lph) (EOD: 09/22/2010)
09/22/2010	1830	Adversary case 10-02794 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Hidden Splendor Resources, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/22/2010 (gci). (EOD: 09/22/2010)
09/21/2010	1829	Pending Order (Agreed to/Stipulated) related documents(s): 1751 Amended Order Filed by: (Cox, P.) Order to Show Cause [Order# 144620] (EOD: 09/21/2010)
09/21/2010		Deferred Adversary Fee. \$500.00. 10-2789 and 10-2791. (gci) (EOD: 09/21/2010)
09/21/2010		Deferred Adversary Fee. \$750.00. 10-2783, 10-2785, 10-2787. (mfm) (EOD: 09/21/2010)
09/20/2010	1828	Adversary case 10-02791 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against Coalt, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/21/2010 (gci). (EOD: 09/20/2010)
09/20/2010	1827	Adversary case 10-02789 . (14 (Recovery of money/property - other),11 (Recovery of money/property - 542 turnover of property)):Complaint by Kenneth A. Rushton against America West Marketing, Inc., Hiawatha Coal Company, Inc., Standard Industries, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/21/2010 (gci). (EOD: 09/20/2010)
09/20/2010	1826	Adversary case 10-02787 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundel on behalf of Kenneth A. Rushton against Standard Industries, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/21/2010 (mfm). (EOD: 09/20/2010)
09/20/2010	1825	Adversary case 10-02785 . (14 (Recovery of money/property - other),11 (Recovery of money/property - 542 turnover of property)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Graymont Western US Inc., Hiawatha Coal Company, Inc., Standard Industries, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/21/2010 (mfm). (EOD: 09/20/2010)
09/20/2010	1824	Adversary case 10-02783 . (14 (Recovery of money/property - other)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Attco Trucking Company, Inc., CTC Trucking LLC.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/21/2010 (mfm). (EOD: 09/20/2010)
09/20/2010		Deferred Reopening/Adversary Fee. \$1,250.00. Adversary proceedings: 10-2765, 10-2766, 10-2767, 10-2778 and 10-2779. (ksh) (EOD: 09/20/2010)
09/20/2010		Deferred Adversary Fee. 1500.00. For Adversary case #'s 10-2768, 10-2769, 10-2770, 10-2771, 10-2772, 10-2773. (mkh) (EOD: 09/20/2010)

09/20/2010	BANK Appraisal No. 111-557	Docket No. 118-41	Filed: 09/12/2011	Pages: 27 off 1228	Deferred Adversary Fee. \$1,000. 10-2774, 10-2775, 10-2776, 10-2777. (mfm) (EOD: 09/20/2010)
09/20/2010					Deferred Adversary Fee. \$500.00. 10-2780 and 10-2781. (fsl) Modified on 9/27/2010 (fsl). (EOD: 09/20/2010)
09/20/2010					Deferred Adversary Fee. \$250.00 for Adversary proceeding 10-2764. (ksh) (EOD: 09/20/2010)
09/20/2010					Deferred Adversary Fee. \$250.00. 10-2782. (mfm) (EOD: 09/20/2010)
09/19/2010		1823			Adversary case 10-02782 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundel on behalf of Kenneth A. Rushton against L.A. Miller.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/20/2010 (mfm). (EOD: 09/19/2010)
09/19/2010		1822			Adversary case 10-02781 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against SMC Electrical Products, Inc., Becker Mining America, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/20/2010 (fsl). (EOD: 09/19/2010)
09/19/2010		1821			Adversary case 10-02780 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundel on behalf of Kenneth A. Rushton against Railco, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/20/2010 (fsl). (EOD: 09/19/2010)
09/19/2010		1820			Adversary case 10-02779 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel on behalf of Kenneth A. Rushton against Railco, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/20/2010 (ksh). (EOD: 09/19/2010)
09/19/2010		1819			Adversary case 10-02778 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against D.U. Company, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/20/2010 (ksh). (EOD: 09/19/2010)
09/19/2010		1818			Adversary case 10-02777 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Four Corners Precision Mfg Co..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/20/2010 (mfm). (EOD: 09/19/2010)
09/19/2010		1817			Adversary case 10-02776 . (14 (Recovery of money/property - other)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Ninth Street Development, LLC, Ninth Street, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/20/2010 (mfm). (EOD: 09/19/2010)
09/19/2010		1816			Adversary case 10-02775 . (14 (Recovery of money/property - other)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Four Corners Precision Mfg Co..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/20/2010 (mfm). (EOD: 09/19/2010)
09/19/2010		1815			Adversary case 10-02774 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against N.W.R. Limited Partnership, N.U.R., Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/20/2010 (mfm). (EOD: 09/19/2010)
09/19/2010		1814			Adversary case 10-02773 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Coalt, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/19/2010)
09/18/2010		1813			Adversary case 10-02772 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Rachel Young, James Young, Jessica Young, Carl E. Kingston.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/18/2010)

BAP Appeal		No. 111-577	Docket No. 18-41	Filed: 09/12/2011	Pages: 285 of 1528
09/18/2010	1812	Adversary case 10-02771 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Railco, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/18/2010)			
09/18/2010	1811	Adversary case 10-02770 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundel, Tyler O. Waltman on behalf of Kenneth A. Rushton against Ninth Street Development, LLC, Ninth Street, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/18/2010)			
09/18/2010	1810	Adversary case 10-02769 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Railco, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/18/2010)			
09/18/2010	1809	Adversary case 10-02768 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Fidelity Funding Company.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/18/2010)			
09/18/2010	1808	Adversary case 10-02767 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundeln on behalf of Kenneth A. Rushton against Fidelity Funding Company.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/20/2010 (ksh). (EOD: 09/18/2010)			
09/18/2010	1807	Adversary case 10-02766 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel on behalf of Kenneth A. Rushton against Fidelity Funding Company.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/20/2010 (ksh). (EOD: 09/18/2010)			
09/18/2010	1806	Adversary case 10-02765 . (12 (Recovery of money/property - 547 preference),12 (Recovery of money/property - 547 preference)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Fidelity Funding Company.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/20/2010 (ksh). (EOD: 09/18/2010)			
09/17/2010		Clerk's Notification of Transmittal. District Court Number: 2:10-cv-924 (related document(s): 1661 Notice of Appeal) [Copies of Notice of Appeal, Election, Orders and Findings being appealed, Appellant Designation, Appellee Designation, and Docket Sheet sent electronically to District Court.] (jww) (EOD: 09/21/2010)			
09/17/2010		Clerk's Notification of Transmittal. District Court Number: 2:10-cv-921 (related document(s): 1634 Notice of Appeal, 1658 Amended Notice of Appeal) [Copies of Notice of Appeal, Election, Orders and Findings being appealed, Amended Notice of Appeal, Amended Election, Appellant Designation, Appellee Designation, and Docket Sheet sent electronically to District Court.] (jww) (EOD: 09/21/2010)			
09/17/2010		Clerk's Notification of Transmittal. District Court Number:2:10-cv-922 (related document(s): 1643 Notice of Appeal) [Copies of Notice of Appeal, Election to District Court, Orders and Findings being appealed, Appellant Designation, Appellee Designation, and Docket Sheet sent electronically to District Court.] (jww) (EOD: 09/17/2010)			
09/17/2010		Clerk's Notification of Transmittal. District Court Number:2:10-cv-920 (related document(s): 1641 Notice of Appeal) [Copies of Notice of Appeal, Order being appealed, Election, BAP Order Denying Election, Appellee Election, BAP Order Transferring to District Court and BAP Record, Appellant Designation, Appellee Designation, and Docket Sheet sent electronically to District Court.] (jww) (EOD: 09/17/2010)			
09/17/2010	1805	Adversary case 10-02764 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Michael N. Zundel on behalf of Kenneth A. Rushton against Latter Day Church of Christ.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/20/2010 (ksh). (EOD: 09/17/2010)			
09/17/2010		Deferred Adversary Fee. \$500.00. 10-02751, 10-02755.. (bfg) (EOD: 09/17/2010)			

09/17/2010	BANK Appraisal No. 111-557	Docket No. 118-41	Filed: 09/12/2011	Pages: 296 of 1628
09/17/2010		Deferred Adversary Fee. \$1250.00. 10-2756, 10-2757, 10-2758, 10-2759, 10-2760. (fsl) Modified on 9/27/2010 (fsl). (EOD: 09/17/2010)		
09/17/2010		Deferred Adversary Fee. \$2000.00. 10-2741, 10-2742, 10-2744, 10-2745, 10-2746, 10-2747, 10-2748 & 10-2749. (mkz) (EOD: 09/17/2010)		
09/16/2010	1804	Adversary case 10-02760 . (12 (Recovery of money/property - 547 preference),12 (Recovery of money/property - 547 preference)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against The Cypher Company.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/17/2010 (fsl). (EOD: 09/16/2010)		
09/16/2010	1803	Adversary case 10-02759 . (14 (Recovery of money/property - other)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Archuleta Trucking, LLC.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/17/2010 (fsl). (EOD: 09/16/2010)		
09/16/2010	1802	Adversary case 10-02758 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against SMC Electrical Products, Inc., Becker Mining America, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/17/2010 (fsl). (EOD: 09/16/2010)		
09/16/2010	1801	Adversary case 10-02757 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against R.M. Wilson Co..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/17/2010 (fsl). (EOD: 09/16/2010)		
09/16/2010	1800	Adversary case 10-02756 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Golden West Industries, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/17/2010 (fsl). (EOD: 09/16/2010)		
09/16/2010	1799	Adversary case 10-02755 . (12 (Recovery of money/property - 547 preference),12 (Recovery of money/property - 547 preference)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against World Enterprises, World Enterprises, Mountain Coin Machine Distributors, Mountain Coin Machine Distributors.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/16/2010)		
09/16/2010	1798	Adversary case 10-02751 . (12 (Recovery of money/property - 547 preference),12 (Recovery of money/property - 547 preference)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against World Enterprises, World Enterprises, Mountain Coin Distributors, Mountain Coin Machine Distributors.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/16/2010)		
09/16/2010	1797	Adversary case 10-02749 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Tyler O. Waltman on behalf of Kenneth A. Rushton against Morgantown Machine & Hydraulics of Utah, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/17/2010 (mkz). (EOD: 09/16/2010)		
09/16/2010	1796	Adversary case 10-02748 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Hiawatha Coal Company, Inc., World Enterprises.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/16/2010)		
09/16/2010	1795	Adversary case 10-02747 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Hiawatha Coal Company, Inc., M.B.S.C., L.L.C..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/16/2010)		
09/16/2010	1794	Adversary case 10-02746 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Hiawatha Coal Company, Inc., Security Funding, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/16/2010)		

BANK Appraisal		No. 111-577	Doc# 118-41	Filed: 09/15/2011	Page: 307 of 1528
09/16/2010	1793	Adversary case 10-02745 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Hiawatha Coal Company, Inc., Fidelity Funding Company.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/16/2010)			
09/16/2010	1792	Adversary case 10-02744 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Hiawatha Coal Company, Inc., ABM, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/16/2010)			
09/16/2010		Deferred Reopening/Adversary Fee. 3500.00. 10-2726,10-2727,10-2728,10-2729,10-2730,10-2731,10-2732,10-2734,10-2735,10-2736 10-2737,10-2738,10-2739,10-2740. (djf) Modified on 9/27/2010 (mtm). (EOD: 09/16/2010)			
09/16/2010	1791	Adversary case 10-02742 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth Rushton against United Central Industrial Supply Company. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/17/2010 (mtm). (EOD: 09/16/2010)			
09/16/2010	1790	Adversary case 10-02741 . (14 (Recovery of money/property - other)):Complaint by Kenneth Rushton against Morgantown Machine & Hydraulics of Utah, Inc.. Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/17/2010 (mtm). (EOD: 09/16/2010)			
09/15/2010	1789	Adversary case 10-02740 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Attco Trucking Company, Inc., dba CTC Trucking, CTC Trucking LLC.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)			
09/15/2010	1788	Adversary case 10-02739 . (13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Attco Trucking Company, Inc., dba CTC Trucking, CTC Trucking LLC.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)			
09/15/2010	1787	Adversary case 10-02738 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against Strata Products (USA), LLC.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)			
09/15/2010	1786	Adversary case 10-02737 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against SGS North America Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)			
09/15/2010	1785	Adversary case 10-02736 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Rocky Mountain Power, a division of PacifiCorp.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)			
09/15/2010	1784	Adversary case 10-02735 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Richwood Industries.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)			
09/15/2010	1783	Adversary case 10-02734 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Tiefenbach North America, LLC.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/15/2010)			
09/15/2010	1782	Appellee Designation of Record and Statement of Issues of Appeal (related document(s): 1634 Notice of Appeal, 1641 Notice of Appeal, 1643 Notice of Appeal, 1658 Amended Notice of Appeal, 1661 Notice of Appeal) Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 9/17/2010 (jww). (EOD: 09/15/2010)			
09/15/2010	1781	Adversary case 10-02732 . (14 (Recovery of money/property - other)):Complaint by Kenneth Rushton against Pierce Oil Company, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/16/2010 (mtm). (EOD: 09/15/2010)			

BANK Appraisal	No. 111-557	Docket No. 118-41	Filed: 09/15/2011	Pages: 318 of 1028
09/15/2010	1780	Adversary case 10-02731 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Minerals Equipment Company.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)		
09/15/2010	1779	Adversary case 10-02730 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against Mac's Mining Repair Service, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)		
09/15/2010	1778	Adversary case 10-02729 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Burrell Mining Products, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)		
09/15/2010	1777	Adversary case 10-02728 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Industrial Electrical Motor Service, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)		
09/15/2010	1776	Adversary case 10-02727 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Jamax, Incorporated dba Jay-Max Sales.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/15/2010)		
09/15/2010	1775	Adversary case 10-02726 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Joy Technologies Inc., Joy Mining Machinery.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/15/2010)		
09/15/2010		Deferred Reopening/Adversary Fee. 3000.00. 10-2712,10-2715,10-2716,10-2717,10-2718,10-2719,10-2720,10-2721,10-2722,10-2723,10-2724,10-2725. (djf) (EOD: 09/15/2010)		
09/14/2010	1774	Adversary case 10-02725 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Joy Technologies Inc., DBA- Joy Mining Machinery.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/15/2010 (deed). (EOD: 09/14/2010)		
09/14/2010	1773	Adversary case 10-02724 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against Bucyrus America, Inc., FKA DBT America, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/15/2010 (deed). (EOD: 09/14/2010)		
09/14/2010	1772	Adversary case 10-02723 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against First Choice, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/14/2010)		
09/14/2010	1771	Adversary case 10-02722 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Fairmont Supply Company.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/14/2010)		
09/14/2010	1770	Adversary case 10-02721 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against C.L. Thomas, Inc., Haycock Petroleum.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/14/2010)		
09/14/2010	1769	Adversary case 10-02720 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Continental Conveyor & Equipment, Continental Conveyor & Equipment Company, Inc., Continental Conveyor & Equipment Co. LP.Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/14/2010)		
09/14/2010	1768	Adversary case 10-02719 . (13 (Recovery of money/property - 548 fraudulent transfer),14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against ABM, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/14/2010)		

BANK Appraisal	No. 111-577	Docket No. 118-41	Filed: 09/12/2011	Pages: 32 of 1228
09/14/2010	1767	Adversary case 10-02718 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A. Rushton against Carl E. Kingston.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/14/2010)		
09/14/2010	1766	Adversary case 10-02717 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against The Cypher Company, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/14/2010)		
09/14/2010	1765	Adversary case 10-02716 . (14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against Advanced Equipment Company, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) (EOD: 09/14/2010)		
09/14/2010	1764	Adversary case 10-02715 . (14 (Recovery of money/property - other)):Complaint by Kenneth Rushton against Applied Industrial Technologies, Inc..Receipt Number DEFER, Fee Amount \$250 (Waltman, Tyler) Modified on 9/16/2010 (mtm). (EOD: 09/14/2010)		
09/14/2010	1763	Adversary case 10-02712 . (11 (Recovery of money/property - 542 turnover of property)):Complaint by Kenneth Rushton against Bank of Utah.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 9/16/2010 (mtm). (EOD: 09/14/2010)		
09/13/2010		Deferred Adversary Fee. 250.00. 10-2704. (mtm) (EOD: 09/13/2010)		
09/13/2010	1762	Adversary case 10-02704 . (12 (Recovery of money/property - 547 preference),13 (Recovery of money/property - 548 fraudulent transfer)):Complaint by Kenneth A Rushton against PPMC, INC..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/13/2010)		
09/10/2010	1761	Certificate of Service Re: Order. (related document(s): 1758 Order on Motion to Quash) Service Date 09/10/2010. (Admin.) (EOD: 09/10/2010)		
09/10/2010	1760	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1641 Notice of Appeal) Filed by Charles Reynolds Appellee designation due by 09/24/2010. Transmission of Designation Due by 10/12/2010. (Walker, Russell) Modified on 9/17/2010 (jww). (EOD: 09/10/2010)		
09/08/2010	1758	Order Denying Motion to Quash Subpoena and For Protective Order(Related Doc # 1550), Granting Motion To Compel F. Mark Hansen to Comply with Trustee's Subpoena. (Related Doc # 1577) (mtm) (EOD: 09/08/2010)		
09/07/2010	1757	Pending Order (Hearing Held) related documents(s): 1577 Motion to Compel Filed by: (Korb, Jennifer) [Order# 143360] (EOD: 09/07/2010)		
09/07/2010		Minute Entry The motion to quash is denied. The motion to compel is granted. Re: (related document(s): 1550 Motion to Quash, 1577 Motion to Compel) Appearance : Michael N. Zundel/tr, Jennifer Korb/tr, Mark Hansen/pro se; (th) (EOD: 09/07/2010)		
09/05/2010	1756	Certificate of Service Re: Order. (related document(s): 1751 Amended Order) Service Date 09/05/2010. (Admin.) (EOD: 09/05/2010)		
09/04/2010	1755	Certificate of Service Re: Order. (related document(s): 1746 Clerk's Notice of Filing of Appeal) Service Date 09/04/2010. (Admin.) (EOD: 09/04/2010)		
09/04/2010	1754	BNC Certificate of Service - Re: Appeal Guidelines. (related document(s): 1746 Clerk's Notice of Filing of Appeal) Service Date 09/04/2010. (Admin.) (EOD: 09/04/2010)		
09/03/2010	1753	Certificate of Service Re: Order. (related document(s): 1740 Order on Motion for Examination) Service Date 09/03/2010. (Admin.) (EOD: 09/03/2010)		
09/03/2010	1752	Request for Transcript Filed by Hiawatha Coal Company, Inc. Transcript Due by 10/4/2010. (Guyon, Peter) (EOD: 09/03/2010)		

BAP Appeal No. 111-557 District No. 13-4 Filed: 08/12/2011 Page: 350 of 1228		
09/03/2010	1751	Amended Order To show Cause Issued to Standard Industries, Inc., Charles Reynolds and Dorothy Sanders. The Trustee's Amended Motion is granted. Standard shall appear before this Court on October 21, 2010 at 2:00 p.m. and show cause as to why it should not be held in contempt for its failure to comply with this Court's July 23, 2008 Order of Civil Contempt Against Standard Industries, Inc. and C.O. P's Coal Development Company for Violations of the Automatic Stay. (Signed as Modified by the Court) (related document(s): 1128 Order on Motion for Order to Show Cause) (mtm) (EOD: 09/03/2010)
09/02/2010	1750	Certificate of Service Re: Order. (related document(s): 1729 Order on Motion for Examination) Service Date 09/02/2010. (Admin.) (EOD: 09/02/2010)
09/02/2010	1749	Certificate of Service Re: Order. (related document(s): 1728 Order on Motion for Examination) Service Date 09/02/2010. (Admin.) (EOD: 09/02/2010)
09/02/2010	1748	Certificate of Service Re: Order. (related document(s): 1727 Order on Motion for Examination) Service Date 09/02/2010. (Admin.) (EOD: 09/02/2010)
09/02/2010	1747	Request for Transcript - <i>Notice of Transcript Order Form - - Notice of Transcript Order Form</i> - Filed by ANR Company, Inc. Transcript Due by 10/4/2010. (Kingston, David) (EOD: 09/02/2010)
09/02/2010	1746	Clerk's Notice of Filing of Appeal. An Election to District Court Has Been Granted by the BAP. (related document(s): 1641 Notice of Appeal) (jww) (EOD: 09/02/2010)
09/01/2010	1759	Request for Transcript Signed by Transcriptionist Filed by C.O.P. Coal Development Company Transcript Due by 10/1/2010. (jww) (EOD: 09/09/2010)
09/01/2010	1745	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1661 Notice of Appeal) Filed by ANR Company, Inc. Appellee designation due by 09/15/2010. Transmission of Designation Due by 10/1/2010. (Kingston, David) Modified on 9/17/2010 (jww). (EOD: 09/01/2010)
09/01/2010	1744	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1658 Notice of Appeal) Filed by Hiawatha Coal Company, Inc. Appellee designation due by 09/15/2010. Transmission of Designation Due by 10/1/2010. (Guyon, Peter) Modified on 9/17/2010 (jww). (EOD: 09/01/2010)
09/01/2010	1743	Request for Transcript - <i>Notice of Transcript Order Form - Appeal - Notice of Transcript Order Form - Appeal</i> Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Inc., Standard Industries, Inc., World Enterprises Transcript Due by 10/1/2010. (Pinkston, David) (EOD: 09/01/2010)
09/01/2010	1742	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1643 Notice of Appeal) Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Inc., Standard Industries, Inc., World Enterprises Appellee designation due by 09/15/2010. Transmission of Designation Due by 10/1/2010. (Pinkston, David) (EOD: 09/01/2010)
09/01/2010	1741	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to Valley Coal (Related Doc # 1734) (mtm) (EOD: 09/01/2010)
09/01/2010	1740	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to Far West Bank Concerning Hiawatha's Account Ending 0043 (Related Doc # 1732) (mtm) (EOD: 09/01/2010)
09/01/2010	1739	Notice from BAP: Order granting Appellee's election and transferring appeal to United States District Court. Pending completion of the record on appeal, the appeal is returned to the bankruptcy court (related document(s): 1641 Notice of Appeal, 1738 Election of Appeal to District Court). (BAP5) (EOD: 09/01/2010)
09/01/2010	1738	Election of Appeal to District Court (related document(s): 1641 Notice of Appeal) <i>Trustee's Election to Have Appeal of C.W. Mining Company and Charles Reynolds, BAP No. UT-10-056,</i>

	BAP Appraisal No.	Docket No. Filed: 08/12/2011 Pages: 34 of 1528 Heard by the District Court for the District of Utah Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 09/01/2010)
09/01/2010	1737	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to Scott Auto Sales and Finance Co. (Related Doc # 1730) (mtm) (EOD: 09/01/2010)
09/01/2010	1736	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to Paul Kingston (Related Doc # 1725) (mtm) (EOD: 09/01/2010)
08/31/2010	1735	Pending Order (Ex Parte) related documents(s): 1734 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 142937] (EOD: 08/31/2010)
08/31/2010	1734	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Valley Coal</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/31/2010)
08/31/2010	1733	Pending Order (Ex Parte) related documents(s): 1732 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 142907] (EOD: 08/31/2010)
08/31/2010	1732	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Far West Bank Concerning Hiawatha's Account Ending 0043</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) Modified on 9/1/2010 (mtm). (EOD: 08/31/2010)
08/31/2010	1731	Pending Order (Ex Parte) related documents(s): 1730 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 142829] (EOD: 08/31/2010)
08/31/2010	1730	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Scott Auto Sales and Finance Co.</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/31/2010)
08/31/2010	1729	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to Ninth Street Development, L.L.C. (Related Doc # 1723) (mtm) (EOD: 08/31/2010)
08/31/2010	1728	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to Jefferson County Treasurer (Related Doc # 1721) (mtm) (EOD: 08/31/2010)
08/31/2010	1727	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to Madison County Tax Collector (Related Doc # 1719) (mtm) (EOD: 08/31/2010)
08/30/2010	1726	Pending Order (Ex Parte) related documents(s): 1725 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 142800] (EOD: 08/30/2010)
08/30/2010	1725	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Paul Kingston</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/30/2010)
08/30/2010	1724	Pending Order (Ex Parte) related documents(s): 1723 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 142769] (EOD: 08/30/2010)
08/30/2010	1723	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Ninth Street Development, L.L.C.</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/30/2010)
08/30/2010	1722	Pending Order (Ex Parte) related documents(s): 1721 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 142767] (EOD: 08/30/2010)
08/30/2010	1721	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Jefferson County Treasurer</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/30/2010)
08/30/2010	1720	Pending Order (Ex Parte) related documents(s): 1719 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 142764] (EOD: 08/30/2010)
08/30/2010	1719	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to</i>

	BAP Appraisal No.	Docket No. Filed: 08/12/2011 Page: 352 of 1528 Madison County Tax Collector, Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/30/2010)
08/29/2010	1718	Certificate of Service Re: Order. (related document(s): 1712 Unsigned Order) Service Date 08/29/2010. (Admin.) (EOD: 08/29/2010)
08/27/2010	1717	Certificate of Service Re: Order. (related document(s): 1707 Order on Application to Employ Attorney) Service Date 08/27/2010. (Admin.) (EOD: 08/27/2010)
08/27/2010	1716	Pending Order (Ex Parte) related documents(s): 1714 Amended Motion Filed by: (Waltman, Tyler) [Order# 142694] (EOD: 08/27/2010)
08/27/2010	1715	Memorandum in Support (related document(s): 1714 Amended Motion) Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/27/2010)
08/27/2010	1714	Amended Motion (related document(s): 1128 Order on Motion for Order to Show Cause) Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/27/2010)
08/27/2010	1713	Reply to (related document(s): 1577 Motion to Compel) <i>Memorandum in Support</i> Filed by Kenneth A. Rushton tr (Korb, Jennifer) (EOD: 08/27/2010)
08/27/2010	1712	Unsigned Order (related document(s): 1711 Pending Order) Reason Order Was Unsigned:Requires Notice and a Hearing (mtm) (EOD: 08/27/2010)
08/26/2010		Creditor Request for Notices Filed by U.S. Bank National Association (Green, Daniel) (EOD: 08/26/2010)
08/26/2010	1711	Pending Order (Other) related documents(s): 1709 Motion to Allow Claim(s) Filed by: (Green, Daniel) [Order# 142545] (EOD: 08/26/2010)
08/26/2010	1710	Affidavit/Declaration (related document(s): 1709 Motion to Allow Claim(s)) Filed by U.S. Bank National Association (Green, Daniel) (EOD: 08/26/2010)
08/26/2010	1709	Motion to Allow Claim(s). Claim Number(s): 35 . Filed by U.S. Bank National Association (Green, Daniel) Modified on 8/26/2010 (mtm). (EOD: 08/26/2010)
08/26/2010		Remark. Order Consolidating Appeals 2:10-cv-039, 2:10-cv-044, 2:10-cv-076, and 2:10-cv-082 entered in District Court. (jww) (EOD: 08/26/2010)
08/25/2010	1708	Report <i>Trustee's Report of Closing of Mine Sale</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/25/2010)
08/25/2010	1707	Supplemental Order Authorizing Employment of Prince, Yeates & Geldzahler As General Counsel to advise and consult with the Trustee concerning questions arising in the conduct of the administration of the estate concerning the Trustee's rights and remedies with regard to the estate's assets and the claims of creditors and other parties-in-interest. (Related Doc # 1520) (mtm) (EOD: 08/25/2010)
08/24/2010	1706	Reply Memorandum in Support (related document(s): 1550 Motion to Quash, And In Opposition To Motion To Compel 1577 Motion to Compel) Filed by F. Mark Hansen (mtm) (EOD: 08/24/2010)
08/23/2010	1705	Transcript regarding Hearing Held 12/12/08 RE: Motion for Relief and Order To Show Cause. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 11/22/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Debra A. Dibble, Telephone number 801-328-1188. (related document(s): 236 Motion for Ex Parte Relief filed by Petitioning Creditor Aquila Inc, Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 8/30/2010. Redaction Request Due By 9/13/2010. Redacted Transcript Submission Due By 9/23/2010. Transcript access will be restricted through 11/22/2010. (mtm)

BAP Appraisal No. 111-577 Docket No. 18-41 Filed: 08/12/2011 Page: 363 off 1628		
		(EOD: 08/24/2010)
08/22/2010	1704	Certificate of Service Re: Order. (related document(s): 1678 Order on Motion for Examination) Service Date 08/22/2010. (Admin.) (EOD: 08/22/2010)
08/22/2010	1703	Certificate of Service Re: Order. (related document(s): 1677 Order on Motion for Examination) Service Date 08/22/2010. (Admin.) (EOD: 08/22/2010)
08/22/2010	1702	Certificate of Service Re: Order. (related document(s): 1676 Order on Motion for Examination) Service Date 08/22/2010. (Admin.) (EOD: 08/22/2010)
08/21/2010	1701	Certificate of Service Re: Order. (related document(s): 1667 Clerk's Notice of Filing of Appeal) Service Date 08/21/2010. (Admin.) (EOD: 08/21/2010)
08/21/2010	1700	Certificate of Service Re: Order. (related document(s): 1666 Clerk's Notice of Filing of Appeal) Service Date 08/21/2010. (Admin.) (EOD: 08/21/2010)
08/21/2010	1699	Certificate of Service Re: Order. (related document(s): 1665 Clerk's Notice of Filing of Appeal) Service Date 08/21/2010. (Admin.) (EOD: 08/21/2010)
08/21/2010	1698	Certificate of Service Re: Order. (related document(s): 1664 Order on Motion for Examination) Service Date 08/21/2010. (Admin.) (EOD: 08/21/2010)
08/21/2010	1697	Certificate of Service Re: Order. (related document(s): 1663 Order on Motion for Examination) Service Date 08/21/2010. (Admin.) (EOD: 08/21/2010)
08/21/2010	1696	BNC Certificate of Service - Re: Appeal Guidelines. (related document(s): 1667 Clerk's Notice of Filing of Appeal) Service Date 08/21/2010. (Admin.) (EOD: 08/21/2010)
08/21/2010	1695	BNC Certificate of Service - Re: Appeal Guidelines. (related document(s): 1666 Clerk's Notice of Filing of Appeal) Service Date 08/21/2010. (Admin.) (EOD: 08/21/2010)
08/21/2010	1694	BNC Certificate of Service - Re: Appeal Guidelines. (related document(s): 1665 Clerk's Notice of Filing of Appeal) Service Date 08/21/2010. (Admin.) (EOD: 08/21/2010)
08/20/2010	1693	Certificate of Service Re: Order. (related document(s): 1657 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1692	Certificate of Service Re: Order. (related document(s): 1656 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1691	Certificate of Service Re: Order. (related document(s): 1655 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1690	Certificate of Service Re: Order. (related document(s): 1654 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1689	Certificate of Service Re: Order. (related document(s): 1653 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1688	Certificate of Service Re: Order. (related document(s): 1652 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1687	Certificate of Service Re: Order. (related document(s): 1651 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1686	Certificate of Service Re: Order. (related document(s): 1650 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)

08/20/2010	BAP Appraisal No. 111-557 1685	Docket No. 118-41 Filed: 08/12/2011 Page: 364 of 1628 Certificate of Service Re: Order. (related document(s): 1649 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1684	Certificate of Service Re: Order. (related document(s): 1648 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1683	Certificate of Service Re: Order. (related document(s): 1647 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1682	Certificate of Service Re: Order. (related document(s): 1646 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1681	Certificate of Service Re: Order. (related document(s): 1645 Order on Motion for Examination) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1680	Certificate of Service Re: Order. (related document(s): 1640 Clerk's Notice of Filing of Appeal) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1679	BNC Certificate of Service - Re: Appeal Guidelines. (related document(s): 1640 Clerk's Notice of Filing of Appeal) Service Date 08/20/2010. (Admin.) (EOD: 08/20/2010)
08/20/2010	1678	Order Directing Rule 2004 Examination, Including Production of Documents To Bonneville Superior Title Company, Inc. (Related Doc # 1674) (lph) (EOD: 08/20/2010)
08/20/2010	1677	Order Directing Rule 2004 Examination, Including Production of Documents To Security Title Guaranty, Co. (Related Doc # 1672) (lph) (EOD: 08/20/2010)
08/20/2010	1676	Order Directing Rule 2004 Examination, Including Production of Documents to Latter Day Church of Christ, dba LDCC (Related Doc # 1670) (lph) (EOD: 08/20/2010)
08/19/2010	1675	Pending Order (Ex Parte) related documents(s): 1674 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141958] (EOD: 08/19/2010)
08/19/2010	1674	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Bonneville Superior Title Company, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/19/2010)
08/19/2010	1673	Pending Order (Ex Parte) related documents(s): 1672 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141957] (EOD: 08/19/2010)
08/19/2010	1672	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Security Title Guaranty, Co.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/19/2010)
08/19/2010	1671	Pending Order (Ex Parte) related documents(s): 1670 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141956] (EOD: 08/19/2010)
08/19/2010	1670	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Latter Day Church of Christ, dba LDCC</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/19/2010)
08/19/2010	1669	Notice from BAP: Appellant's election is denied (related document(s): 1641 Notice of Appeal, 1644 Election of Appeal to District Court). (BAP5) (EOD: 08/19/2010)
08/19/2010	1668	Notice from BAP: Appeal has been docketed. Notice includes deadlines for filing papers with the BAP (related document(s): 1641 Notice of Appeal). (BAP5) Modified on 8/20/2010 (jww). (EOD: 08/19/2010)
08/19/2010	1667	Clerk's Notice of Filing of Appeal. An Election to District Court Has Been Filed. (related document(s): 1661 Notice of Appeal) (jww) (EOD: 08/19/2010)

Date	BAP Appeal No.	Document No. Filed: 08/12/2011 Page: 385 of 1828
08/19/2010	1666	Clerk's Notice of Filing of Appeal. An Election to District Court Has Been Filed. (related document(s): 1643 Notice of Appeal) (jww) (EOD: 08/19/2010)
08/19/2010	1665	Clerk's Notice of Filing of Appeal. An Election to District Court Has Not Been Timely Filed. (related document(s): 1641 Notice of Appeal) (jww) (EOD: 08/19/2010)
08/19/2010	1664	Order Granting Motion For Examination Under Rule 2004 (Related Doc # 1638) (sjl) (EOD: 08/19/2010)
08/19/2010	1663	Order Granting Motion For Examination Under Rule 2004 (Related Doc # 1636) (sjl) (EOD: 08/19/2010)
08/18/2010		Filing Fee Paid. Receipt Number: 8921751 Fee Amount \$255.00 (related document(s): 1661 Notice of Appeal) (ss) (EOD: 08/19/2010)
08/18/2010	1662	Election of Appeal to District Court (related document(s): 1661 Notice of Appeal) Filed by ANR Company, Inc. (Kingston, David) (EOD: 08/18/2010)
08/18/2010		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcapl] (255.00). Receipt number 8925143, amount 255.00. (U.S. Treasury) (EOD: 08/18/2010)
08/18/2010	1661	Notice of Appeal (related document(s): 1558 Order Authorizing Sale, 1490 Findings and Conclusions, 1574 Amended Findings and Conclusions, 1156 Findings and Conclusion, 1189 Order Authorizing Sale) Fee Amount: 255, Filed by ANR Company, Inc. Appellant Designation due by 09/1/2010. Certificate of Readiness Due Date 09/27/2010. (Kingston, David) Modified on 8/19/2010 (jww). (EOD: 08/18/2010)
08/18/2010	1660	Pending Order (Other) related documents(s): 1520 Application to Employ Filed by: (Zundel, Michael) [Order# 141777] (EOD: 08/18/2010)
08/18/2010		Notice from BAP: BAP Appeal Number:UT-10-056 (related document(s): 1641 Notice of Appeal). (BAP1) (EOD: 08/18/2010)
08/18/2010	1659	Election of Appeal to District Court (related document(s): 1658 Notice of Appeal) <i>Amended Election to Have Bankruptcy Appeal Heard by the United States District Court for the District of Utah</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 08/18/2010)
08/18/2010	1658	Amended Notice of Appeal (related document(s): 1634 Notice of Appeal, 1156 Findings of Fact and Conclusions of Law and Order, 1189 Order on Motion for Sale of Property under Section 363(b), 1490 Findings of Fact and Conclusions of Law and Order, 1558 Order on Motion To Sell Property Free and Clear of Liens, 1574 Findings of Fact and Conclusions of Law and Order), Filed by Hiawatha Coal Company, Inc. Appellant Designation due by 09/1/2010. Certificate of Readiness Due Date 09/27/2010. (Guyon, Peter) Modified on 8/18/2010 (jww). (EOD: 08/18/2010)
08/18/2010		Minute Entry Re: Hearing Continued. without date. The trustee is to identify everything that is in dispute and give an appropriate time for Standard Industries to respond. (related document(s): 1128 Order on Motion for Order to Show Cause) Appearance : Michael N. Zundel/tr, Tyler Waltman/tr, Matthew Cox/Standard. Kim Wilson/Standard; (th) (EOD: 08/18/2010)
08/18/2010	1657	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to P.P.M.C., Inc. (Related Doc # 1631) (kpc) (EOD: 08/18/2010)
08/18/2010	1656	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to Continental Conveyor & Equipment Company (Related Doc # 1629) (kpc) (EOD: 08/18/2010)
08/18/2010	1655	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to Insurance Exchange Brokerage Services, Inc. (Related Doc # 1627) (kpc) (EOD: 08/18/2010)
08/18/2010	1654	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to Young Insurance Group, LLC (Related Doc # 1625) (kpc) (EOD: 08/18/2010)

08/18/2010	BAPC Appraisal No. 111-557 1653	Docket No. 118-41 Filed: 08/12/2011 Page: 395 of 1628 Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to Washakie Renewable Energy, LLC. (Related Doc # 1623) (kpc) (EOD: 08/18/2010)
08/18/2010	1652	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to National Union Fire Insurance Company (Related Doc # 1621) (kpc) (EOD: 08/18/2010)
08/18/2010	1651	Order Granting Motion For Examination Under Rule 2004 for Dwyer's Communications, Inc.(Related Doc # 1619) (kpc) (EOD: 08/18/2010)
08/18/2010	1650	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to Trimac Transportation (Related Doc # 1609) (kpc) (EOD: 08/18/2010)
08/18/2010	1649	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to Railco, Inc. (Related Doc # 1607) (kpc) (EOD: 08/18/2010)
08/18/2010	1648	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to Golden West Industries, Inc. (Related Doc # 1605) (kpc) (EOD: 08/18/2010)
08/18/2010	1647	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to D&D Equipment and Supply (Related Doc # 1603) (kpc) (EOD: 08/18/2010)
08/18/2010	1646	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to Cumberland Surety, Inc. (Related Doc # 1601) (kpc) (EOD: 08/18/2010)
08/18/2010	1645	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to Coalt, Inc. (Related Doc # 1599) (kpc) (EOD: 08/18/2010)
08/18/2010	1644	Election of Appeal to District Court (related document(s): 1641 Notice of Appeal) Filed by Russell S. Walker (Walker, Russell) (EOD: 08/18/2010)
08/18/2010		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcapl] (255.00). Receipt number 8922490, amount 255.00. (U.S. Treasury) (EOD: 08/18/2010)
08/18/2010	1643	Notice of Appeal (related document(s): 1558 Order Authorizing Sale, 1490 Findings and Conclusions, 1574 Amended Findings and Conclusions, 1156 Findings and Conclusion, 1189 Order Authorizing Sale) Fee Amount: 255, Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Inc., Standard Industries, Inc., World Enterprises. Appellant Designation due by 09/1/2010. Certificate of Readiness Due Date 09/27/2010. (Pinkston, David) Modified on 8/19/2010 (jww). (EOD: 08/18/2010)
08/18/2010	1642	Election of Appeal to District Court (related document(s): 1643 Notice of Appeal) Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Inc., Standard Industries, Inc., World Enterprises (Pinkston, David) Modified on 8/19/2010 (jww). (EOD: 08/18/2010)
08/18/2010	1641	Notice of Appeal (related document(s): 1558 Order on Motion To Sell Property Free and Clear of Liens) Fee Amount: 255, Filed by Russell S. Walker Appellant Designation due by 09/1/2010.Certificate of Readiness Due Date 09/27/2010. (Walker, Russell) (EOD: 08/18/2010)
08/18/2010	1640	Clerk's Notice of Filing of Appeal. An Election to District Court Has Been Filed. (related document(s): 1634 Notice of Appeal) (jww) (EOD: 08/18/2010)
08/17/2010	1639	Pending Order (Ex Parte) related documents(s): 1638 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141713] (EOD: 08/17/2010)
08/17/2010	1638	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Four Corners Precision Mfg Co.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/17/2010)
08/17/2010	1637	Pending Order (Ex Parte) related documents(s): 1636 Motion for Examination Under Rule 2004

BAP Appeal No.	111-577	Docket No. 118-41	Filed: 08/12/2011	Page: 407 of 1628
08/17/2010	1636	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to D.U. Company, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/17/2010)	Filed by: (Waltman, Tyler) [Order# 141701] (EOD: 08/17/2010)	
08/17/2010	1635	Election of Appeal to District Court (related document(s): 1634 Notice of Appeal) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 08/17/2010)		
08/17/2010		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcapl] (255.00). Receipt number 8917106, amount 255.00. (U.S. Treasury) (EOD: 08/17/2010)		
08/17/2010	1634	Notice of Appeal (related document(s): 1558 Order on Motion To Sell Property Free and Clear of Liens) Fee Amount: 255, Filed by Hiawatha Coal Company, Inc. Appellant Designation due by 08/31/2010.Certificate of Readiness Due Date 09/27/2010. (Guyon, Peter) (EOD: 08/17/2010)		
08/16/2010	1633	Transcript regarding Hearing Held 08/03/2010 RE: Sale Order Objections to be Addressed. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 11/15/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kelly L. Wilburn, Telephone number 801-328-1188. .(related document(s):Minutes of Proceedings, Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 8/23/2010. Redaction Request Due By 9/7/2010. Redacted Transcript Submission Due By 9/16/2010. Transcript access will be restricted through 11/15/2010. (sjl) (EOD: 08/17/2010)		
08/16/2010	1632	Pending Order (Ex Parte) related documents(s): 1631 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141556] (EOD: 08/16/2010)		
08/16/2010	1631	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to P.P.M.C., Inc.</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/16/2010)		
08/16/2010	1630	Pending Order (Ex Parte) related documents(s): 1629 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141554] (EOD: 08/16/2010)		
08/16/2010	1629	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Continental Conveyor & Equipment Company</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/16/2010)		
08/16/2010	1628	Pending Order (Ex Parte) related documents(s): 1627 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141551] (EOD: 08/16/2010)		
08/16/2010	1627	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Insurance Exchange Brokerage Services, Inc.</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/16/2010)		
08/16/2010	1626	Pending Order (Ex Parte) related documents(s): 1625 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141531] (EOD: 08/16/2010)		
08/16/2010	1625	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Young Insurance Group, LLC</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/16/2010)		
08/16/2010	1624	Pending Order (Ex Parte) related documents(s): 1623 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141487] (EOD: 08/16/2010)		
08/16/2010	1623	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Washakie Renewable Energy, LLC</i> , Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/16/2010)		
08/16/2010	1622	Pending Order (Ex Parte) related documents(s): 1621 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141485] (EOD: 08/16/2010)		

Date	Case No.	Description
08/16/2010	1621	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to National Union Fire Insurance Company</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/16/2010)
08/16/2010	1620	Pending Order (Ex Parte) related documents(s): 1619 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141466] (EOD: 08/16/2010)
08/16/2010	1619	Ex Parte Motion for Examination Under Rule 2004 <i>for Dwyer's Communications, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/16/2010)
08/14/2010	1618	Certificate of Service Re: Order. (related document(s): 1596 Order on Motion for Examination) Service Date 08/14/2010. (Admin.) (EOD: 08/14/2010)
08/14/2010	1617	Certificate of Service Re: Order. (related document(s): 1595 Order on Motion for Examination) Service Date 08/14/2010. (Admin.) (EOD: 08/14/2010)
08/14/2010	1616	Certificate of Service Re: Order. (related document(s): 1594 Order on Motion for Examination) Service Date 08/14/2010. (Admin.) (EOD: 08/14/2010)
08/14/2010	1615	Certificate of Service Re: Order. (related document(s): 1593 Order on Motion for Examination) Service Date 08/14/2010. (Admin.) (EOD: 08/14/2010)
08/14/2010	1614	Certificate of Service Re: Order. (related document(s): 1592 Order on Motion for Examination) Service Date 08/14/2010. (Admin.) (EOD: 08/14/2010)
08/14/2010	1613	Certificate of Service Re: Order. (related document(s): 1591 Order on Motion for Examination) Service Date 08/14/2010. (Admin.) (EOD: 08/14/2010)
08/14/2010	1612	Certificate of Service Re: Order. (related document(s): 1590 Unsigned Order) Service Date 08/14/2010. (Admin.) (EOD: 08/14/2010)
08/14/2010	1611	Certificate of Service Re: Order. (related document(s): 1589 Order on Motion for Protective Order) Service Date 08/14/2010. (Admin.) (EOD: 08/14/2010)
08/13/2010	1610	Pending Order (Ex Parte) related documents(s): 1609 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141430] (EOD: 08/13/2010)
08/13/2010	1609	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Trimac Transportation</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/13/2010)
08/13/2010	1608	Pending Order (Ex Parte) related documents(s): 1607 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141420] (EOD: 08/13/2010)
08/13/2010	1607	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Railco, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/13/2010)
08/13/2010	1606	Pending Order (Ex Parte) related documents(s): 1605 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141413] (EOD: 08/13/2010)
08/13/2010	1605	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Golden West Industries, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/13/2010)
08/13/2010	1604	Pending Order (Ex Parte) related documents(s): 1603 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141412] (EOD: 08/13/2010)
08/13/2010	1603	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to D&D Equipment and Supply</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/13/2010)
08/13/2010	1602	Pending Order (Ex Parte) related documents(s): 1601 Motion for Examination Under Rule 2004

	BAP Appraisal No.	Document No. Filed: 08/13/2011 Page: 42 of 128 Filed by: (Waltman, Tyler) [Order# 141411] (EOD: 08/13/2010)
08/13/2010	1601	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Cumberland Surety, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/13/2010)
08/13/2010	1600	Pending Order (Ex Parte) related documents(s): 1599 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141410] (EOD: 08/13/2010)
08/13/2010	1599	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to Coalt, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/13/2010)
08/12/2010	1598	Notice of Hearing (related document(s): 1550 Motion to Quash, 1577 Motion to Compel) Filed by Jennifer R. Korb on behalf of Kenneth A. Rushton tr Hearing scheduled for 9/7/2010 at 02:00 PM at US Bankruptcy Court. (Korb, Jennifer) (EOD: 08/12/2010)
08/12/2010	1597	Disclosure of Compensation of Attorney for Debtor (per BR 2016) filed by Debtor(s). (Walker, Russell) (EOD: 08/12/2010)
08/12/2010	1596	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to N.W.R. Limited Partnership (Related Doc # 1586) (mtm) (EOD: 08/12/2010)
08/12/2010	1595	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to American West Bank Concerning Co-Op Mine's Account Ending 6045 (Related Doc # 1524) (mtm) (EOD: 08/12/2010)
08/12/2010	1594	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to JPMorgan Chase Bank Concerning All Written Checks on NBM's Account Ending 0190 (Related Doc # 1542) (mtm) (EOD: 08/12/2010)
08/12/2010	1593	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to JPMorgan Chase Bank Concerning Hiawatha's Account Ending 3155 (Related Doc # 1526) (mtm) (EOD: 08/12/2010)
08/12/2010	1592	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents to American West Bank Concerning Hiawatha's Account Ending 0078 (Related Doc # 1522) (mtm) (EOD: 08/12/2010)
08/12/2010	1591	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents to JPMorgan Chase Bank Concerning NBM's Accounts Ending 0156, 2269, 7200, and 9877 (Related Doc # 1517) (mtm) (EOD: 08/12/2010)
08/12/2010	1590	Unsigned Order (related document(s): 1579 Pending Order) Reason Order Was Unsigned: Requires notice and a hearing (mtm) (EOD: 08/12/2010)
08/12/2010	1589	Stipulated Protective Order. Please see order for particulars. (Related Doc # 1575) (mtm) (EOD: 08/12/2010)
08/11/2010	1588	Certificate of Service Re: Order. (related document(s): 1574 Findings of Fact and Conclusions of Law and Order) Service Date 08/11/2010. (Admin.) (EOD: 08/11/2010)
08/11/2010	1587	Pending Order (Ex Parte) related documents(s): 1586 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141152] (EOD: 08/11/2010)
08/11/2010	1586	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to N.W.R. Limited Partnership</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 08/11/2010)
08/11/2010	1585	Pending Order (Ex Parte) related documents(s): 1524 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141121] (EOD: 08/11/2010)

08/11/2010	BANK Appraisal No. 111-577	Docket No. 118-41	Filed: 08/12/2011	Page: 43 of 1628
08/11/2010		Adversary Case 2:09-ap-2798 Disposed. (dig) (EOD: 08/11/2010)		
08/11/2010	1584	Pending Order (Ex Parte) related documents(s): 1542 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141077] (EOD: 08/11/2010)		
08/11/2010	1583	Pending Order (Ex Parte) related documents(s): 1526 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141073] (EOD: 08/11/2010)		
08/11/2010	1582	Pending Order (Ex Parte) related documents(s): 1522 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141066] (EOD: 08/11/2010)		
08/11/2010	1581	Pending Order (Ex Parte) related documents(s): 1517 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 141063] (EOD: 08/11/2010)		
08/10/2010	1580	Pending Order (Agreed to/Stipulated) related documents(s): 1575 Motion for Protective Order Filed by: (Zundel, Michael) [Order# 141045] (EOD: 08/10/2010)		
08/10/2010	1579	Pending Order (Other) related documents(s): 1577 Motion to Compel Filed by: (Korb, Jennifer) [Order# 140997] Modified on 8/11/2010 (mtm). (EOD: 08/10/2010)		
08/10/2010	1578	Memorandum in Support (related document(s): 1550 Motion to Quash, 1577 Motion to Compel) <i>in Support of Trustee's Motion to Compel and in Opposition to F. Mark Hansen's Motion to Quash Subpoena and for Protective Order</i> Filed by Kenneth A. Rushton tr (Korb, Jennifer) (EOD: 08/10/2010)		
08/10/2010	1577	Motion to Compel <i>Testimony and Production of Documents Under Bankruptcy Rule 2004 (F. Mark Hansen)</i> Filed by Kenneth A. Rushton tr (Korb, Jennifer) (EOD: 08/10/2010)		
08/10/2010		Minute Entry Re: The motion is authorized with a protective order that this information is used only for these proceedings. OTF-Zundel Re: (related document(s): 1526 Motion for Examination Under Rule 2004) Appearance : Tyler O. Waltman/tr, Matthew Cox/COP, Michael Zundel/tr, Peter Guyon/Hiwatha (EOD: 08/10/2010)		
08/10/2010		Minute Entry The motion is authorized with a protective order that this information is used only for these proceedings. OTF-Zundel Re: (related document(s): 1522 Motion for Examination Under Rule 2004) Appearance : Tyler O. Waltman/tr, Matthew Cox/COP, Michael Zundel/tr, Peter Guyon/Hiwatha; (th) (EOD: 08/10/2010)		
08/09/2010	1576	Memorandum in Support (related document(s): 1575 Motion for Protective Order) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 08/09/2010)		
08/09/2010	1575	Motion for Protective Order <i>Hiawatha Coal Company, Inc.'s Objections to Ex-Parte Motions for 2004 Examinations as They Pertain to Hiawatha; Motion to Quash 2004 Subpoenas; and in the Alternative to Modify Subpoenas</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 8/10/2010 (mtm). (EOD: 08/09/2010)		
08/09/2010	1574	Amended Findings of Fact and Conclusions of Law and Order in Connection With: Trustee's Motion for Additional Findings on Trustee's Motion Requesting Authority to Assume Executory Contracts and Motion for Order Authorizing Assignment of Executory Contracts and Sale of Mine Assets Free and Clear of All Liens, Claims, Interests, and Encumbrances Pursuant to 11 U.S.C. Section 105,363,and 365 and Motion for Order Requiring Removal From Mine Site Property Owned by Third Parties and Motion for Determination of Ownership of Property at the Mine Site Pursuant to Prior Order. (djf) (EOD: 08/09/2010) Modified on 8/16/2010 (djf). (EOD: 08/09/2010)		
08/08/2010	1573	Certificate of Service Re: Order. (related document(s): 1567 Unsigned Order) Service Date 08/08/2010. (Admin.) (EOD: 08/08/2010)		
08/08/2010	1572	Certificate of Service Re: Order. (related document(s): 1566 Unsigned Order) Service Date 08/08/2010. (Admin.) (EOD: 08/08/2010)		

08/08/2010	BANK Appraisal No. 111-577 1571	Docket No. 118-41 Filed: 08/12/2011 Pages: 4/1 of 1528 Certificate of Service Re: Order. (related document(s): 1565 Unsigned Order) Service Date 08/08/2010. (Admin.) (EOD: 08/08/2010)
08/08/2010	1570	Certificate of Service Re: Order. (related document(s): 1564 Unsigned Order) Service Date 08/08/2010. (Admin.) (EOD: 08/08/2010)
08/08/2010	1569	Certificate of Service Re: Order. (related document(s): 1563 Unsigned Order) Service Date 08/08/2010. (Admin.) (EOD: 08/08/2010)
08/06/2010	1568	Certificate of Service Re: Order. (related document(s): 1558 Order on Motion To Sell Property Free and Clear of Liens) Service Date 08/06/2010. (Admin.) (EOD: 08/06/2010)
08/06/2010	1567	Unsigned Order (related document(s): 1543 Pending Order) Reason Order Was Unsigned:Alternate order to be signed. (mtm) (EOD: 08/06/2010)
08/06/2010	1566	Unsigned Order (related document(s): 1527 Pending Order) Reason Order Was Unsigned:Alternate order to be signed. (mtm) (EOD: 08/06/2010)
08/06/2010	1565	Unsigned Order (related document(s): 1525 Pending Order) Reason Order Was Unsigned: Alternate order to be signed. (mtm) (EOD: 08/06/2010)
08/06/2010	1564	Unsigned Order (related document(s): 1523 Pending Order) Reason Order Was Unsigned: Alternate order to be signed. (mtm) (EOD: 08/06/2010)
08/06/2010	1563	Unsigned Order (related document(s): 1518 Pending Order) Reason Order Was Unsigned: Alternate order to be signed. (mtm) (EOD: 08/06/2010)
08/05/2010	1562	Certificate of Service Re: Order. (related document(s): 1557 Order on Motion to Expedite Hearing) Service Date 08/05/2010. (Admin.) (EOD: 08/05/2010)
08/05/2010	1561	Certificate of Service Re: Order. (related document(s): 1556 Order on Motion for Ex Parte Relief) Service Date 08/05/2010. (Admin.) (EOD: 08/05/2010)
08/05/2010		Minute Entry Motion granted. The same protective will apply as in the prior orders. Re: (related document(s): 1517 Motion for Examination Under Rule 2004 filed by Kenneth A. Rushton tr, 1524 Motion for Examination Under Rule 2004 filed by Kenneth A. Rushton tr, 1542 Motion for Examination Under Rule 2004 filed by Kenneth A. Rushton tr)Appearances:Michael Zundel/tr, Matthew Cox/COP, Kim Wilson/COP, David Kingston/ANR;. (th) (EOD: 08/05/2010)
08/05/2010		Minute Entry Re: Hearing Continued.: (related document(s): 1526 Motion for Examination Under Rule 2004 filed by Kenneth A. Rushton tr)Appearances:Michael Zundel/tr, Matthew Cox/COP, Kim Wilson/COP, David Kingston/ANR; Hearing scheduled for 8/10/2010 at 09:00 AM at US Bankruptcy Court. (th) (EOD: 08/05/2010)
08/05/2010		Minute Entry Re: Hearing Continued.: (related document(s): 1522 Motion for Examination Under Rule 2004) Appearance : Michael Zundel/tr, Matthew Cox/COP, Kim Wilson/COP, David Kingston/ANR; Hearing scheduled for 08/10/2010 at 09:00 AM at US Bankruptcy Court. (th) (EOD: 08/05/2010)
08/05/2010	1560	Memorandum in Support of (Related document(s): 1599 Motion to Quash) Filed by National Business Management, Inc. (Kingston, David) Modified on 8/5/2010 (mtm). Modified on 8/5/2010 (mtm). (EOD: 08/05/2010)
08/05/2010	1559	Motion to Quash <i>or in the Alternative to Modify Subpoenas to JPMorgan Chase for NBM Bank Accounts Ending in 0190, 0156, 2269, 7200 and 9877 And For Protective Order</i> Filed by National Business Management, Inc. (Kingston, David) Modified on 8/5/2010 (mtm). (EOD: 08/05/2010)
08/04/2010	1558	Order Granting Motion To Sell Property Free and Clear of Liens Please se order for particulars. (Order replaces Pending Order 139500) (Related Doc # 1299) (mtm) (EOD: 08/04/2010)

08/03/2010	BANK Appraisal No. 111-557	Docket No. 118-41 Filed: 08/12/2011 Pages: 452 of 1628 Order Granting Motion Expedite Hearing (Related Doc # 1545) Hearing scheduled for 8/5/2010 at 01:30 PM at US Bankruptcy Court. (mtm) (EOD: 08/03/2010)
08/03/2010	1557	Minute Entry The court addressed the objections and stated the changes to the sale order on the record. Re: Hearing on Objections to Sale Order. Appearances:Matthew Cox and Kim Wilson/COP et al, Michael Zundel/tr, James Swindler/tr, Richard Thornton/tr, David Kingston/ANR et al, George Hofmann/Rhino Energy, Williams Dobbs/telephonic/Rhino Energy, Brent Wride/Aquila, Russell Walker/CW Mining and Charles Reynolds;. (th) (EOD: 08/03/2010)
08/03/2010	1556	Order Granting Ex Parte Motion to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on August 3, 2010 (Related Doc # 1539) (mtm) (EOD: 08/03/2010)
08/02/2010	1555	Subpoena/Subpoena Duces Tecum. Return of Service Re:Tyco Fire & Security c/o CT Corporation System, Registered Agent (mtm) (EOD: 08/02/2010)
08/02/2010	1554	Subpoena/Subpoena Duces Tecum. Return of Service Re:DBT America, Inc. Bucyrus International, Inc. c/o CT Corporation System (mtm) (EOD: 08/02/2010)
08/02/2010	1553	Subpoena/Subpoena Duces Tecum. Return of Service Re:Morgantown Machine & Hydro c/o CT Corporation System, Registered Agent (mtm) (EOD: 08/02/2010)
08/02/2010	1552	Subpoena/Subpoena Duces Tecum. Return of Service Re:Strata Products c/o CT Corporation System, Registered Agent (mtm) (EOD: 08/02/2010)
08/02/2010	1551	Memorandum in Support (related document(s): 1550 Motion to Quash) Filed by F. Mark Hansen (mtm) (EOD: 08/02/2010)
08/02/2010	1550	Motion to Quash Subpoena and For Protective Order Filed by F. Mark Hansen (mtm) (EOD: 08/02/2010)
08/01/2010	1549	Certificate of Service Re: Order. (related document(s): 1536 Order on Motion to Expedite Hearing) Service Date 08/01/2010. (Admin.) (EOD: 08/01/2010)
08/01/2010	1548	Certificate of Service Re: Order. (related document(s): 1535 Unsigned Order) Service Date 08/01/2010. (Admin.) (EOD: 08/01/2010)
07/30/2010	1547	Expedited Notice of Hearing (related document(s): 1542 Motion for Examination Under Rule 2004) Filed by Tyler O. Waltman on behalf of Kenneth A. Rushton tr Hearing scheduled for 8/5/2010 at 01:30 PM at US Bankruptcy Court. (Waltman, Tyler) (EOD: 07/30/2010)
07/30/2010	1546	Pending Order (Ex Parte) related documents(s): 1545 Motion to Expedite Hearing Filed by: (Waltman, Tyler) [Order# 140187] (EOD: 07/30/2010)
07/30/2010	1545	Ex Parte Motion to Expedite Hearing (related document(s): 1542 Motion for Examination Under Rule 2004) Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/30/2010)
07/30/2010	1544	Pending Order (Other) related documents(s): 1538 Motion to Continue/Reschedule Hearing Filed by: (Guyon, Peter) [Order# 140183] (EOD: 07/30/2010)
07/30/2010	1543	Pending Order (Ex Parte) related documents(s): 1542 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 140165] (EOD: 07/30/2010)
07/30/2010	1542	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to JPMorgan Chase Bank Concerning All Written Checks on NBM's Account Ending 0190</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/30/2010)
07/30/2010	1541	Notice (related document(s): 1538 Motion to Continue/Reschedule Hearing filed by Witness Hiawatha Coal Company, Inc.) <i>Erratum</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 07/30/2010)

07/30/2010	BBAP Appraisal No. 111-577 1540	Docket No. 118-41 Filed: 08/12/2011 Pages: 4/3 of 1528 Pending Order Granting Ex Parte Motion to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on August 3, 2010 (Ex Parte) related documents(s): 1539 Motion for Ex Parte Relief Filed by: (Hofmann, George) [Order# 140162] (EOD: 07/30/2010)
07/30/2010	1539	Motion for Ex Parte Relief to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on August 3, 2010 Filed by Rhino Energy LLC (Hofmann, George) (EOD: 07/30/2010)
07/30/2010	1538	Motion to Continue/Reschedule Hearing (related document(s): 1517 Motion for Examination Under Rule 2004, 1522 Motion for Examination Under Rule 2004, 1524 Motion for Examination Under Rule 2004, 1526 Motion for Examination Under Rule 2004) <i>Hiawatha Coal Company, Inc.'s Objections to Expedited Hearing and Motion to Continue Hearing on the Sale Order Set for August 10, 2010 and on Trustee's 2004 Motions Set for August 5, 2010</i> Filed by Hiawatha Coal Company, Inc. PLEASE NOTE: Sale order hearing is set for 8/3/10; caption incorrectly specifies 8/10/10. (Guyon, Peter) Modified on 8/2/2010 (mtm). (EOD: 07/30/2010)
07/30/2010		Remark. Order Consolidating Appeals 2:10-cv-269 and 2:10-cv-288 entered in District Court. (Related Notices of Appeal: 09-2248 #159 and 08-20105 #1177.) (jww) (EOD: 07/30/2010)
07/30/2010	1537	Response to (related document(s): 1528 Objection, 1533 Objection) <i>Trustee's Response to Objections to Paragraphs 14 and 15 of Proposed Sale Order</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 07/30/2010)
07/30/2010	1536	Order Granting Motion Expedite Hearing. (Related Doc # 1530) Hearing scheduled for 8/5/2010 at 01:30 PM at US Bankruptcy Court. (mtm) (EOD: 07/30/2010)
07/30/2010	1535	Unsigned Order (related document(s): 1514 Pending Order) Reason Order Was Unsigned:Alternate order to be signed. (mtm) (EOD: 07/30/2010)
07/29/2010	1534	Objection to (related document(s): 1490 Findings of Fact and Conclusions of Law and Order, 1514 Pending Order) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 07/29/2010)
07/29/2010	1533	Objection to (related document(s): 1514 Pending Order) Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) (EOD: 07/29/2010)
07/29/2010	1532	Expedited Notice of Hearing (related document(s): 1517 Motion for Examination Under Rule 2004, 1522 Motion for Examination Under Rule 2004, 1524 Motion for Examination Under Rule 2004, 1526 Motion for Examination Under Rule 2004) Filed by Tyler O. Waltman on behalf of Kenneth A. Rushton tr Hearing scheduled for 8/5/2010 at 01:30 PM at US Bankruptcy Court. (Waltman, Tyler) (EOD: 07/29/2010)
07/29/2010	1531	Pending Order (Ex Parte) related documents(s): 1530 Motion to Expedite Hearing Filed by: (Waltman, Tyler) [Order# 140104] (EOD: 07/29/2010)
07/29/2010	1530	Ex Parte Motion to Expedite Hearing (related document(s): 1517 Motion for Examination Under Rule 2004, 1522 Motion for Examination Under Rule 2004, 1524 Motion for Examination Under Rule 2004, 1526 Motion for Examination Under Rule 2004) Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/29/2010)
07/29/2010	1529	Objection to (related document(s): 1514 Pending Order) Filed by ABM, Inc., Fidelity Funding Company, P.P.M.C., Inc., Security Funding Inc., Standard Industries, Inc., World Enterprises (Cox, P.) (EOD: 07/29/2010)
07/29/2010	1528	Objection to (related document(s): 1514 Pending Order) Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 07/29/2010)
07/29/2010	1527	Pending Order (Ex Parte) related documents(s): 1526 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 140072] (EOD: 07/29/2010)
07/29/2010	1526	Ex Parte Motion for Examination Under Rule 2004 <i>Including Production of Documents to JPMorgan Chase Bank Concerning Hiawatha's Account Ending 3155</i> Filed by Kenneth A. Rushton

BAP Appraisal No. 111-577 Docket No. 118-41 Filed: 08/12/2011 Page: 474 of 1628		
		tr (Waltman, Tyler) (EOD: 07/29/2010)
07/29/2010	1525	Pending Order (Ex Parte) related documents(s): 1524 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 140069] (EOD: 07/29/2010)
07/29/2010	1524	Ex Parte Motion for Examination Under Rule 2004 <i>Including Production of Documents to American West Bank Concerning Co-Op Mine's Account Ending 6045</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/29/2010)
07/29/2010	1523	Pending Order (Ex Parte) related documents(s): 1522 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 140063] (EOD: 07/29/2010)
07/29/2010	1522	Ex Parte Motion for Examination Under Rule 2004 <i>Including Production of Documents to American West Bank Concerning Hiawatha's Account Ending 0078</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/29/2010)
07/27/2010	1521	Supplemental Declaration re: (related document(s): 1520 Application to Employ) <i>Supplemental Declaration of Michael N. Zundel Regarding Employment in Support of Trustee's Amended Application to Employ Prince Yeates & Geldzahler</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/27/2010)
07/27/2010	1520	Amended Application to Employ Prince Yeates & Geldzahler as Attorney Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 8/25/2010 (mtm). (EOD: 07/27/2010)
07/27/2010	1518	Pending Order (Ex Parte) related documents(s): 1517 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 139730] (EOD: 07/27/2010)
07/27/2010	1517	Ex Parte Motion for Examination Under Rule 2004 , <i>Including Production of Documents to JPMorgan Chase Bank Concerning NBM's Accounts Ending 0156, 2269, 7200, and 9877</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/27/2010)
07/26/2010	1519	Transcript regarding Hearing Held 7/14/2010 RE: Motion to Sell Property. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 10/25/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. .(related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 8/2/2010. Redaction Request Due By 8/16/2010. Redacted Transcript Submission Due By 8/26/2010. Transcript access will be restricted through 10/25/2010. (kpc) (EOD: 07/27/2010)
07/24/2010	1516	Certificate of Service Re: Order. (related document(s): 1513 Order on Motion for Examination) Service Date 07/24/2010. (Admin.) (EOD: 07/24/2010)
07/22/2010	1515	Exhibit (related document(s): 1514 Pending Order) <i>Exhibits A through G</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 07/22/2010)
07/22/2010	1514	Pending Order (Hearing Held) related documents(s): 1299 Motion to Sell Property Free and Clear of Liens Filed by: (Swindler, James) [Order# 139500] (EOD: 07/22/2010)
07/22/2010	1513	Order Granting Motion For Examination Under Rule 2004 ("Vendors") (Related Doc # 1511) (mtm) (EOD: 07/22/2010)
07/21/2010	1512	Pending Order (Ex Parte) related documents(s): 1511 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 139291] (EOD: 07/21/2010)
07/21/2010	1511	Ex Parte Motion for Examination Under Rule 2004 <i>Including Production of Documents</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/21/2010)
07/21/2010		Withdrawal of Document Reason for Withdrawal: Modified Motion Filed (related document(s): 1507 Motion for Examination Under Rule 2004 filed by Trustee Kenneth A. Rushton tr, 1508

BANK Appraisal No.	111-577	Docket No. 118-41	Filed: 08/12/2011	Page: 475 of 1228
		Pending Order) Filed by Tyler O. Waltman on behalf of Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/21/2010)		
07/20/2010	1510	Transcript regarding Hearing Held 07/14/10, 07/19/10 RE: Ruling on Motion To Approve Sale. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 10/19/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kelly L. Wilburn, CSR, RPR, Telephone number 801-328-1188. (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 7/28/2010. Redaction Request Due By 8/11/2010. Redacted Transcript Submission Due By 8/23/2010. Transcript access will be restricted through 10/19/2010. (mtm) (EOD: 07/21/2010)		
07/20/2010	1509	Transcript regarding Hearing Held 07/1/10, 07/19/10 RE: Motion to Compel JPMorgan Chase to Comply With the Terms of its January 22, 2010, Production Order as Modified Motion to Quash and Motion For Protective Order. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 10/18/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kelly L. Wilburn, CSR, RPR, Telephone number 801-328-1188. (related document(s): 1230 Motion to Quash filed by Other Prof. National Business Management, Inc., Motion for Protective Order, 1281 Motion to Compel filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 7/27/2010. Redaction Request Due By 8/10/2010. Redacted Transcript Submission Due By 8/20/2010. Transcript access will be restricted through 10/18/2010. (mtm) (EOD: 07/21/2010)		
07/20/2010	1508	Pending Order (Ex Parte) related documents(s): 1507 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 139109] (EOD: 07/20/2010)		
07/20/2010	1507	Ex Parte Motion for Examination Under Rule 2004 <i>Including Production of Documents</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/20/2010)		
07/18/2010	1506	Certificate of Service Re: Order. (related document(s): 1497 Order on Motion for Examination) Service Date 07/18/2010. (Admin.) (EOD: 07/18/2010)		
07/18/2010	1505	Certificate of Service Re: Order. (related document(s): 1496 Order on Motion for Examination) Service Date 07/18/2010. (Admin.) (EOD: 07/18/2010)		
07/18/2010	1504	Certificate of Service Re: Order. (related document(s): 1495 Order on Motion for Examination) Service Date 07/18/2010. (Admin.) (EOD: 07/18/2010)		
07/18/2010	1503	Certificate of Service Re: Order. (related document(s): 1494 Order on Motion for Examination) Service Date 07/18/2010. (Admin.) (EOD: 07/18/2010)		
07/18/2010	1502	Certificate of Service Re: Order. (related document(s): 1493 Unsigned Order) Service Date 07/18/2010. (Admin.) (EOD: 07/18/2010)		
07/18/2010	1501	Certificate of Service Re: Order. (related document(s): 1492 Order on Motion to Quash) Service Date 07/18/2010. (Admin.) (EOD: 07/18/2010)		
07/18/2010	1500	Certificate of Service Re: Order. (related document(s): 1491 Order on Application to Employ Attorney) Service Date 07/18/2010. (Admin.) (EOD: 07/18/2010)		
07/16/2010	1499	Certificate of Service Re: Order. (related document(s): 1490 Findings of Fact and Conclusions of Law and Order) Service Date 07/16/2010. (Admin.) (EOD: 07/16/2010)		
07/16/2010	1498	Certificate of Service Re: Order. (related document(s): 1489 Order) Service Date 07/16/2010. (Admin.) (EOD: 07/16/2010)		

07/16/2010	BANK Appraisal No. 1497	111-557 Docket No. 118-41 Filed: 09/12/2011 Page: 496 of 1628 Order Denying Motion For Examination Under Rule 2004, Including Production of Documents of Bank of Utah (Related Doc # 1479) (mtm) (EOD: 07/16/2010)
07/16/2010	1496	Order Denying Motion For Examination Under Rule 2004, Including Production of Documents of Kenneth A. Rushton (Related Doc # 1477) (mtm) (EOD: 07/16/2010)
07/16/2010	1495	Order Denying Motion For Examination Under Rule 2004, Including Production of Documents of Chase (Related Doc # 1475) (mtm) (EOD: 07/16/2010)
07/16/2010	1494	Order Denying Motion For Examination Under Rule 2004, Including Production of Documents of JP Morgan Chase Bank, N.A. (Related Doc # 1473) (mtm) (EOD: 07/16/2010)
07/16/2010	1493	Unsigned Order (related document(s): 1468 Pending Order) Reason Order Was Unsigned:Alternate order to be signed (mtm) (EOD: 07/16/2010)
07/16/2010	1492	Order Denying Motion to Quash(Related Doc # 1230), Denying Motion For Protective Order. Chase is ordered to comply with the terms of this Court's previous Order Directing Rule 2004 Examination , Including Production of Documents directed to Chase and dated January 22, 2010, without delay, with the only change being that Chase is not ordered to produce written checks and signature cards for account number listed in this order. The Trustee shall treat the documents as confidential. (Order replaces Pending Order #130558)(Related Doc # 1230) (mtm) (EOD: 07/16/2010)
07/16/2010	1491	Order Authorizing Employment of Special Counsel. Trustee is Authorized to employ Jody L. Williams and the law firm of Holme Roberts & Owen LLP as Special counsel to Advise and consult with the Trustee concerning questions regarding temporary change of use application for the water right to be used at the coal mine. (Related Doc # 1446) (mtm) (EOD: 07/16/2010)
07/14/2010	1490	Findings of Fact and Conclusions of Law and Order In Connection With: Trustee's Motion For Additional Findings On Trustee's Motion Requesting Authority To Assume Executory Contracts And Motion for Order of Executory Contracts And Sale of Mine Assets Free And Clear Of All Liens, Claims, Interests, And Encumbrances And Motion For Order Requiring Removal From Mine Site Property Owned by Third Parties And Motion For Determination Of Ownership of Property at the Mine Site Pursuant To Prior Order. All of the Mine Assets are owned by the Debtor except for the items specified in the order. Please see order for particulars. (Order replaces Pending Order#138692) (mtm) (EOD: 07/14/2010)
07/14/2010		Minute Entry Re: (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Kenneth A. Rushton tr) Findings of Fact and Conclusions of Law were made on the record. Motion granted. OTF-Zundel. Appearances:Richard Thornton, Michael Z. Zundel and James Swindler (tr); Peter W. Guyon (Hiawatha); Russell Walker (Db); David Pinkston and Kim R. Wilson (C.O.P.); Carl Kingston (ANR et al); William Dobbs and George Hofmann (Rhino Energy - telephonic);. (RKM,kmc,cjf) (EOD: 07/14/2010)
07/14/2010	1489	Order Granting Ex Parte Motion to Approve Telephonic Appearance By Counsel For Rhino Energy at Hearing on July 14, 2010. (related document(s): 1487 Request) (mtm) (EOD: 07/14/2010)
07/13/2010	1488	Pending Order (Hearing Scheduled) related documents(s): 1487 Request Filed by: (Hofmann, George) [Order# 138548] (EOD: 07/13/2010)
07/13/2010	1487	Request <i>Ex Parte Motion to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on July 14, 2010</i> Filed by Rhino Energy LLC (Hofmann, George) (EOD: 07/13/2010)
07/09/2010	1486	Notice of Sealed Document Regarding Order Directing Rule 2004 Examination, Including Production of Documents Filed by Kenneth A. Rushton tr (clo) (EOD: 07/09/2010)
07/09/2010	1485	Notice of Sealed Document Regarding Ex Parte Motion for Rule 2004 Examination, Including Production of Documents Filed by Kenneth A. Rushton tr (clo) (EOD: 07/09/2010)

07/09/2010	BANK Appraisal No. 1480	111-557 Docket No. 138-41 Filed: 08/12/2011 Page: 57 of 1528 Pending Order (Ex Parte) related documents(s): 1479 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 138317] (EOD: 07/09/2010)
07/09/2010	1479	Ex Parte Motion for Examination Under Rule 2004 of <i>Bank of Utah</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/09/2010)
07/08/2010	1484	Notice of Sealed Document. Order Directing Rule 2004 Examination, Including Production of Documents Filed by Kenneth A. Rushton tr (clo) (EOD: 07/09/2010)
07/08/2010	1483	Notice of Sealed Document. Ex Parte Motion for Rule 2004 Examination, Including Production of Documents Filed by Kenneth A. Rushton tr (clo) (EOD: 07/09/2010)
07/08/2010	1482	Notice of Sealed Document. Order Directing Rule 2004 Examination, Including Production of Documents Filed by Kenneth A. Rushton tr (clo) (EOD: 07/09/2010)
07/08/2010	1481	Notice of Sealed Document. Ex Parte Motion for Rule 2004 Examination, Including Production of Documents Filed by Kenneth A. Rushton tr (clo) (EOD: 07/09/2010)
07/08/2010	1478	Pending Order (Ex Parte) related documents(s): 1477 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 138270] (EOD: 07/08/2010)
07/08/2010	1477	Ex Parte Motion for Examination Under Rule 2004 Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/08/2010)
07/08/2010	1476	Pending Order (Ex Parte) related documents(s): 1475 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 138263] (EOD: 07/08/2010)
07/08/2010	1475	Ex Parte Motion for Examination Under Rule 2004 of <i>Chase</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) Modified on 7/16/2010 (mtm). (EOD: 07/08/2010)
07/08/2010	1474	Pending Order (Ex Parte) related documents(s): 1473 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 138215] (EOD: 07/08/2010)
07/08/2010	1473	Ex Parte Motion for Examination Under Rule 2004 of <i>JP Morgan Chase Bank, N.A.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 07/08/2010)
07/03/2010	1472	Certificate of Service Re: Order. (related document(s): 1462 Order on Motion to Continue/Reschedule Hearing) Service Date 07/03/2010. (Admin.) (EOD: 07/03/2010)
07/02/2010	1471	Certificate of Service Re: Order. (related document(s): 1449 Order on Motion for Protective Order) Service Date 07/02/2010. (Admin.) (EOD: 07/02/2010)
07/02/2010	1470	Proposed Findings of Fact and Conclusions of Law Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) (EOD: 07/02/2010)
07/02/2010	1469	Exhibit (related document(s): 1468 Pending Order) <i>Exhibits A through G</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/02/2010)
07/02/2010		Notice of Withdrawal of Incorrectly Filed Document (related document(s): 1466 Proposed Findings of Fact and Conclusions of Law) Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) (EOD: 07/02/2010)
07/02/2010	1468	Pending Order (Hearing Held) related documents(s): 1299 Motion to Sell Property Free and Clear of Liens Filed by: (Zundel, Michael) [Order# 137920] (EOD: 07/02/2010)
07/02/2010	1467	Proposed Findings of Fact and Conclusions of Law <i>Trustee's Motion for Additional Findings on Trustee's Motion Requesting Authority to Assume Executory Contracts and Motion for Order Authorizing Assignment of Executory Contracts and Sale of Mine Assets Free and Clear of All Liens, Claims, Interests, and Encumbrances Pursuant to 11 U.S.C. Sections 105, 363 and 365 and</i>

	BAP Appraisal No.	Docket No. Filed: 08/12/2011 Page: 578 of 1028 Motion for Order Requiring Removal From mine Site Property Owned by Third parties and Motion for Determination of Ownership of Property at the Mine Site Pursuant to Prior Order Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/02/2010)
07/02/2010	1466	Proposed Findings of Fact and Conclusions of Law Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) (EOD: 07/02/2010)
07/02/2010	1465	Proposed Findings of Fact and Conclusions of Law Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 07/02/2010)
07/02/2010	1464	Notice <i>Proposed Findings of Fact and Conclusions of Law</i> Filed by Russell S. Walker on behalf of Charles Reynolds (Walker, Russell) (EOD: 07/02/2010)
07/02/2010	1463	Proposed Findings of Fact and Conclusions of Law Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (Cox, P.) (EOD: 07/02/2010)
07/01/2010		Minute Entry Re: (related document(s): 1230 Motion to Quash and Motion for Protective Order filed by National Business Management, Inc.. Motion denied. 1281 Motion to Compel JP Morgan Chase to Comply With the Terms of Its January 22, 2010 Production Order as Modified filed by Kenneth A. Rushton. Motion granted. The court will execute the order. Appearances: Michael N. Zundel and Tyler Waltman (tr); David Kingston (NBM). (RKM,kmc,cjf) (EOD: 07/01/2010)
07/01/2010	1462	Order Granting Motion To Continue/Reschedule Hearing On Order to Show Cause Issued to Standard Industries, Inc. And Charles Reynolds (Related Doc # 1450) Hearing scheduled for 8/18/2010 at 02:00 PM at US Bankruptcy Court. (mtm) (EOD: 07/01/2010)
07/01/2010	1461	Response to (related document(s): 1445 Memorandum) to <i>Trustee's Supp Memorandum in Opposition to NBM's Motion to Quash and in Support of Motion to Compel Production of Documents; and Certificate of Service</i> Filed by National Business Management, Inc. (Kingston, David) (EOD: 07/01/2010)
06/30/2010		Minute Entry Re: Motion to Approve Sale (related document(s): 1299 Matter taken under advisement. Appearances: Michael Zundel, James Swindler and Richard Thornton (tr); Peter Guyan (Hiawatha); David Kingston (ANR, et al); Matthew Cox and Kim Wilson (C.O.P.); George Hofmann (Rhino Energy); Russell Walker (db). (RKM,kmc,klc) (EOD: 07/01/2010)
06/30/2010	1460	Certificate of Service Re: Order. (related document(s): 1444 Order on Motion for Examination) Service Date 06/30/2010. (Admin.) (EOD: 06/30/2010)
06/30/2010	1459	Certificate of Service Re: Order. (related document(s): 1443 Order on Motion for Examination) Service Date 06/30/2010. (Admin.) (EOD: 06/30/2010)
06/30/2010	1458	Certificate of Service Re: Order. (related document(s): 1442 Order on Motion for Examination) Service Date 06/30/2010. (Admin.) (EOD: 06/30/2010)
06/30/2010	1457	Certificate of Service Re: Order. (related document(s): 1441 Order on Motion for Examination) Service Date 06/30/2010. (Admin.) (EOD: 06/30/2010)
06/30/2010	1456	Certificate of Service Re: Order. (related document(s): 1440 Order on Motion for Examination) Service Date 06/30/2010. (Admin.) (EOD: 06/30/2010)
06/30/2010	1455	Certificate of Service Re: Order. (related document(s): 1439 Order on Motion for Examination) Service Date 06/30/2010. (Admin.) (EOD: 06/30/2010)
06/30/2010	1454	Certificate of Service Re: Order. (related document(s): 1438 Order on Motion for Examination) Service Date 06/30/2010. (Admin.) (EOD: 06/30/2010)
06/30/2010	1453	Certificate of Service Re: Order. (related document(s): 1437 Order on Motion for Examination) Service Date 06/30/2010. (Admin.) (EOD: 06/30/2010)

06/30/2010	BANK Appraisal No. 111-557 1452	Docket No. 138-41 Filed: 08/12/2011 Page: 529 of 1628 Affidavit/Declaration (related document(s): 1281 Motion to Compel) of <i>W. Dale Westenskow</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/30/2010)
06/30/2010	1451	Pending Order (Agreed to/Stipulated) related documents(s): 1450 Motion to Continue/Reschedule Hearing Filed by: (Waltman, Tyler) [Order# 137680] (EOD: 06/30/2010)
06/30/2010	1450	Stipulated Motion to Continue/Reschedule Hearing (related document(s): 1128 Order on Motion for Order to Show Cause) <i>on Order to Show Cause Issued to Standard Industries, Inc. and Charles Reynolds</i> Filed by Kenneth A. Rushton tr, Standard Industries, Inc., Charles Reynolds (Waltman, Tyler) Modified on 6/30/2010 (mtm). (EOD: 06/30/2010)
06/30/2010	1449	Stipulated Order Regarding Motion For Protective Order. The Trustee is only allowed to make a video-taped inspection of all records contained in the file cabinets located at 3212 South State Street which were referred to by Lisa McKenzie in her testimony at the hearing dated March 9, 2010. (Related Doc # 1286) (mtm) (EOD: 06/30/2010)
06/29/2010		Minute Entry Re: (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Kenneth A. Rushton tr) Appearances: Michael N. Zundel, James Swindler and Richard Thornton (tr); Peter Guyon (Hiawatha); David Kingston (ANR, et al); Matthew Cox and Kim Wilson (C.O.P); Elaine Monson (Aquila); William Dobbs and George Hofmann (Rhino Energy); Russell Walker (db). Exhibits received. Witnesses: Michael Weigand and Charles Reynolds. Hearing continued to 6/30/2010 at 02:30 PM at US Bankruptcy Court. (RKM,kmc,cjf) (EOD: 06/30/2010)
06/29/2010	1448	Pending Order (Ex Parte) related documents(s): 1446 Application to Employ Filed by: (Zundel, Michael) [Order# 137613] (EOD: 06/29/2010)
06/29/2010	1447	Affidavit/Declaration (related document(s): 1446 Application to Employ) of <i>Jody L. Williams in Support of Trustee's Ex Parte Application for Order Authorizing Employment of Special Counsel</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/29/2010)
06/29/2010	1446	Ex Parte Application to Employ Jody L. Williams as Attorney Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/29/2010)
06/28/2010	1445	Supplemental Memorandum (related document(s): 1230 Motion to Quash, Motion for Protective Order, 1281 Motion to Compel) <i>in Opposition to NBM's Motion to Quash and in Support of Trustee's Motion to Compel Production of Documents</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/28/2010)
06/28/2010	1444	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents of World Enterprises (Related Doc # 1433) (mtm) (EOD: 06/28/2010)
06/28/2010	1443	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents of Standard Industries, Inc. (Related Doc # 1431) (mtm) (EOD: 06/28/2010)
06/28/2010	1442	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents of Security Funding Inc. (Related Doc # 1429) (mtm) (EOD: 06/28/2010)
06/28/2010	1441	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents of NWR Limited Partnership (Related Doc # 1427) (mtm) (EOD: 06/28/2010)
06/28/2010	1440	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents of MBSC LLC (Related Doc # 1425) (mtm) (EOD: 06/28/2010)
06/28/2010	1439	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents of Fidelity Funding Company (Related Doc # 1423) (mtm) (EOD: 06/28/2010)
06/28/2010	1438	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents of A-Fab Engineering, Inc. (Related Doc # 1421) (mtm) (EOD: 06/28/2010)

06/28/2010	BANK Appraisal No. 1437	111-557 Docket No. 13841 Filed: 08/12/2011 Page: 530 of 1228 Order Granting Motion For Examination Under Rule 2004, Including Production of Documents of ABM, Inc. (Related Doc # 1419) (mtm) (EOD: 06/28/2010)
06/25/2010	1436	Notice <i>Hiawatha Coal Company, Inc.'s Notice of Offer to Purchase Mining Assets</i> Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 06/25/2010)
06/24/2010		Minute Entry Re: Hearing Continued.: (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Kenneth A. Rushton tr)Appearances:Michael N. Zundel/t, James Swindler/tr, Richard Thornton/tr, Kenneth Rushton/tr, Peter Guyon/Hiawatha, David Kingston/ANR et al, Matthew Cox/C.O.P. et al, Kim Wilson/C.O.P. et al, Elaine Monson/Aquila, William Dobbs/Rhino, George Hofmann/Rhino; Exhibits received; Witnesses: Charles Reynolds, Kenneth Rushton; Hearing scheduled for 6/28/2010 at 01:00 PM at US Bankruptcy Court. (th) (EOD: 06/24/2010)
06/24/2010	1435	Support Document (related document(s): 1299 Motion to Sell Property Free and Clear of Liens) <i>Trustee's Supplemental Brief Concerning Scale House Occupied by Charles Reynolds</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 06/24/2010)
06/23/2010		Minute Entry Re: Hearing Continued.: (related document(s): 1299 Motion to Sell Property Free and Clear of Liens) Appearance : Michael N. Zundel/t, James Swindler/tr, Richard Thornton/tr, Kenneth Rushton/tr, Peter Guyon/Hiawatha, David Kingston/ANR et al, Matthew Cox/C.O.P. et al, Kim Wilson/C.O.P. et al, Elaine Monson/Aquila, William Dobbs/Rhino, George Hofmann/Rhino; Witnesses: Charles Reynolds, Michael Wiegand; Exhibits received; Hearing scheduled for 06/24/2010 at 12:00 PM at US Bankruptcy Court. (th) (EOD: 06/23/2010)
06/23/2010	1434	Pending Order (Ex Parte) related documents(s): 1433 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 137117] (EOD: 06/23/2010)
06/23/2010	1433	Ex Parte Motion for Examination Under Rule 2004 <i>to World Enterprises</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/23/2010)
06/23/2010	1432	Pending Order (Ex Parte) related documents(s): 1431 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 137110] (EOD: 06/23/2010)
06/23/2010	1431	Ex Parte Motion for Examination Under Rule 2004 <i>to Standard Industries, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/23/2010)
06/23/2010	1430	Pending Order (Ex Parte) related documents(s): 1429 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 137095] (EOD: 06/23/2010)
06/23/2010	1429	Ex Parte Motion for Examination Under Rule 2004 <i>to Security Funding, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/23/2010)
06/23/2010	1428	Pending Order (Ex Parte) related documents(s): 1427 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 137093] (EOD: 06/23/2010)
06/23/2010	1427	Ex Parte Motion for Examination Under Rule 2004 <i>to NWR Limited Partnership</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/23/2010)
06/23/2010	1426	Pending Order (Ex Parte) related documents(s): 1425 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 137090] (EOD: 06/23/2010)
06/23/2010	1425	Ex Parte Motion for Examination Under Rule 2004 <i>to MBSC, LLC</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/23/2010)
06/23/2010	1424	Pending Order (Ex Parte) related documents(s): 1423 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 137088] (EOD: 06/23/2010)
06/23/2010	1423	Ex Parte Motion for Examination Under Rule 2004 <i>to Fidelity Funding Company</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/23/2010)

BANK Appraisal No.	ID/Doc# No.	Filing Date	Page
06/23/2010	1422	Pending Order (Ex Parte) related documents(s): 1421 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 137086] (EOD: 06/23/2010)	111-557 118-41 08/12/2011 531 of 1528
06/23/2010	1421	Ex Parte Motion for Examination Under Rule 2004 to <i>A-Fab Engineering, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/23/2010)	
06/23/2010	1420	Pending Order (Ex Parte) related documents(s): 1419 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 137085] (EOD: 06/23/2010)	
06/23/2010	1419	Ex Parte Motion for Examination Under Rule 2004 to <i>ABM, Inc.</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/23/2010)	
06/23/2010	1418	Report <i>Expert Opinion of Charles Reynolds on the Value of the Loss of a Portion of ANR Lease SL-025431</i> Filed by ANR Company, Inc. (Kingston, David) (EOD: 06/23/2010)	
06/22/2010	1417	Report <i>Expert Report of Charles Reynolds Comparing the Maximum Economic Recovery to the Proposed Mining of Rhino Energy</i> Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 06/22/2010)	
06/22/2010		Minute Entry Re:Hearing Continued.: (related document(s): 1299 Motion to Sell Property Free and Clear of Liens) Appearance : Michael N. Zundel/t, James Swindler/tr, Richard Thornton/tr, Kenneth Rushton/tr, Peter Guyon/Hiwatha, David Kingston/ANR et al, Matthew Cox/C.O.P. et al, Kim Wilson/C.O.P. et al, Elaine Monson/Aquila, William Dobbs/Rhino, George Hofmann/Rhino; Witnesses: Kirk Novis, Michael Wiegand; Exhibits received; Hearing scheduled for 06/23/2010 at 01:00 PM at US Bankruptcy Court. (th) (EOD: 06/22/2010)	
06/21/2010	1416	Supplemental Report of <i>Charles Reynolds</i> (related document(s): 1402 Notice Expert Report) Filed by C.O.P. Coal Development Company (Cox, P.) Modified on 6/22/2010 (mtm). (EOD: 06/21/2010)	
06/21/2010	1415	Trial Memorandum <i>Hiawatha Coal Company, Inc.'s Trial Memorandum Concerning Certain Matters Scheduled for Hearing on June 22, 23 and 24, 2010</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 6/22/2010 (mtm). (EOD: 06/21/2010)	
06/21/2010	1414	Supplemental Report <i>Expert Report-Revised Bear Canyon BLM LMU Continuous Operation Tonnage Requirements of Carl Pollastro and Kirk Nobis of Norwest Corporation</i> (related document(s): 1299 Motion to Sell Property) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 6/22/2010 (mtm). (EOD: 06/21/2010)	
06/21/2010		Receipt of filing fee for Motion for Relief From Stay(08-20105) [motion,mrlfsty] (150.00). Receipt number 8668720, amount 150.00. (U.S. Treasury) (EOD: 06/21/2010)	
06/21/2010	1413	Stipulated Motion for Relief From Stay to Allow <i>COP and Joseph Kingston to Protest the Permanent Change Application filed by Bear Canyon Mining.</i> By and Between Bear Canyon Mining, LLC, Kenneth Rushton, Joseph Kingston, COP Coal Development Co., Fee Amount: \$150, Description of Property: Administrative Proceeding Before Utah State Engineer Filed by C.O.P. Coal Development Company (Pinkston, David) Modified on 6/21/2010 (deed). (EOD: 06/21/2010)	
06/21/2010	1412	Support Document (related document(s): 1299 Motion to Sell Property Free and Clear of Liens) <i>Trustee's Supplemental Brief Concerning Standards for Determining Adequate Assurance of Future Performance</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 06/21/2010)	
06/18/2010	1411	Transcript regarding Hearing Held 06/11/2010 RE: Motion to Approve Sale. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 9/16/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 6/25/2010. Redaction Request Due By 7/9/2010. Redacted Transcript Submission Due By 7/19/2010. Transcript access will be restricted through 9/16/2010. (kpc) (EOD: 06/21/2010)	

BANK Appraisal No.	111-577 Docket No. 1341 Filed: 08/12/2011 Page: 532 of 1028	
06/17/2010	1410	Transcript regarding Hearing Held 06/10/2010 RE: Motion to Approve Sale. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 9/15/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kelly Fine-Jensen, RPR and Kathy Morgan, CSR, RPR, Telephone number 801-532-3441. (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 6/24/2010. Redaction Request Due By 7/8/2010. Redacted Transcript Submission Due By 7/19/2010. Transcript access will be restricted through 9/15/2010. (mtm) (EOD: 06/17/2010)
06/16/2010	1409	Transcript regarding Hearing Held 06/1/2010 RE: Motion to Quash and Motion to Compel. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 9/14/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Debra A. Dibble, Telephone number 801-328-1188. (related document(s): 1281 Motion to Compel filed by Trustee Kenneth A. Rushton tr, 1286 Motion for Protective Order filed by Creditor Standard Industries, Inc., Clerk's Tracking Re: Transcript Request) Notice of Intent to Request Redaction Deadline Due By 6/23/2010. Redaction Request Due By 7/7/2010. Redacted Transcript Submission Due By 7/19/2010. Transcript access will be restricted through 9/14/2010. (mtm) (EOD: 06/17/2010)
06/16/2010	1408	Certificate of Service Re: Order. (related document(s): 1406 Unsigned Order) Service Date 06/16/2010. (Admin.) (EOD: 06/16/2010)
06/16/2010		Notice of Endorsement(related document(s): 1407 Pending Order [Order# 136528]). Endorsed with no objection Filed by P. Matthew Cox on behalf of Standard Industries, Inc. (Cox, P.) (EOD: 06/16/2010)
06/16/2010		Withdrawal of Document Reason for Withdrawal: Stipulated Order submitted by Parties on June 16, 2010 (related document(s): 1398 Pending Order) Filed by P. Matthew Cox on behalf of Standard Industries, Inc. (Cox, P.) (EOD: 06/16/2010)
06/16/2010	1407	Pending Order (Agreed to/Stipulated) related documents(s): 1286 Motion for Protective Order Filed by: (Waltman, Tyler) [Order# 136528] (EOD: 06/16/2010)
06/14/2010	1406	Unsigned Order (related document(s): 1329 Pending Order) Reason Order Was Unsigned:Alternative order entered. (djf) (EOD: 06/14/2010)
06/11/2010	1405	Certificate of Service Re: Order. (related document(s): 1401 Order on Motion to Appear pro hac vice) Service Date 06/11/2010. (Admin.) (EOD: 06/11/2010)
06/11/2010		Minute Entry Re: Motion to Approve Sale (related document(s): 1299 Motion to Sell Property Free and Clear of Liens) Witness called: Corey A. Heaps. Hearing continued. Hearing scheduled for 06/22/2010 at 01:00 PM at US Bankruptcy Court. Appearance :Michael Zundel/tr, James Swindler/tr, Richard Thornton/tr; Kim Wilson/COP, Matthew Cox/COP; Russell Walker/Db; William Dobbs/Rhino Energy; David Kingston/ANR; Peter Guyon/Hiwatha; Elaine Monson/Aquila.(RKM; tjc; cjf) (EOD: 06/11/2010)
06/10/2010	1404	Certificate of Service Re: Order. (related document(s): 1397 Order on Motion for Examination) Service Date 06/10/2010. (Admin.) (EOD: 06/10/2010)
06/10/2010		Minute Entry Re: Hearing Continued.: (related document(s): 1299 Motion to Sell Property Free and Clear of Liens) Appearance : Michael N. Zundel/tr,Richard Thornton/tr, Kenneth Rushton/tr, James Swindler/tr, David Kingston/ANR et al, Matthew Cox and Kim Wilson/C.O.P. et al; Peter Guyon/Hiwatha, Russell Walker/Charles Reynolds, Steven Dougherty/Sparton, George Hofmann and Wm Dobbs/Rhino Energy, Brent Wride/Aquila, The court finds that the trustee complied with the auction and bid procedures. Hearing scheduled for 06/11/2010 at 09:00 AM at US Bankruptcy Court. Exhibits received; Witnesses: Kenneth Rushton, Elliot Finley, Joseph Miller; (th) (EOD: 06/10/2010)

06/09/2010	BMAP Appraisal No. 111-577 Doc# 1403	Docket No. 118-41 Filed: 08/12/2011 Pages: 563 of 1028 Response to (related document(s): 1388 Objection, 1389 Objection, 1392 Objection, 1393 Objection, 1394 Objection, 1395 Objection, 1396 Objection, 1399 Joinder, 1400 Joinder) <i>Trustee's Combined Response to Objections to Trustee's Motion for Approval of Sale and For Related Relief</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/09/2010)
06/09/2010	1402	Notice <i>Expert Report - Bear Canyon Compliance Actions Affecting Assumption of the Operating Agreements with C.O.P. Coal Development Company and ANR Company, Inc.</i> Filed by P. Matthew Cox on behalf of C.O.P. Coal Development Company (Cox, P.) (EOD: 06/09/2010)
06/09/2010	1401	Order Granting Motion To Appear pro hac vice (Related Doc # 1390) Attorney Appearing Pro Hac Vice:Michael J. Roeschenthaler (mtm) (EOD: 06/09/2010)
06/08/2010	1400	Joinder (related document(s): 1396 Objection) Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) (EOD: 06/08/2010)
06/08/2010	1399	Joinder (related document(s): 1388 Objection) Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) (EOD: 06/08/2010)
06/08/2010	1398	Pending Order (Other) related documents(s): 1286 Motion for Protective Order Filed by: (Cox, P.) [Order# 135902] (EOD: 06/08/2010)
06/08/2010	1397	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents of American Digital Systems. (Related Doc # 1380) (mtm) (EOD: 06/08/2010)
06/07/2010	1396	Objection to (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr, 1300 Proposed Findings of Fact and Conclusions of Law filed by Trustee Kenneth A. Rushton tr, 1301 Pending Order) <i>Hiawatha Coal Copmpany, Inc.'s Objections to: Trustree's Motion for Additional Findings on Trustee's Motion Requesting Authority to Assume Executory Contracts and Motion for Order Authorizing Assignment of Executory Contracts and Sale of Mine Assets Free and Clear of all Lines, Claims, Interests, and Encumbrances Pursuant to 11 USC §§ 105, 363 and 365 and Motion for order Requiring Removal From Mine Site Property Owned by Third Parties and Motion for Determination of Ownership of Property at the Mine Site Pursuant to Prior Order [and] (Proposed) findings of Fact and conclusions of Law in Connection with: Trustee's Motion for Additional Findings on Trustee's Motion Requesting Authority to Assume Executory Contracts and Motion for Order Authorizing Assignment of Executory Contracts and Sale of Mine Assets Free and Clear of all Liens, Claims, Interests, and Encumbrances Pursuant to 11 USC §§105, 363,k and 365 and Motion for Order Requiring Removal From Mine Site Property Owned by Third Parties and Motion for Determination of Ownership of Property at the Mine Site Pursuant to Prior Order [and] Order Authorizing Sale of Mine Assets Free and Clear of All Liens, Claims, Encumbrances, and Interests and Authorizing the Assumption and Assignment of Executory Contracts Under 11 USC §105, 363 and 365</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 06/07/2010)
06/07/2010	1395	Amended Joinder related document(s): 1394 Objection filed by Interested Party Charles Reynolds) <i>Amended - date only</i> Filed by Charles Reynolds (Walker, Russell) Modified on 6/7/2010 (mtm). (EOD: 06/07/2010)
06/07/2010	1394	Joinder to (related document(s): 1388 Objection to Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Filed by Charles Reynolds (Walker, Russell) Modified on 6/7/2010 (mtm). (EOD: 06/07/2010)
06/07/2010	1393	Objection to (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr, 1300 Proposed Findings of Fact and Conclusions of Law filed by Trustee Kenneth A. Rushton tr, 1301 Pending Order) Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) (EOD: 06/07/2010)
06/07/2010	1392	Objection to (related document(s): 1299 Motion to Sell Property Free and Clear of Liens Filed by Spartan Coal Resources, Inc. (Dougherty, Steven) Modified on 6/7/2010 (mtm). (EOD: 06/07/2010)
06/07/2010	1391	Pending Order (Other) related documents(s): 1390 Motion to Appear pro hac vice Filed by:

BAP Appraisal No. 111-57 Docket No. 13-4 Filed: 08/12/2011 Page: 54 of 128		
		(Dougherty, Steven) [Order# 135765] (EOD: 06/07/2010)
06/07/2010	1390	Motion Requesting Admission Of Attorney Michael J. Roesenthaler to Practice Pro Hac Vice Filed by Spartan Coal Resources, Inc. (Dougherty, Steven) (EOD: 06/07/2010)
06/07/2010	1389	Objection to (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Filed by ABM, Inc., Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (X4Wilson, Kim) (EOD: 06/07/2010)
06/07/2010	1388	Objection to (related document(s): 1299 Motion to Sell Property Free and Clear of Liens filed by Trustee Kenneth A. Rushton tr) Filed by C.O.P. Coal Development Company (X4Wilson, Kim) (EOD: 06/07/2010)
06/06/2010	1387	Certificate of Service Re: Order. (related document(s): 1379 Order on Motion for Ex Parte Relief Service Date 06/06/2010. (Admin.) (EOD: 06/07/2010)
06/06/2010	1386	Certificate of Service Re: Order. (related document(s): 1378 Order on Application for Compensation) Service Date 06/06/2010. (Admin.) (EOD: 06/07/2010)
06/06/2010	1385	Certificate of Service Re: Order. (related document(s): 1377 Order on Application for Compensation) Service Date 06/06/2010. (Admin.) (EOD: 06/07/2010)
06/06/2010	1384	Certificate of Service Re: Order. (related document(s): 1376 Order on Application for Compensation) Service Date 06/06/2010. (Admin.) (EOD: 06/07/2010)
06/04/2010	1383	Certificate of Service Re: Order. (related document(s): 1369 Unsigned Order) Service Date 06/04/2010. (Admin.) (EOD: 06/04/2010)
06/04/2010	1382	Certificate of Service Re: Order. (related document(s): 1368 Unsigned Order) Service Date 06/04/2010. (Admin.) (EOD: 06/04/2010)
06/04/2010	1381	Pending Order (Ex Parte) related documents(s): 1380 Motion for Examination Under Rule 2004 Filed by: (Waltman, Tyler) [Order# 135731] (EOD: 06/04/2010)
06/04/2010	1380	Ex Parte Motion for Examination Under Rule 2004 of <i>American Digital Systems</i> Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 06/04/2010)
06/04/2010	1379	Order Granting Motion To Expedite Hearing on Hiawatha's Objection To Bid Auction of Mine Assets. The Court will conduct an expedited hearing on the Motion on June 1, 2010 at 11:30 a.m.. (Order replaces Pending Order#135434) (Related Doc # 1367) (mtm) (EOD: 06/04/2010)
06/04/2010	1378	Order Granting Third Interim Application for Compensation (Related Doc # 1271) Granting for Norwest Corporation , fees awarded: \$242986.25, expenses awarded: \$10317.13 (mtm) (EOD: 06/04/2010)
06/04/2010	1377	Order Granting Application for Compensation (Related Doc # 1258) Granting for Accountants Robison Hill & Company, fees awarded: \$72300.00, expenses awarded: \$160.80 (mtm) (EOD: 06/04/2010)
06/04/2010	1376	Order First Interim Granting Application for Compensation of Prince, Yeates & Geldzahler (Related Doc # 1257) Granting for Michael N. Zundel, fees awarded: \$1768715.50, expenses awarded: \$91034.23 (mtm) (EOD: 06/04/2010)
06/03/2010	1375	Certificate of Service Re: Order. (related document(s): 1364 Order on Motion to Continue/Reschedule Hearing) Service Date 06/03/2010. (Admin.) (EOD: 06/03/2010)
06/03/2010	1374	Certificate of Service Re: Order. (related document(s): 1363 Order on Motion To Sell) Service Date 06/03/2010. (Admin.) (EOD: 06/03/2010)

BANK Appraisal No.	Doc#	Description
06/03/2010	111-557	Minute Entry All fees and costs are approved. Re: (related document(s): 1257 Application for Compensation filed by Prince Yates and Gelzahler 1258 Application for Compensation filed by Robinson Hill 1271 Application for Compensation filed by Norwest Corporation. Appearance : Michael N. Zundel/tr, Kenneth Rushton/tr, James Swindler/tr, Brent Wride/Aquilla, Matthew Cox and Kim Wilson/COP et al, John Morgan/U.S. Trustee, Peter Guyon/Hiawatha, David Kingston/ANR et al; (th) (EOD: 06/03/2010)
06/03/2010	1373	Pending Order (Hearing Scheduled) related documents(s): 1271 Application for Compensation Filed by: (Zundel, Michael) [Order# 135551] (EOD: 06/03/2010)
06/03/2010	1372	Pending Order (Hearing Scheduled) related documents(s): 1258 Application for Compensation Filed by: (Zundel, Michael) [Order# 135550] (EOD: 06/03/2010)
06/03/2010	1371	Pending Order (Hearing Scheduled) related documents(s): 1257 Application for Compensation Filed by: (Zundel, Michael) [Order# 135549] (EOD: 06/03/2010)
06/02/2010	1370	Pending Order (Ex Parte) related documents(s): 1367 Motion for Ex Parte Relief Filed by: (Guyon, Peter) [Order# 135434] (EOD: 06/02/2010)
06/02/2010	1369	Unsigned Order (related document(s): 1361 Pending Order) Reason Order Was Unsigned:Alternate order to be signed (mtm) (EOD: 06/02/2010)
06/02/2010	1368	Unsigned Order (related document(s): 1287 Pending Order) Reason Order Was Unsigned:Alternate order to be signed (mtm) (EOD: 06/02/2010)
06/02/2010		Minute Entry Hiawatha may address this at the hearing on June 10, 2010. Re: (related document(s): 1366 Objection filed by Hiawatha Coal Company, Inc.)Appearances:Michael Zundel/tr, Richard Thornton/tr, Stephen Dougherty/Sparton, George Hofmann/Rhino Energy, William Dobbs/Rhino Energy, David Kingston/ANR et al, Kim Wilson/COP, Matthew Cox/COP, Brent Wride Aquila, Russell Walker/Charles Reynolds; (th) (EOD: 06/02/2010)
06/02/2010	1367	Motion for Expedited Hearing on Hiawatha's Objection to Bid Auction of Mine Assets (related document(s): 1366 Objection Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 6/2/2010 (mtm). (EOD: 06/02/2010)
06/02/2010	1366	Objection to (related document(s): 1308 Trustee's Motion to: (1) Approve Bid Procedures <i>Hiawahta Coal Company, Inc.'s Objections to Trustee's Auction of Mine Assets and Request for Emergency Hearing and in the Alternative for Injunctive Relief</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 6/2/2010 (mtm). (EOD: 06/02/2010)
06/02/2010	1365	Notice of Appearance and Request for Notice Filed by Daniel C. Green on behalf of U.S. Bank National Association (Green, Daniel) (EOD: 06/02/2010)
06/01/2010		Minute Entry Re: Hearing Continued.: (related document(s): 1281 Motion to Compel filed by Kenneth A. Rushton tr, 1286 Motion for Protective Order filed by Standard Industries, Inc.)Appearances: Kim Wilson and Matthew Cox for COP, David Kingston/Natural Business Management, Michael Zundel/tr, Tyler Waltman/tr, Peter Guyon/Hiawatha, Hearing scheduled for 7/1/2010 at 02:00 PM at US Bankruptcy Court. (th) (EOD: 06/02/2010)
06/01/2010		Minute Entry The trustee may video tape only the records contained in the file cabinets located at 3212 South State street that Lisa Mackenzie testified to at the hearing held March 9, 2010. Re: (related document(s): 1286 Motion for Protective Order filed by Standard Industries, Inc.)Appearances: Matthew Cox/COP, Kim Wilson/COP, David Kingston/Natural Business Mangagement, Peter Guyon/Hiawatha, Michael Zundel/tr, Tyler Waltman/tr; (th) (EOD: 06/01/2010)
06/01/2010	1364	Order Granting Motion To Continue/Reschedule Hearing on Order To Show Cause Issued to Standard Industries, Inc. and Charles Reynolds (Related Doc # 1359) Hearing scheduled for 7/1/2010 at 02:00 PM at US Bankruptcy Court. (mtm) (EOD: 06/01/2010)

BANK Appraisal No.	111-557 Docket No. 134 Filed: 08/12/2011 Page: 596 of 1228	Order Granting Trustee's Motion to: (1) Approve Bid Procedures (2) Approve Stalking Horse Fee to Rhino Energy and (3) Approve Acquisition of Water Rights and Service Agreement with Bear Canyon Mining, LLC. Granted as amended in open court, and in the form attached as exhibit B; including he requirement that any party wishing to become a qualified bidder must place a deposit of \$500,000.00 with the Trustee by May 14, 2010 at 5:00 PM all bid packages be received by the Trustee by May 21, 2010. at 5:00 PM. Auction may be conducted on June 2, 2010 at 12:30 p.m. to see if there are parties willing to purchase the mine assets on terms higher and better than those contemplated in the Asset Sale Agreement. Objection to the Motion to Sell Mine Assets must be filed by June 7, 2010 at noon; The hearing on the Trustee's Motion to Sell Mine Assets is rescheduled to June 10, 2010 at 9:00 a.m. Trustee's Motion requesting authorization to enter into Services Agreement and Waiver of Claims with Bear Canyon Mining, LLC is granted.(Related Doc # 1308) (mtm) (EOD: 06/01/2010)
06/01/2010	1363	Response to (related document(s): 1353 Objection to Professional Fees) <i>Trustee's and Prince Yeates' Response to Standard et al.'s Objections to Fee Applications</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/01/2010)
06/01/2010	1361	Pending Order (Hearing Scheduled) related documents(s): 1286 Motion for Protective Order Filed by: (Waltman, Tyler) [Order# 135317] (EOD: 06/01/2010)
05/28/2010		Notice of Endorsement(related document(s): 1359 Motion to Continue/Reschedule Hearing, 1360 Pending Order [Order# 135177]). Endorsed with no objection Filed by Russell S. Walker on behalf of Charles Reynolds (Walker, Russell) (EOD: 05/28/2010)
05/28/2010		Notice of Endorsement(related document(s): 1359 Motion to Continue/Reschedule Hearing). Endorsed with no objection Filed by P. Matthew Cox on behalf of Standard Industries, Inc. (Cox, P.) (EOD: 05/28/2010)
05/28/2010		Notice of Endorsement(related document(s): 1360 Pending Order [Order# 135177]). Endorsed with no objection Filed by P. Matthew Cox on behalf of Standard Industries, Inc. (Cox, P.) (EOD: 05/28/2010)
05/28/2010	1360	Pending Order (Agreed to/Stipulated) related documents(s): 1359 Motion to Continue/Reschedule Hearing Filed by: (Waltman, Tyler) [Order# 135177] (EOD: 05/28/2010)
05/28/2010	1359	Motion to Continue/Reschedule Hearing (related document(s): 1128 Order on Motion for Order to Show Cause) Filed by Kenneth A. Rushton tr (Waltman, Tyler) (EOD: 05/28/2010)
05/25/2010	1357	Reply to (related document(s): 1282 Memorandum in Opposition) <i>to NBM's Motion to Quash</i> Filed by National Business Management, Inc. (Kingston, David) (EOD: 05/25/2010)
05/25/2010	1356	Response to (related document(s): 1286 Motion for Protective Order) <i>Trustee's Response to Standard's Motion for Protective Order Regarding Rule 7034 Video-Taped Inspection of Premises Located at 3212 South State Street</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/25/2010)
05/24/2010	1358	Copy of Final Order By District Court Judge Tena Campbell, Re: Appeals on Civil Action Numbers: 2:10-cv-327, 2:10-cv-328, 2:10-cv-329, 2:10-cv-286, Ruling: 2:10-cv-327, 2:10-cv-328, and 2:10-cv-329 are consolidated with 2:10-cv-286. These consolidated appeals are dismissed as moot effective May 13, 2010. (related document(s): 1215 Notice of Appeal, 1218 Notice of Appeal, 1220 Notice of Appeal, 1222 Notice of Appeal) (jww) (EOD: 05/26/2010)
05/24/2010	1355	Objection to (related document(s): 1259 Request for Entry of Judgment filed by Trustee Kenneth A. Rushton tr) Filed by C.O.P. Coal Development Company (Cox, P.) Modified on 5/25/2010 (mtm). (EOD: 05/24/2010)
05/21/2010		Minute Entry Findings of fact and conclusion of law were made on the record. The motion is denied. Re: (related document(s): 1272 Motion to Vacate filed by Kenneth A. Rushton tr)Appearances:James Swindler/tr, Peter Guyon/Hiwatha, Kim Wilson and Matthew Cox/COP et. al, David Kingston/ANR et al, Brent Wride/Aquila, George Hofmann/Rhino Energy;. (th) (EOD: 05/21/2010)

	BAP Appraisal No.	111-577 (05/21/2010)	Docket No. 18-41	Filed: 08/12/2011	Page: 607 of 1628
05/20/2010	1354	ANR Joinder (related document(s): 1350 Response) in Response of Standard Industries, et al to Trustee's Motion to Vacate Filed by ANR Company, Inc. (Kingston, David) Modified on 5/21/2010 (deed). (EOD: 05/20/2010)			
05/20/2010	1353	Objection to Professional Fees(related document(s): 1257 (1) First Application of Prince Yeates & Geldzahler for Allowance of Attorneys Fees and Costs; 1271 (2) Third Interim Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses; and 1258 (3) Application for Allowance of Accountants' Fees and Reimbursement of Expenses for Trustee's Accountants Robison Hill & Company Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (Pinkston, David) Modified on 5/21/2010 (deed). (EOD: 05/20/2010)			
05/20/2010	1352	Stipulated Motion to Continue/Reschedule Hearing (related document(s): 1245 Motion to Reject Lease or Executory Contract, 1252 Motion to Reject Lease or Executory Contract) Filed by C.O.P. Coal Development Company, Standard Industries, Inc. (Cox, P.) (EOD: 05/20/2010)			
05/19/2010	1351	Joinder (related document(s): 1349 Objection to Professional Fees) Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) (EOD: 05/19/2010)			
05/19/2010	1350	Memorandum in Response to (related document(s): 1272 Motion to Vacate) Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (Cox, P.) Modified on 5/20/2010 (mkz). (EOD: 05/19/2010)			
05/19/2010	1349	Objection to Professional Fees(related document(s): 1257 Application for Compensation, 1258 Application for Compensation, 1271 Application for Compensation) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 5/20/2010 (mkz). (EOD: 05/19/2010)			
05/18/2010	1348	Reply to (related document(s): 1272 Motion to Vacate) <i>Reply Memorandum in Support of Trustee's Motion Pursuant to F.R.B.P. 9024 to Vacate Order Authorizing Sale of Assets Free and Clear of Liens and Interests Pursuant to 11 U.S.C. 363 and Authorizing Assumption and Assignment of Unexpired Leases Pursuant to 11 U.S.C. 365</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 05/18/2010)			
05/18/2010	1347	Certificate of Service (related document(s): 1346 Amended Notice of Hearing) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/18/2010)			
05/18/2010	1346	Amended Notice of Hearing (related document(s): 1299 Motion to Sell Property Free and Clear of Liens) <i>Amended Notice of Hearing on, and Deadline to Object to, Trustee's Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts Under 11 U.S.C. §§ 105, 363 and 365 (Free and Clear of Liens, Claims, Interests, and Encumbrances) and Bid Procedures</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/10/2010 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/18/2010)			
05/17/2010	1345	Pending Order (Hearing Held) related documents(s): 1308 Trustee's Motion to: (1) Approve Bid Procedures (2) Approve Stalking Horse Fee to Rhino Energy and (3) Approve Acquisition of Water Rights and Service Agreement with Bear Canyon Mining, LLC (Previously Approved Buyer of the Mine Assets) Filed by: (Zundel, Michael) [Order# 134303] Modified on 5/18/2010 (djf). (EOD: 05/17/2010)			
05/15/2010	1344	Certificate of Service Re: Order. (related document(s): 1342 Order on Motion for Ex Parte Relief) Service Date 05/15/2010. (Admin.) (EOD: 05/15/2010)			
05/13/2010		Minute Entry Re: The motion as modified on the record is approved. The service agreement is approved. The motion to approve sale is set for June 10, 2010 at 9:00 a.m. Re: (related document(s): 1308 Motion to Approve Bid Procedures filed by Kenneth A. Rushton tr) Witness sworn: Kenneth Rushton.; exhibit received; Appearance : Michael Zundel, Richard Thornton, Kenneth Rushton (TR), Kim Wilson, Matthew Cox (COP Coal Development et. al.), Peter Guyon(Hiawatha Coal			

	BAP Appraisal No.	Docket No. 111-577 Filed: 08/12/2011 Page: 68 of 128 Co.), Steve Dougherty (Sparten Coal Resources), George Hoffman, William Dobbs (Rhino Energy), Brent Wride (Aquila Inc.), David Kingston (ANR Co. et. al), Russell Walker (Charles Reynolds) (th) (EOD: 05/14/2010)
05/13/2010	1343	Response to (related document(s): 1332 Objection, 1333 Objection, 1334 Objection, 1335 Objection, 1336 Objection, 1337 Objection) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 5/13/2010 (mkz). (EOD: 05/13/2010)
05/13/2010	1342	Order Granting (Related Doc # 1339 Ex Parte Motion to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on May 13, 2010) (mkz) (EOD: 05/13/2010)
05/12/2010	1341	Certificate of Service Re: Order. (related document(s): 1331 Order on Motion to Shorten Time) Service Date 05/12/2010. (Admin.) (EOD: 05/12/2010)
05/12/2010	1340	Pending Order Granting Ex Parte Motion to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on May 13, 2010(Ex Parte) related documents(s): 1339 Motion for Ex Parte Relief Filed by: (Hofmann, George) [Order# 134032] (EOD: 05/12/2010)
05/12/2010	1339	Ex Parte Motion to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on May 13, 2010 Filed by Rhino Energy LLC (Hofmann, George) Modified on 5/13/2010 (mkz). (EOD: 05/12/2010)
05/11/2010		Minute Entry Re: Hearing Continued.: (related document(s): 1308 Motion to Sell filed by Kenneth A. Rushton tr) Appearances: Michael Zundel, Richard Thornton, Kenneth Rushton (TR), Kim Wilson, Matthew Cox (COP Coal Development et. al.), Peter Guyon(Hiawatha Coal Co.), Steve Dougherty (Sparten Coal Resources), George Hoffman, William Dobbs (Rhino Energy), John Davis (Bear Canyon Mining), Brent Wride (Aquila Inc.), David Kingston (ANR Co. et. al), Russell Walker (Charles Reynolds) Exhibits received; Witness: David Stetson Hearing scheduled for 05/13/2010 at 02:00 PM at US Bankruptcy Court. (th) (EOD: 05/11/2010)
05/11/2010	1338	Notice of Name Change Filed by Steven W. Dougherty on behalf of John Thomas Coal Resources, Inc. (Dougherty, Steven) (EOD: 05/11/2010)
05/10/2010	1337	Objection to (related document(s): 1308 Motion to Sell filed by Trustee Kenneth A. Rushton tr) Filed by C.W. Mining Company, Charles Reynolds (Walker, Russell) (EOD: 05/10/2010)
05/10/2010	1336	Objection to (related document(s): 1308 Motion to Sell filed by Trustee Kenneth A. Rushton tr) Filed by Aquila Inc (Wride, Brent) (EOD: 05/10/2010)
05/10/2010	1335	Objection to (related document(s): 1308 Motion to Sell filed by Trustee Kenneth A. Rushton tr) ANR's Objection to Trustee's Motion to (1) Approve Bid Procedures (2) Approve Stalking horse Fee to Rhino Energy (3) Approve Acquisition of Water Rights and Service Agreement With Bear Canyon Mining, LLC Filed by ANR Company, Inc. (Kingston, David) (EOD: 05/10/2010)
05/10/2010	1334	Objection to (related document(s): 1308 Motion to Sell filed by Trustee Kenneth A. Rushton tr) Hiawatha Coal Company's Objections to Trustee's Motion to: (1) Approve Bid Procedures; (2) Approve Stalking Horse Fee to Rhino Energy; [and] (3) Approve Acquisition of Water Rights and Services Agreement with Bear Canyon Mining, LLC (Previously Approved buyer of the Mine Assets) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 05/10/2010)
05/10/2010	1333	Objection to (related document(s): 1308 Motion to Sell filed by Trustee Kenneth A. Rushton tr) and Memorandum in Opposition Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (X4Wilson, Kim) (EOD: 05/10/2010)
05/10/2010	1332	Objection to (related document(s): 1308 Motion to Sell (1) Approve Bid Procedures (2) Approve Stalking Horse Fee to Rhino Energy) Proposed Break Up Fee Filed by John Thomas Coal Resources, Inc. (Dougherty, Steven) Modified on 5/10/2010 (mtm). (EOD: 05/10/2010)

BANK Appraisal No.	Doc#	Description
05/10/2010	1331	Amended Order Granting Motion for Order to Shorten Time. Time for notice of the hearing is shortened to accommodate a hearing on May 21, 2010. On or before the close of business may 4, 2010, the Trustee shall give notice to all counsel appearing in this case and parties in interest no later than May 17, 2010 by 5:00 p.m. The Trustee may have until Wednesday, May 19, 2010 noon to file any response. (Related Doc # 1309) (mtm) (EOD: 05/10/2010)
05/07/2010	1330	Certificate of Service Re: Order. (related document(s): 1311 Order on Motion to Shorten Time) Service Date 05/07/2010. (Admin.) (EOD: 05/07/2010)
05/07/2010	1329	Pending Order (Hearing Scheduled) related documents(s): 1308 Motion to Sell Filed by: (Zundel, Michael) [Order# 133708] (EOD: 05/07/2010)
05/07/2010	1328	Third Notice of Hearing (related document(s): 1271 Application for Compensation) <i>Notice of Hearing on Third Interim Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/3/2010 at 01:00 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/07/2010)
05/07/2010	1327	Amended Notice of Hearing (related document(s): 1257 Application for Compensation) <i>Amended Notice of Hearing on First Application of Prince, Yeates & Geldzahler for Allowance of Attorney Fees and Costs</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/3/2010 at 01:00 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/07/2010)
05/07/2010	1326	Notice (related document(s): 1257 Application for Compensation filed by Trustee Kenneth A. Rushton tr) <i>Notice of Errata to First Application of Prince, Yeates & Geldzahler for Allowance of Attorney Fees and Costs</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/07/2010)
05/07/2010	1325	Amended Notice of Hearing (related document(s): 1258 Application for Compensation) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/3/2010 at 01:00 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/07/2010)
05/06/2010	1324	Certificate of Service Re: Order. (related document(s): 1305 Order on Motion for Ex Parte Relief) Service Date 05/06/2010. (Admin.) (EOD: 05/06/2010)
05/06/2010	1323	Certificate of Service (related document(s): 1315 Amended Notice of Hearing) <i>to JP Morgan Chase Bank, N.A.</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/06/2010)
05/06/2010	1322	Response to (related document(s): 1257 Application for Compensation, 1258 Application for Compensation, 1271 Application for Compensation) Filed by Aquila Inc (Monson, Elaine) (EOD: 05/06/2010)
05/06/2010		Minute Entry Parties made statements on the record. Re: Status Conference Appearances: Kenneth Rushton/tr, Michael Zundell/tr, Richard Thorton/tr, Carl Kingston/Realco et al, David Kingston/ANR et al, Kim Wilson/COP, Brent Wride/Aquila, Peter Guyon/Hiwatha;. (th) (EOD: 05/06/2010)
05/06/2010	1321	Pending Order (Hearing Scheduled) related documents(s): 1299 Motion to Sell Property Free and Clear of Liens Filed by: (Zundel, Michael) [Order# 133593] (EOD: 05/06/2010)
05/06/2010		Withdrawal of Document Reason for Withdrawal: Removal of Exhibit notation at the top of pleading (related document(s): 1301 Pending Order) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/06/2010)
05/06/2010	1320	Proposed Findings of Fact and Conclusions of Law Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/06/2010)
05/06/2010		Withdrawal of Document Reason for Withdrawal: Removal of Exhibit notation at the top of pleading (related document(s): 1300 Proposed Findings of Fact and Conclusions of Law filed by Trustee Kenneth A. Rushton tr) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr

	BAP Appraisal No.	Docket No. Filed: 08/12/2011 Page: 68 of 128 (Zundel, Michael) (EOD: 05/06/2010)
05/05/2010	1319	Pending Order Amended(Ex Parte) related documents(s): 1309 Motion to Shorten Time Filed by: (Zundel, Michael) [Order# 133568] (EOD: 05/05/2010)
05/05/2010	1318	Certificate of Service (related document(s): 1306 Certificate of Service) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/05/2010)
05/05/2010	1317	Certificate of Service (related document(s): 1308 Motion to Sell, 1309 Motion to Shorten Time, 1311 Order on Motion to Shorten Time, 1313 Notice of Hearing) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/05/2010)
05/05/2010	1316	Amended Notice of Hearing (related document(s): 1257 Application for Compensation, 1258 Application for Compensation, 1259 Motion for Entry of Judgment/Order, 1271 Application for Compensation) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/3/2010 at 01:00 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/05/2010)
05/05/2010	1315	Amended Notice of Hearing (related document(s): 1198 Response To Motion For And Order To Show Cause, 1231 Motion to Quash, 1281 Motion to Compel, 1286 Motion for Protective Order) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/1/2010 at 03:00 PM at US Bankruptcy Court. (Zundel, Michael) Modified on 5/6/2010 (mtm). (EOD: 05/05/2010)
05/05/2010	1314	Amended Notice of Hearing (related document(s): 1245 Motion to Reject Lease or Executory Contract, 1252 Motion to Reject Lease or Executory Contract, 1272 Motion to Vacate, 1299 Motion to Sell Property Free and Clear of Liens) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 5/21/2010 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/05/2010)
05/05/2010	1313	Notice of Hearing (related document(s): 1308 Motion to Sell) <i>Trustees Motion to: (1) Approve Bid Procedures (2) Approve Stalking Horse Fee to Rhino Energy (3) Approve Acquisition of Water Rights and Services Agreement with Bear Canyon Mining, LLC (Previously Approved Buyer of the Mine Assets)</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 5/11/2010 at 02:00 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/05/2010)
05/05/2010	1312	Response to (related document(s): 1272 Motion to Vacate) <i>Memorandum Opposing Trustee's (1) Motion Pursuant to FRBP 9024 to Vacate Order Authorizing Sale of Assets Free and Clear of Liens and Interests Pursuant to 11 USC §363 and Authorizing Assumption and Assignment of Unexpired Leases Pursuant to 11 USC §365 and (2) Motion to Schedule Further Hearing and Make Additional Findings of Fact</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 05/05/2010)
05/05/2010	1311	Order Granting Motion for Order to Shorten Time for Notice of the Trustee's Motion. Time for notice is shortened to accommodate a hearing on May 11, 2010 beginning at the hour of 2:00 p.m.; Trustee shall give notice to all counsel appearing in this case and parties in interest before the close of business May 5, 2010. Objections to the Trustee's motion must be served on the Trustee's counsel no later than Monday May 10, 2010 by 2:00 p.m. (Related Doc # 1309) (mtm) (EOD: 05/05/2010)
05/05/2010	1310	Pending Order (Ex Parte) related documents(s): 1309 Motion to Shorten Time Filed by: (Zundel, Michael) [Order# 133535] (EOD: 05/05/2010)
05/05/2010	1309	Motion to Shorten Time (related document(s): 1308 Motion to Sell filed by Trustee Kenneth A. Rushton tr) <i>Trustee's Exparte Motion to Shorten Time for Notice of Trustee's Motion to: (1) Approve Bid Procedures (2) Approve Stalking Horse Fee to Rhino Energy (3) Approve Acquisition of Water Rights and Services Agreement with Bear Canyon Mining, LLC (Previously Approved Buyer of the Mine Assets)</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/05/2010)
05/05/2010	1308	Trustee's Motion to: (1) Approve Bid Procedures (2) Approve Stalking Horse Fee to Rhino Energy and (3) Approve Acquisition of Water Rights and Service Agreement with Bear Canyon Mining, LLC (Previously Approved Buyer of the Mine Assets) Filed by Kenneth A. Rushton tr (Zundel,

BAP Appraisal No.	111-577	Docket No. 118-41	Filed: 08/12/2011	Page: 64 of 1628
				Michael) Modified on 5/7/2010 (mtm). (EOD: 05/05/2010)
05/04/2010	1307			Correction to Deadline to Object to, Trustees Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts Under 11 U.S.C. §§ 105, 363 and 365 (Free and Clear of Liens, Claims, Interests, and Encumbrances) and Bid Procedures (related document(s): 1304 Notice of Hearing filed by Trustee Kenneth A. Rushton tr) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) Modified on 5/5/2010 (mtm). (EOD: 05/04/2010)
05/04/2010	1306			Certificate of Service (related document(s): 1299 Motion to Sell Property Free and Clear of Liens, 1304 Notice of Hearing) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/04/2010)
05/04/2010	1305			Order Granting Motion for Ex Parte Motion to shorten Time For Notice. Time for notice is shortened to accommodate a hearing on May 21, 2010 at 9:00 a.m.; on or before the close of business May 4, 2010, the Trustee shall give notice by email of his present sale motion and the hearing to all counsel appearing in this case in opposition to the Trustee's Motion to sell the mine assets; and Trustee shall give all parties in interest notice of the hearing by mail. Objection to the Trustee's motion must be served no later than Monday May 17, 2010 by 5:00 p.m. Trustee may have until May 19, 2010 at noon to file any response. (Related Doc # 1302) (mtm) (EOD: 05/04/2010)
05/04/2010	1304			Notice of Hearing (related document(s): 1299 Motion to Sell Property Free and Clear of Liens) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 5/21/2010 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/04/2010)
05/04/2010	1303			Pending Order (Ex Parte) related documents(s): 1302 Motion for Ex Parte Relief Filed by: (Zundel, Michael) [Order# 133452] (EOD: 05/04/2010)
05/04/2010	1302			Trustees Exparte Motion to Shorten Time for Notice of: Trustee's Motion for Additional Findings on Trustees Motion Requesting Authority to Assume Executory Contracts and Motion for Order Authorizing Assignment of Executory Contracts and Sale of Mine Assets Free and Clear of all Liens, Claims, Interests, and Encumbrances Pursuant to 11 U.S.C. §§ 105, 363 and 365 and Motion for Order Requiring Removal from Mine Site Property Owned by Third Parties and Motion for Determination of Ownership of Property at the Mine Site Pursuant to Prior Order (related document(s): 1299 Motion to Sell Property) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 5/4/2010 (mtm). (EOD: 05/04/2010)
05/04/2010	1301			Pending Order (Hearing Scheduled) related documents(s): 1299 Motion to Sell Property Free and Clear of Liens Filed by: (Zundel, Michael) [Order# 133446] (EOD: 05/04/2010)
05/03/2010	1300			Proposed Findings of Fact and Conclusions of Law (related document(s): 1299 Motion to Sell Property) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 5/4/2010 (mtm). (EOD: 05/03/2010)
05/03/2010	1299			Motion to Sell Property Free and Clear of Liens Bear Canyon Mine and Mining Equipment <i>Trustee's Motion for Additional Findings on Trustee's Motion Requesting Authority to Assume Executory Contracts. Motion For Order Requiring Removal From Mine Site Property owned by Third Parties and Motion For Determination of Ownership of Property at the Mine Site Pursuant to Prior Order.</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 5/4/2010 (mtm). (EOD: 05/03/2010)
05/03/2010	1298			Disclosure of Compensation of Attorney for Debtor (per BR 2016) filed by Debtor(s). (Walker, Russell) (EOD: 05/03/2010)
04/30/2010				Adversary Case 2:09-ap-2375 Disposed. (gci) (EOD: 04/30/2010)
04/28/2010	1297			Certificate of Service Re: Order. (related document(s): 1292 Order For Telephonic Hearing) Service Date 04/28/2010. (Admin.) (EOD: 04/28/2010)
04/27/2010				Minute Entry Re: The court had a status conference and set the following hearings in the main case and several adversary proceedings. Hearings are set on May 21, 2010 at 9:00 a.m. to hear a Motion to vacate sale order; Motion to deem C.O.P's 1997 Coal operating agreement rejected and motion to

BANK Appraisal No.	111-577	Docket No. 118-41	Filed: 08/12/2011	Page: 62 of 1528
				<p>deem ANR's operating agreement rejected. On June 1, 2010 at 3:00 p.m. the court will hear the motion to compel JPMorgan Chase to comply with the terms of the January 22, 2010 production order as modified; response to motion to show cause why Standard Industries and Charles Reynolds should not be held in contempt of court; Motion for protective order preventing the trustee's Rule 7034 Video-Taped Inspection of Premises Located at 3212 South State Street Filed by Standard Industries. On June 2, 2010 at 2:00 p.m. the court will hear in the adversary proceeding, 09-2047 Plaintiff's Objection to Affidavit of Attorneys Fees and Costs Filed by UEI; Plaintiff's Motion to Dismiss Standard, et. al's Counterclaim, Crossclaim and Third Party Complaint; Plaintiff's Motion to Certify Order as Final Appealable Judgment Under Fed. R. Bankr. P. 7054 and Fed. R. Civ. P. 54 (b) and Motion for Delivery of UEI Receivable Proceeds to Trustee. On June 3, 2010 at 1:00 p.m. the court will hear the Application for Reimbursements of Fees Prince Yates and Geldzahler; Application for Reimbursements of Fees of Robinson Hill; Third Application for Reimbursements of Fees of Norwest Corporation. The court will also hear in the adversary proceedings 09-2248 a Motion for entry of judgment at time. On June 22, 2010 at 2:00 p.m. the court will hear status conferences in adversary proceeding 09-2248, 09-2375 and 09-2159. On May 14, 2010 at 1:00 p.m. the court will hear a motion for summary judgment in adversary proceeding 09-2382. The court will vacate all remaining dates in the current scheduling order in adversary proceeding 09-2375. The scheduling order in case 09-2248 is vacated.. (related document(s): 1280 Order/Notice status Conference Hearing) Appearance : Michael N. Zundel, Richard Thornton, and James Swindler for tr; Kim Wilson and Matthew Cox for C.O.P., et al., Russell Walker for CW Mining and Charles Reynolds; George Hofmann for Rhino Energy, Bill Dobbs/Rhino Energy/telephonic; Steve Dougherty for John Thomas Coal Resources; Peter Guyon for Hiawatha Coal Co.; John Davis and Doyle Byers for Bear Canyon Mining; David Kingston for ANR Co. Brent Wride and Elaine Monson for Aquila; Carl Kingston for Realco, Paul Kingston, Joseph Kingston; Anna Drake for Pacific Corp; David Williams/dfdt, Kevin Anderson for Nevada Power Co.; Robert Scott for Commonwealth Coal; Mark Dykes/dfdt; (th) (EOD: 04/30/2010)</p>
04/27/2010				<p>Payment Issued to District court for Pro Hac Vice Fee, \$15.00 (for receipt #8411339). (related document(s): 1274 Motion to Appear pro hac vice filed by Interested Party Rhino Energy LLC) Voucher Number:10-468100415. (amr) (EOD: 04/27/2010)</p>
04/27/2010	1296			<p>Report <i>Status Report</i> Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (Cox, P.) (EOD: 04/27/2010)</p>
04/27/2010	1295			<p>Notice <i>Hiawatha Coal Company's Status Report</i> Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 04/27/2010)</p>
04/27/2010	1294			<p>Notice of Appearance and Request for Notice Filed by Steven W. Dougherty on behalf of John Thomas Coal Resources, Inc. (Dougherty, Steven) (EOD: 04/27/2010)</p>
04/26/2010	1293			<p>Report <i>Trustee's Status Report and Scheduling Request</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 04/26/2010)</p>
04/26/2010	1292			<p>Order Granting Motion for Telephonic Hearing at the April 27, 2010 hearing. (Related Doc # 1290) (mtm) (EOD: 04/26/2010)</p>
04/26/2010	1291			<p>Pending Order Granting Ex Parte Motion to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on April 27, 2010 (Ex Parte) related documents(s): 1290 Motion for Telephonic Hearing Filed by: (Hofmann, George) [Order# 132801] (EOD: 04/26/2010)</p>
04/26/2010	1290			<p>Ex Parte Motion for Telephonic Hearing <i>Ex Parte Motion to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on April 27, 2010</i> (related document(s): 1280 Order/Notice of Status Conference, 1189 Order on Motion for Sale of Property under Section 363(b), 1273 Memorandum in Support filed by Trustee Kenneth A. Rushton tr) <i>Ex Parte Motion to Approve Telephonic Appearance by Counsel for Rhino Energy at Hearing on April 27, 2010</i> Filed by Rhino Energy LLC (Hofmann, George) Modified on 4/26/2010 (mtm). (EOD: 04/26/2010)</p>
04/24/2010	1289			<p>Certificate of Service Re: Order. (related document(s): 1280 Order to Continue Hearing) Service Date 04/24/2010. (Admin.) (EOD: 04/24/2010)</p>

BANK Appraisal No.	111-557	Docket No. 118-41	Filed: 08/12/2011	Pages: 63 of 128
04/23/2010	1288	Certificate of Service Re: Order. (related document(s): 1279 Order on Motion to Appear pro hac vice) Service Date 04/23/2010. (Admin.) (EOD: 04/23/2010)		
04/23/2010	1287	Pending Order (Other) related documents(s): 1286 Motion for Protective Order Filed by: (Cox, P.) [Order# 132730] (EOD: 04/23/2010)		
04/23/2010	1286	Motion for Protective Order <i>Preventing the Trustee's Rule 7034 Video-Taped Inspection of Premises Located at 3212 South State Street</i> Filed by Standard Industries, Inc. (Cox, P.) (EOD: 04/23/2010)		
04/22/2010	1285	Certificate of Service Re: Order. (related document(s): 1278 Order of Recusal) Service Date 04/22/2010. (Admin.) (EOD: 04/22/2010)		
04/22/2010	1284	Certificate of Service Re: Order. (related document(s): 1276 Order of Recusal) Service Date 04/22/2010. (Admin.) (EOD: 04/22/2010)		
04/22/2010	1283	Pending Order (Other) related documents(s): 1281 Motion to Compel Filed by: (Zundel, Michael) [Order# 132675] (EOD: 04/22/2010)		
04/22/2010	1282	Memorandum in Opposition (related document(s): 1281 Motion to Compel) <i>Trustee's Memorandum in Opposition to NBM's Motion to Quash and in Support of Motion to Compel Production of Documents by JP Morgan Chase</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 04/22/2010)		
04/22/2010	1281	Motion to Compel(related document(s): 1140 Order Granting Motion For Examination Under Rule 2004) <i>JP Morgan Chase to Comply with the Terms of its January 22, 2010 Production Order as Modified</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 4/23/2010 (mtm). (EOD: 04/22/2010)		
04/22/2010	1280	Order/Notice of Status Conference Status hearing to be held on 4/27/2010 at 02:00 PM at US Bankruptcy Court. (mtm) (EOD: 04/22/2010)		
04/21/2010	1279	Order Granting Motion To Appear pro hac vice (Related Doc # 1274) Attorney Appearing Pro Hac Vice:William F. Dobbs, Jr. (mtm) (EOD: 04/21/2010)		
04/20/2010	1278	Order of Reassignment. The Court hereby reassigns the bankruptcy case and all associated adversary proceedings to Judge R. Kimball Mosier. (mkz) (EOD: 04/20/2010)		
04/20/2010	1277	Stipulated Motion for Protective Order <i>to Bar Disclosure of Confidential Documents Produced at 2004 Examination</i> Filed by National Business Management, Inc., Chapter 7 Trustee (Kingston, David) Modified on 4/20/2010 (mtm). (EOD: 04/20/2010)		
04/20/2010	1276	Order of Recusal of Judge Judith A. Boulden from the Bankruptcy Case and all Associated Adversary Proceedings. (mkz) (EOD: 04/20/2010)		
04/20/2010		Receipt of filing fee for Electronically Paid Fee(08-20105) [misc,epfmisc] (15.00). Receipt number 8411339, amount 15.00. (U.S. Treasury) (EOD: 04/20/2010)		
04/20/2010		Electronically Paid Fee. (related document(s): 1274 Motion to Appear pro hac vice). Amount of Payment: \$15 Filed by Rhino Energy LLC (Hofmann, George) (EOD: 04/20/2010)		
04/20/2010	1275	Pending Order of Admission (Other) related documents(s): 1274 Motion to Appear pro hac vice Filed by: (Hofmann, George) [Order# 132335] (EOD: 04/20/2010)		
04/20/2010	1274	Motion Requesting Admission Of Attorney William F. Dobbs, Jr. to Practice Pro Hac Vice Filed by Rhino Energy LLC (Hofmann, George) (EOD: 04/20/2010)		
04/20/2010		Notice of Appearance of Counsel and Request for Notice <i>for Rhino Energy LLC</i> Filed by George B. Hofmann on behalf of Rhino Energy LLC (Hofmann, George) (EOD: 04/20/2010)		

BANK Appraisal No.	Docket No.	Filed: 08/12/2011 Page: 674 of 1228
04/19/2010	1273	Memorandum in Support (related document(s): 1272 Motion to Vacate) <i>Memorandum in Support of Trustee's(1) Motion Pursuant To F.R.B.P. 9024 to Vacate Order Authorizing Sale of Assets Free and Clear of Liens and Interests Pursuant to 11 U.S.C. § 363 And Authorizing Assumption and Assignment of Unexpired Leases Pursuant to 11 U.S.C. § 365 AND (2) Motion to Schedule Further Hearing and Make Additional Findings of Fact</i> Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 4/20/2010 (mtm). (EOD: 04/19/2010)
04/19/2010	1272	Motion to Vacate(related document(s): 1189 Order on Motion for Sale of Property under Section 363(b)) <i>Trustee's(1) Motion Pursuant To F.R.B.P. 9024 to Vacate Order Authorizing Sale of Assets Free and Clear of Liens and Interests Pursuant to 11 U.S.C. § 363 And Authorizing Assumption and Assignment of Unexpired Leases Pursuant to 11 U.S.C. § 365 AND (2) Motion to Schedule Further Hearing and Make Additional Findings of Fact</i> Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 4/20/2010 (mtm). (EOD: 04/19/2010)
04/16/2010	1271	Third Application for Compensation for Michael N. Zundel, Examiner, period: 8/1/2009 to 3/30/2010, fee: \$242,986.25, expenses: \$10,317.13. <i>of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses</i> Filed by Michael N. Zundel (Zundel, Michael) (EOD: 04/16/2010)
04/16/2010	1270	Report <i>Expert - Bear Canyon "Interim Operation Accomplishments, Asset Advantages, Work Plan and Buedget"</i> by Carl Pollastro and Michael Weigand of Norwest Corporation Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 04/16/2010)
04/16/2010	1269	Joinder (related document(s): 1267 Response) <i>in Trustee's Memorandum in Opposition to Motions to Deem COP and ANR Operating Agreements Rejected (Docket No. 1267)</i> Filed by Aquila Inc (Wride, Brent) (EOD: 04/16/2010)
04/15/2010	1268	Notice of Hearing (related document(s): 1245 Motion to Reject Lease or Executory Contract filed by Creditor C.O.P. Coal Development Company) Filed by P. Matthew Cox on behalf of C.O.P. Coal Development Company Hearing scheduled for 4/20/2010 at 01:30 PM at US Bankruptcy Court (Cox, P.) Modified on 4/16/2010 (mtm). (EOD: 04/15/2010)
04/15/2010	1267	Response to (related document(s): 1245 Motion to Reject Lease or Executory Contract, 1252 Motion to Reject Lease or Executory Contract) <i>Memorandum in Opposition to Motions to Deem COP and ANR Operating Agreements Rejected</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 04/15/2010)
04/14/2010	1266	Notice of Hearing (related document(s): 1257 Application for Compensation) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 5/25/2010 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 04/14/2010)
04/14/2010	1265	Notice of Hearing (related document(s): 1258 Application for Compensation) <i>Application for Allowance of Accountants' Fees and Reimbursement of Expenses for Trustee's Accountants Robison Hill & Company</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 5/25/2010 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 04/14/2010)
04/14/2010	1264	Notice of Hearing (related document(s): 1259 Request for Entry of Judgment) <i>Against C.O.P. Coal Development Company</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 5/25/2010 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) Modified on 4/14/2010 (mtm). (EOD: 04/14/2010)
04/13/2010		Clerk's Notification of Transmittal. District Court Number: 2:10-cv-329 (related document(s): 1222 Notice of Appeal) [Copies of Notice of Appeal, Order being appealed, Election to District Court, Appellant Designation, Appellee Designation, and docket sheet sent electronically to District Court.] (jww) (EOD: 04/13/2010)
04/13/2010		Clerk's Notification of Transmittal. District Court Number: 2:10-cv-328 (related document(s): 1215 Notice of Appeal) [Copies of Notice of Appeal, Findings being appealed, Order being appealed, Election to District Court, Appellant Designation, Appellee Designation, and docket sheet sent

BAP Appeal No.	111-577	Docket No. 13-41	Filed: 08/12/2011	Page: 65 of 162
				electronically to District Court.] (jww) (EOD: 04/13/2010)
04/13/2010				Clerk's Notification of Transmittal. District Court Number: 2:10-cv-327 (related document(s): 1218 Notice of Appeal) [Copies of Notice of Appeal, Findings being appealed, Order being appealed, Election to District Court, Appellant Designation, Appellee Designation, and docket sheet sent electronically to District Court.] (jww) (EOD: 04/13/2010)
04/12/2010	1263			Appellee Designation of Record and Statement of Issues of Appeal (related document(s): 1215 Notice of Appeal, 1218 Notice of Appeal, 1222 Notice of Appeal) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 04/12/2010)
04/11/2010	1262			Certificate of Service Re: Order. (related document(s): 1256 Unsigned Order) Service Date 04/11/2010. (Admin.) (EOD: 04/11/2010)
04/11/2010	1261			Certificate of Service Re: Order. (related document(s): 1255 Order on Motion to Expedite Hearing) Service Date 04/11/2010. (Admin.) (EOD: 04/11/2010)
04/09/2010	1260			Pending Order (Other) related documents(s): 1259 Motion for Entry of Judgment/Order Filed by: (Zundel, Michael) [Order# 131609] (EOD: 04/09/2010)
04/09/2010	1259			Request for Entry of Judgment Against C.O.P. Coal Development Company Pursuant to Order Dated December 10, 2009 (Docket 1057) (related document(s): 1057 Order and Judgment) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 4/14/2010 (mtm). Modified on 4/23/2010 (mtm). (EOD: 04/09/2010)
04/09/2010	1258			Application for Compensation for Kenneth A. Rushton tr, Accountant, period: 1/1/2009 to 3/12/2010, fee: \$72,300.00, expenses: \$160.80. <i>for Robison, Hill & Company, Accountants for the Trustee</i> Filed by Michael N. Zundel (Zundel, Michael) (EOD: 04/09/2010)
04/09/2010	1257			First Application for Compensation for Michael N. Zundel, Trustee's Attorney, period: 12/5/2008 to 3/31/2010, fee: \$1,768,715.50, expenses: \$91,034.23. Filed by Michael N. Zundel (Zundel, Michael) Modified on 4/12/2010 (mtm). (EOD: 04/09/2010)
04/09/2010	1256			Unsigned Order (related document(s): 1251 Pending Order) Reason Order Was Unsigned:The applicant has not pointed to a rule or order that requires a report of an incomplete sale (mtm) (EOD: 04/09/2010)
04/09/2010	1255			Order Granting Motion Expedite Hearing on C.O.P.'s Motion to Deem 1997 Coal Operating Agreement Rejected. Signed as modified by the Court. (Order replaces Pending Order #131487) (Related Doc # 1249) Hearing scheduled for 4/20/2010 at 01:30 PM at US Bankruptcy Court. (mtm) (EOD: 04/09/2010)
04/08/2010	1254			Joinder (related document(s): 1245 Motion to Reject Lease or Executory Contract, 1246 Memorandum in Support) (<i>ANR Company, Inc.'s Joinder with C.O.P. Coal Development Co.'s Motion to Deem 1997 Coal Operating Agreement Rejected</i>) Filed by ANR Company, Inc. (Kingston, David) (EOD: 04/08/2010)
04/08/2010	1253			Motion to Reject Lease or Executory Contract (<i>Memorandum in Support of Motion to Deem ANR Operating Agreement Rejected</i>) Filed by ANR Company, Inc. (Kingston, David) (EOD: 04/08/2010)
04/08/2010	1252			Motion to Reject Lease or Executory Contract (<i>Motion to Deem ANR Operating Agreement Rejected</i>) Filed by ANR Company, Inc. (Kingston, David) (EOD: 04/08/2010)
04/08/2010	1251			Pending Order (Other) related documents(s): 1247 Request Filed by: (Zundel, Michael) [Order# 131487] (EOD: 04/08/2010)
04/08/2010	1250			Pending Order (Other) related documents(s): 1249 Motion to Expedite Hearing Filed by: (Cox, P.) [Order# 131459] (EOD: 04/08/2010)

Date	Appellate No.	Description
04/08/2010	1249	Ex Parte Motion to Expedite Hearing (related document(s): 1245 Motion to Reject Lease or Executory Contract) <i>Ex Parte Motion for Expedited Hearing on C.O.P.'s Motion to Deem 1997 Coal Operating Agreement Rejected</i> Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 04/08/2010)
04/08/2010	1248	Joinder (related document(s): 1245 Motion to Reject Lease or Executory Contract, 1246 Memorandum in Support) <i>Hiawatha Coal Company, Inc.'s Joinder with C.O.P. Coal Development Co.'s Motion to Deem 1997 Coal Operating Agreement Rejected</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 04/08/2010)
04/08/2010	1247	Request <i>Trustee's Interim Report of Closing of Mine Sale and Request for Extension of Time</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 04/08/2010)
04/08/2010	1246	Memorandum in Support (related document(s): 1245 Motion to Reject Lease or Executory Contract) <i>Memorandum in Support of Motion to Deem 1997 Coal Operating Agreement Rejected</i> Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 04/08/2010)
04/08/2010	1245	Motion to Reject Lease or Executory Contract <i>Motion to Deem 1997 Coal Operating Agreement Rejected</i> Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 04/08/2010)
04/05/2010	1244	Disclosure of Compensation of Attorney for Debtor Filed by C.W. Mining Company (Walker, Russell) (EOD: 04/05/2010)
04/02/2010		Clerk's Notification of Transmittal. District Court Number: 2:10-cv-288 (related document(s): 1177 Notice of Appeal) [Copies of Notice of Appeal, Election to District Court, Appellant Designation, Appellee Designation, and docket sheet sent electronically to District Court.] (jww) (EOD: 04/02/2010)
04/02/2010	1243	Amended Designation of Record (related document(s): 1237 Appellant Designation) <i>Hiawatha Coal Company, Inc.'s First Amended Designation of Record and Statement of Issues on Appeal</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 04/02/2010)
04/02/2010		Clerk's Notification of Transmittal. District Court Number: 2:10-cv-286 (related document(s): 1220 Notice of Appeal) [Copies of Notice of Appeal, Election to District Court, findings and order being appealed, and docket sheet sent electronically to District Court.] (jww) (EOD: 04/02/2010)
04/02/2010		Clerk's Notice of Possible Error Re: (related document(s): 1241 Appellee Designation) Description of Error: Document was linked to several different appeals. The entry has been adjusted and links removed to reflect the image that was filed. The filer has two days to amend the filing, if necessary. (jww) (EOD: 04/02/2010)
04/01/2010	1242	Certificate of Service Re: Order. (related document(s): 1239 Order on Motion for Examination) Service Date 04/01/2010. (Admin.) (EOD: 04/01/2010)
04/01/2010	1241	Appellee Designation of Record and Statement of Issues of Appeal (related document(s): 1177 Notice of Appeal) Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 4/2/2010 (jww). (EOD: 04/01/2010)
04/01/2010		Notice of Withdrawal of Incorrectly Filed Document (related document(s): 1229 Appellee Designation) Filed by James C. Swindler on behalf of Kenneth A. Rushton tr (Swindler, James) (EOD: 04/01/2010)
04/01/2010	1240	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1222 Notice of Appeal) Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises Appellee designation due by 04/15/2010. Transmission of Designation Due by 05/3/2010. (Cox, P.) (EOD: 04/01/2010)
03/30/2010	1239	Order Granting Motion For Examination Under Rule 2004 of Key Bank, Including Production of Documents (Related Doc # 1233) (mtm) (EOD: 03/30/2010)

BAP5 Appraisal No.	111-557 Docket No. 118-41 Filed: 08/12/2011 Pages: 717 of 1228	1218
03/29/2010	1238	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1218 Notice of Appeal) Filed by ANR Company, Inc. Appellee designation due by 04/12/2010. Transmission of Designation Due by 04/28/2010. (Kingston, David) (EOD: 03/29/2010)
03/29/2010	1237	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1215 Notice of Appeal) Filed by Hiawatha Coal Company, Inc. Appellee designation due by 04/12/2010. Transmission of Designation Due by 04/28/2010. (Guyon, Peter) (EOD: 03/29/2010)
03/26/2010	1236	Pending Order (Other) related documents(s): 1230 Motion to Quash subpoena to Chase Bank; Motion for Protective Order Filed by: (Kingston, David) [Order# 130558] (EOD: 03/26/2010)
03/26/2010	1235	Certificate of Service <i>Trustee's Request to Standard Industries, Inc. Under Rule 7034 For Video-Taped Inspection of Premises Located at 3212 South State Street</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/26/2010)
03/26/2010	1234	Pending Order (Ex Parte) related documents(s): 1233 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 130552] (EOD: 03/26/2010)
03/26/2010	1233	Motion for Examination Under Rule 2004 <i>Key Bank</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/26/2010)
03/26/2010	1232	Notice of Hearing (related document(s): 1128 Order on Motion for Order to Show Cause) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 5/24/2010 at 01:30 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 03/26/2010)
03/24/2010	1231	Memorandum in support< of Motion to Quash ,, <i>in addition to Motion for Protective Order Filed by National Business Management, Inc. (Kingston, David) Modified on 3/25/2010 (mtm). (EOD: 03/24/2010)</i>
03/24/2010	1230	Motion to Quash <i>Subpoena served on JP Morgan Chase Bank, N.A.</i> , in addition to Motion for Protective Order Filed by National Business Management, Inc. (Kingston, David) (EOD: 03/24/2010)
03/24/2010		Notice of Appearance of Counsel and Request for Notice Filed by David E. Kingston on behalf of National Business Management, Inc. (Kingston, David) (EOD: 03/24/2010)
03/24/2010	1229	Appellee Designation of Record and Statement of Issues of Appeal (related document(s): 1177 Notice of Appeal, 1191 Notice of Appeal to Tenth Circuit) Filed by Kenneth A. Rushton tr [PLEASE NOTE: Withdrawn as incorrectly filed on 04/01/2010.] (Swindler, James) Modified on 4/2/2010 (jww). (EOD: 03/24/2010)
03/19/2010	1228	Transcript regarding Hearing Held 03/09/10 RE: Order to Show Cause Issued to Standard Industries, Inc. and Charles Reynolds. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 6/17/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Debra A. Dibble, Telephone number 801-328-1188. (related document(s): 1128 Order on Motion for Order to Show Cause) Notice of Intent to Request Redaction Deadline Due By 3/26/2010. Redaction Request Due By 4/9/2010. Redacted Transcript Submission Due By 4/19/2010. Transcript access will be restricted through 6/17/2010. (mtm) (EOD: 03/19/2010)
03/17/2010	1227	Notice from BAP: Notice of Cross Appeal to the Tenth Circuit Court of Appeals (related document(s): 607 Notice of Appeal). 10th Circuit Case #10-4059. (BAP5) Modified on 4/15/2010 (jww). (EOD: 03/17/2010)
03/17/2010	1226	Clerk's Certificate of Service (related document(s): 1222 Notice of Appeal) (jww) (EOD: 03/17/2010)
03/17/2010	1225	Clerk's Certificate of Service (related document(s): 1220 Notice of Appeal) (jww) (EOD: 03/17/2010)

03/17/2010	BANK Appraisal No. 1224	111-577 Docket No. 118-41 Filed: 08/12/2011 Pages: 298 of 1228 Clerk's Certificate of Service (related document(s): 1218 Notice of Appeal) (jww) (EOD: 03/17/2010)
03/16/2010		Filing Fee Paid. Receipt Number: 8274408 Fee Amount \$255.00 (related document(s): 1220 Notice of Appeal) (ss) (EOD: 03/17/2010)
03/16/2010		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcapl] (255.00). Receipt number 8275036, amount 255.00. (U.S. Treasury) (EOD: 03/16/2010)
03/16/2010	1223	Election of Appeal to District Court (related document(s): 1189 Order Authorizing Assets Free And Clear of Liens) <i>Election to Have the Bankruptcy Appeal Heard in the United States District Court for the District of Utah</i> Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, Security Funding Company, Standard Industries, Inc., World Enterprises (Cox, P.) Modified on 3/17/2010 (mtm). (EOD: 03/16/2010)
03/16/2010	1222	Notice of Appeal (related document(s): 1189 Order on Motion for Sale of Property under Section 363(b)) Fee Amount: 255, Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, Security Funding Company, Standard Industries, Inc., World Enterprises Appellant Designation due by 03/30/2010.Certificate of Readiness Due Date 04/26/2010. (Cox, P.) (EOD: 03/16/2010)
03/16/2010	1221	Election of Appeal to District Court (related document(s): 1220 Notice of Appeal) Filed by Charles Reynolds (Walker, Russell) (EOD: 03/16/2010)
03/16/2010	1220	Notice of Appeal (related document(s): 1188 Findings of Fact and Conclusions of Law and Order, 1189 Order on Motion for Sale of Property under Section 363(b)) Fee Amount: 255, Filed by Charles Reynolds Appellant Designation due by 03/30/2010.Certificate of Readiness Due Date 04/26/2010. (Walker, Russell) (EOD: 03/16/2010)
03/16/2010	1219	Election of Appeal to District Court (related document(s): 1218 Notice of Appeal) Filed by ANR Company, Inc. (Kingston, David) (EOD: 03/16/2010)
03/16/2010		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcapl] (255.00). Receipt number 8274094, amount 255.00. (U.S. Treasury) (EOD: 03/16/2010)
03/16/2010	1218	Notice of Appeal (related document(s): 1188 Findings of Fact and Conclusions of Law and Order, 1189 Order on Motion for Sale of Property under Section 363(b)) Fee Amount: 255, Filed by ANR Company, Inc. Appellant Designation due by 03/30/2010.Certificate of Readiness Due Date 04/26/2010. (Kingston, David) (EOD: 03/16/2010)
03/16/2010	1217	Clerk's Certificate of Service (related document(s): 1215 Notice of Appeal) (jww) (EOD: 03/16/2010)
03/15/2010		Filing Fee Paid. Receipt Number: 8269451 Fee Amount \$255.00 (related document(s): 1215 Notice of Appeal) (ss) (EOD: 03/16/2010)
03/15/2010	1216	Election of Appeal to District Court (related document(s): 1215 Notice of Appeal) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 03/15/2010)
03/15/2010	1215	Notice of Appeal (related document(s): 1156 Findings of Fact and Conclusions of Law and Order, 1188 Findings of Fact and Conclusions of Law and Order, 1189 Order on Motion for Sale of Property under Section 363(b)) Fee Amount: 255, Filed by Hiawatha Coal Company, Inc. Appellant Designation due by 03/29/2010.Certificate of Readiness Due Date 04/26/2010. (Guyon, Peter) (EOD: 03/15/2010)
03/15/2010	1214	Order Granting Motion For Examination Under Rule 2004 of US Bank National (Related Doc # 1209) (mtm) (EOD: 03/15/2010)
03/15/2010	1213	Order Granting Motion For Examination Under Rule 2004 of Key Bank (Related Doc # 1207) (mtm) (EOD: 03/15/2010)

03/15/2010	BANK Appraisal No. 1212	111-557 Docket No. 118-41 Filed: 08/12/2011 Page: 79 of 128 Order Granting Motion For Examination Under Rule 2004 of Credit Union One (Related Doc # 1205) (mtm) (EOD: 03/15/2010)
03/15/2010	1211	Order Granting Motion For Examination Under Rule 2004 of Bank of Tucson (Related Doc # 1203) (mtm) (EOD: 03/15/2010)
03/12/2010	1210	Pending Order (Ex Parte) related documents(s): 1209 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 129414] (EOD: 03/12/2010)
03/12/2010	1209	Ex Parte Motion for Examination Under Rule 2004 <i>US Bank National Association</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/12/2010)
03/12/2010	1208	Pending Order (Ex Parte) related documents(s): 1207 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 129412] (EOD: 03/12/2010)
03/12/2010	1207	Ex Parte Motion for Examination Under Rule 2004 <i>Key Bank</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/12/2010)
03/12/2010	1206	Pending Order (Ex Parte) related documents(s): 1205 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 129409] (EOD: 03/12/2010)
03/12/2010	1205	Ex Parte Motion for Examination Under Rule 2004 <i>Credit Union One</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/12/2010)
03/12/2010	1204	Pending Order (Ex Parte) related documents(s): 1203 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 129402] (EOD: 03/12/2010)
03/12/2010	1203	Ex Parte Motion for Examination Under Rule 2004 <i>Bank of Tucson</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/12/2010)
03/11/2010	1202	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1177 Notice of Appeal) <i>Designation of Record on Appeal</i> Filed by C.O.P. Coal Development Company Appellee designation due by 03/25/2010. Transmission of Designation Due by 04/12/2010. (Cox, P.) (EOD: 03/11/2010)
03/10/2010	1201	Certificate of Service Re: Miscellaneous Pleadings Service Date 03/10/2010. (Admin.) (EOD: 03/10/2010)
03/09/2010		Minute Entry Re: Order to Show Cause Issued to Standard Industries, Inc. and Charles Reynolds. Hearing continued without date. Exhibits received. Witnesses: Woodrow Dale Westenskow; Lisa Mckenzie. (JAB,arb,kc) (related document(s): 1128) Appearances: Michael N. Zundel and Jim Swindler TR, Matthew Cox and Kim Wilson STANDARD INDUSTRIES, Russell Walker CHARLES REYNOLDS (arb) (EOD: 03/10/2010)
03/08/2010	1200	Declaration re: (related document(s): 1128 Order on Motion for Order to Show Cause) <i>of W. Dale Westenskow</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 03/08/2010)
03/08/2010	1199	Corrected Copy of Order to Include Exhibits Sent to Parties in Interest (related document(s): 1173 Exhibit, 1189 Order on Motion for Sale of Property under Section 363(b)) (djf) (EOD: 03/08/2010)
03/05/2010	1198	Response To Motion For And Order To Show Cause Why Standard Industries and Charles Reynolds Should Not Be Held In Contempt Of Court (related document(s): 1128 Order on Motion for Order to Show Cause) Filed by Standard Industries, Inc. (Cox, P.) Modified on 3/9/2010 (lph). (EOD: 03/05/2010)
03/04/2010	1197	Certificate of Service Re: Order. (related document(s): 1189 Order on Motion for Sale of Property under Section 363(b)) Service Date 03/04/2010. (Admin.) (EOD: 03/04/2010)
03/04/2010	1196	Certificate of Service Re: Order. (related document(s): 1188 Findings of Fact and Conclusions of

BAP Appeal No. 11577 Docket No. 18-4 Filed: 09/12/2011 Page: 100 of 128		
		Law and Order) Service Date 03/04/2010. (Admin.) (EOD: 03/04/2010)
03/04/2010	1195	Certificate of Service Re: Order. (related document(s): 1187 Order on Motion to Shorten Time) Service Date 03/04/2010. (Admin.) (EOD: 03/04/2010)
03/04/2010	1194	Order Granting Motion For Examination Under Rule 2004 and Production of Documents of National Business Management, Inc. (Related Doc # 1192) (mtm) (EOD: 03/04/2010)
03/04/2010	1193	Pending Order (Ex Parte) related documents(s): 1192 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 128710] (EOD: 03/04/2010)
03/04/2010	1192	Ex Parte Motion for Examination Under Rule 2004 Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/04/2010)
03/03/2010	1191	Notice from BAP: Notice of Appeal to the Tenth Circuit Court of Appeals (related document(s): 607 Notice of Appeal). Tenth Circuit Case #10-4054. (BAP5) Modified on 3/25/2010 (jww). (EOD: 03/03/2010)
03/02/2010	1190	Objection to (related document(s): 1172 Pending Order, 1175 Motion to Amend filed by Trustee Kenneth A. Rushton tr) Filed by ANR Company, Inc. (Kingston, David) (EOD: 03/02/2010)
03/02/2010	1189	Order Authorizing Assets Free And Clear of Liens And Interests Pursuant To 11 U.S.C section 363 And Authorizing Assumption And Assignment of Unexpired Contracts Under 11 U.S.C. Sections 365. The Court overrules all objections to the form of this amended order. Please see order for particulars. The Court directs entry of this Order as a final judgment in Adversary Proceeding Nos. 08-2338 and 09-2248. (Related Doc # 999 , 1173 Exhibit A thru E ASA) (mtm) (EOD: 03/02/2010)
03/02/2010	1188	Amended Findings of Fact and Conclusions of Law and Order Arising From Trial On December 10, 2010 and January 12, 14, And 19, 2010. The Trustee's Ninth Claim for Relief is DISMISSED. The Trustee' claim is GRANTED for recovery of the transferred property rather than its value. Although the Court makes no determination at this time as to ownership of specific items of equipment, the Court also Orders the parties to cooperate in good faith to resolve such ownership issues. The Trustee's Motion to Assume Coal Operating Agreements and Certain Related Contracts is GRANTED, with the assumption and assignment contingent upon the closing of the sale to the Buyer. As limited by the Court, the Trustee's Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts is GRANTED. ANR's Motion for Relief from Automatic Stay to Give Notice of Default of ANR Operating Agreement is DENIED. The Trustee is directed to prepare a separate Order(s) regarding the remaining two Motions. (mtm) (EOD: 03/02/2010)
03/02/2010	1187	Order Denying Motion for Order to Shorten Time for Hearing and Briefing Schedule on Trustee's Motion for Additional and Amended Findings Pursuant to F.R.B.P. 7052 and Motion to Alter or Amend Findings Pursuant to F.R.B.P. 9023 and Motion to Make Order Approving Sale Immediately Effective Pursuant to F.R.B.P. 6004(h) and 6006(d)(Related Doc # 1179) (mtm) (EOD: 03/02/2010)
03/01/2010	1186	Objection to (related document(s): 1179 Motion to Shorten Time filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Objections to Trustee's Motion for Expedited Hearing and Briefing Schedule on Trustee's Motion for Additional and Amended Findings Pursuant to FRBP 7052 and Motion to Alter or Amend Order Pursuant to FRBP 9023 and Motion to Make Order Approving Sale Immediately Effective Pursuant to FRBP 6004(h) and 6006(d)</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 03/01/2010)
03/01/2010	1185	Objection to (related document(s): 1172 Pending Order, 1175 Motion to Amend filed by Trustee Kenneth A. Rushton tr) Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (Cox, P.) (EOD: 03/01/2010)
03/01/2010	1184	Objection to (related document(s): 1172 Pending Order, 1175 Motion to Amend filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Objections to: (1) Trustee's [Second Proposed] Order Authorizing Sale of Assets Free and Clear of Liens and Interests Pursuant to 11 USC §363 and Authorizing Assumption and Assignment of Unexpired Leases Pursuant to 11 USC</i>

BANKRUPTCY APPEAL NO. 11-537	Docket No. 18-4	Filed: 09/19/2011 Page: 70 of 182
		§363 and (2) Trustee's Motion for Additional and Amended Findings Pursuant to F.R.B.P. 7052 and Motion to Alter or Amend Order Pursuant to F.R.B.P. 9023 Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 03/01/2010)
02/26/2010	1183	Response to (related document(s): 984 Motion for Order to Show Cause) <i>Why Standard Industries and Charles Reynolds should not be held in Contempt of Court</i> Filed by Charles Reynolds (Walker, Russell) (EOD: 02/26/2010)
02/26/2010	1182	Certificate of Service (related document(s): 1179 Motion to Shorten Time) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 02/26/2010)
02/26/2010	1181	Clerk's Certificate of Service (related document(s): 1177 Notice of Appeal) (jww) (EOD: 02/26/2010)
02/25/2010	1180	Pending Order (Other) related documents(s): 1179 Motion to Shorten Time Filed by: (Swindler, James) [Order# 128210] (EOD: 02/25/2010)
02/25/2010	1179	Expedited Motion to Shorten Time (related document(s): 1175 for Hearing and Briefing Schedule on Trustee's Motion for Additional and Amended Findings Pursuant to F.R.B.P. 7052 and Motion to Alter or Amend Findings Pursuant to F.R.B.P. 9023 and Motion to Make Order Approving Sale Immediately Effective Pursuant to F.R.B.P. 6004(h) and 6006(d) Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 2/26/2010 (mtm). (EOD: 02/25/2010)
02/25/2010		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcap] (255.00). Receipt number 8202805, amount 255.00. (U.S. Treasury) (EOD: 02/25/2010)
02/25/2010	1178	Election of Appeal to District Court (related document(s): 1177 Notice of Appeal) <i>Election to Have the Bankruptcy Appeal Heard in the United States District Court for the District of Utah</i> Filed by C.O.P. Coal Development Company, Standard Industries, Inc. (Cox, P.) (EOD: 02/25/2010)
02/25/2010	1177	Notice of Appeal (related document(s): 1158 Judgment) Fee Amount: 255, Filed by C.O.P. Coal Development Company, Standard Industries, Inc. Appellant Designation due by 03/11/2010.Certificate of Readiness Due Date 04/6/2010. (Cox, P.) (EOD: 02/25/2010)
02/24/2010	1176	Memorandum in Support (related document(s): 1175 Motion to Amend) <i>Memorandum in Support of Trustee's Motion for Additional and Amended Findings Pursuant to F.R.B.P. 7052 and Motion to Alter or Amend Order Pursuant to F.R.B.P. 9023</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 02/24/2010)
02/24/2010	1175	Motion to Amend (related document(s): 1156 Findings of Fact and Conclusions of Law and Order) <i>Trustee's Motion for Additional and Amended Findings Pursuant to F.R.B.P. 7052 and Motion to Alter or Amend Order Pursuant to F.R.B.P. 9023</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 02/24/2010)
02/24/2010	1174	Trustee's Amended Response to Objections to Form of Section 363 Order and Statement Concerning New Proposed Section 363 Order (related document(s): 1170 Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 2/25/2010 (mtm). (EOD: 02/24/2010)
02/24/2010	1173	Exhibit (related document(s): 1172 Pending Order) <i>A thru E ASA</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 02/24/2010)
02/24/2010	1172	Pending Order (Hearing Held) related documents(s): 999 Motion to Sell Filed by: (Swindler, James) [Order# 128081] Modified on 2/24/2010 (mtm). (EOD: 02/24/2010)
02/21/2010	1171	Certificate of Service Re: Order. (related document(s): 1169 Unsigned Order) Service Date 02/21/2010. (Admin.) (EOD: 02/21/2010)
02/19/2010	1170	Response to (related document(s): 1164 Objection, 1165 Objection, 1167 Objection as to Form of Order, 1168 Objection) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/19/2010)

BAP Appeal No.	Docket No	Description
02/19/2010	1169	Unsigned Order (related document(s): 671 Motion to Assume Lease or Executory Contract, 999 Motion to Sell Property under Section 363(b)) Reason Order Was Unsigned: Certain of the four objections are well taken, including the objection related to the breadth of the order as it relates to the limitations contained in docket number 1156 and paragraph 2 of Hiawatha's objection. Please revise and resubmit. Eorder number: 127496 (mtm) (EOD: 02/19/2010)
02/18/2010	1168	Objection to (related document(s): 1162 Pending Order) Filed by Charles Reynolds (Walker, Russell) (EOD: 02/18/2010)
02/18/2010	1167	Objection as to Form of Order (related document(s): 1162 Pending Order) <i>Hiawatha Coal Company, Inc.'s Objections to Trustee's [Proposed] Order Authorizing Sale of Assets Free and Clear of Liens and Interests Pursuant to 11 USC §363 and Authorizing Assumption and Assignment of Unexpired Leases Pursuant to 11 USC §365</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 02/18/2010)
02/18/2010	1166	Notice from BAP: BAP Mandate has been issued (related document(s): 607 Notice of Appeal). (BAP5) Modified on 2/18/2010 (jww). (EOD: 02/18/2010)
02/17/2010	1165	Objection to (related document(s): 1162 Pending Order) <i>Trustee's Proposed Order Authorizing Sale of Assets Free and Clear of Liens and Interests Pursuant to 11 U.S.C. 363 and Authorizing Assumption and Assignment of Unexpired Leases Pursuant to 11 U.S.C. 365</i> Filed by ANR Company, Inc. (Kingston, David) (EOD: 02/17/2010)
02/17/2010	1164	Objection to (related document(s): 1162 Pending Order) <i>Trustee's Proposed Order Authorizing Sale of Assets Free and Clear of Liens and Interests Pursuant to 11 U.S.C. 363 and Authorizing Assumption and Assignment of Unexpired Leases Pursuant to 11 U.S.C. 365</i> Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (Cox, P.) (EOD: 02/17/2010)
02/17/2010	1163	Exhibit (related document(s): 1162 Pending Order) <i>Exhibits A, B, C, D, E, E-1 and E-2</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 02/17/2010)
02/17/2010	1162	Pending Order Authorizing Sale of Assets Free and Clear Of Liens and Interests Pursuant to 11 U.S.C § 363 and Authorizing Assumption and Assignment of Unexpired Lease Pursuant to 11 U.S.C. § 365 (Hearing Held) related documents(s): 671 Motion to Assume Lease or Executory Contract, 999 Motion to Sell Filed by: (Swindler, James) NOTE: Exhibits to Order will be submitted separately [Order# 127496] Modified on 2/17/2010 (mtm). (EOD: 02/17/2010)
02/14/2010	1161	Certificate of Service Re: Order. (related document(s): 1158 Judgment) Service Date 02/14/2010. (Admin.) (EOD: 02/14/2010)
02/12/2010	1160	Certificate of Service Re: Order. (related document(s): 1157 Order on Motion For Relief From Stay) Service Date 02/12/2010. (Admin.) (EOD: 02/12/2010)
02/12/2010	1159	Certificate of Service Re: Order. (related document(s): 1156 Findings of Fact and Conclusions of Law and Order) Service Date 02/12/2010. (Admin.) (EOD: 02/12/2010)
02/12/2010	1158	Order and Judgment Arising From Trial on November 16, 17, 23, and 24, 2009. See judgment for particulars regarding portions of the Trustee's Fifth and Sixth Claims for Relief in 09-2248. The remainder of claims and issues in the Trustee's Sixth Claim for Relief in Adversary Proceeding No. 09-2248 shall be tried in Adversary Proceeding 09-2375. The Trustee's Seventh Claim for Relief in 09-2248 is denied and dismissed. Hiawatha's counter-claim in 08-2338 requesting that the Court recognize or grant to Hiawatha an improver's lien against the property recoverable by the Trustee in that adversary proceeding is denied and dismissed. (Objections filed as docket numbers 1127 and 1137 are overruled.) (mtm) (EOD: 02/12/2010)
02/10/2010	1157	Order Denying ANR's Motion For Relief From Stay To Give Notice of Default of ANR Operating Agreement (Related Doc # 976) (mtm) (EOD: 02/10/2010)

BAP Appeal No.	Docket No	Filed: 09/13/2011 Page: 763 of 828
02/10/2010	1156	Findings of Fact and Conclusions of Law and Order. The Trustee's Ninth Claim for Relief is DISMISSED. The Trustee' claim is GRANTED for recovery of the transferred property rather than its value. Although the Court makes no determination at this time as to ownership of specific items of equipment, the Court also Orders the parties to cooperate in good faith to resolve such ownership issues. The Trustee's Motion to Assume Coal Operating Agreements and Certain Related Contracts is GRANTED, with the assumption and assignment contingent upon the closing of the sale to the Buyer. As limited by the Court, the Trustee's Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts is GRANTED. ANR's Motion for Relief from Automatic Stay to Give Notice of Default of ANR Operating Agreement is DENIED. The Trustee is directed to prepare a separate Order(s) regarding the remaining two Motions. (mtm) (EOD: 02/10/2010)
02/05/2010	1155	Certificate of Service (related document(s): 1128 Order on Motion for Order to Show Cause) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/05/2010)
02/04/2010	1154	Response to (related document(s): 1115 Trial Brief) <i>Joinder in COP and Secured Lender Response to Trustee's Post-Trial Brief and ANR's Further Response</i> Filed by ANR Company, Inc. (Kingston, David) (EOD: 02/04/2010)
02/03/2010	1153	Transcript regarding Hearing Held 1/12/2010 RE: Motion to Sell Property Under Section 363(b). THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 5/4/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 999 Motion to Sell Property under Section 363(b) filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 2/10/2010. Redaction Request Due By 2/24/2010. Redacted Transcript Submission Due By 3/8/2010. Transcript access will be restricted through 5/4/2010. Additional attachment(s) added on 2/4/2010 (kpc). (EOD: 02/04/2010)
02/03/2010	1152	Notice from BAP: Courtesy copy of published opinion. The bankruptcy court's order/judgment is affirmed (related document(s): 607 Notice of Appeal). (BAP3) (EOD: 02/03/2010)
02/02/2010		Clerk's Notification of Transmittal. District Court Number:2:10-cv-82 (related document(s): 1073 Notice of Appeal) [Copies of Notice of Appeal, Election to District Court, order being appealed, Appellant Designation, Appellee Designation, Amended Appellee Designation, party list, and docket sheet sent electronically to District Court.] (jww) (EOD: 02/04/2010)
02/02/2010		Clerk's Notification of Transmittal. District Court Number:2:10-cv-80 (related document(s): 1076 Notice of Appeal) [Copies of Notice of Appeal, Election to District Court, findings being appealed, order being appealed, Appellant Designation, Appellee Designation, party list, and docket sheet sent electronically to District Court.] (jww) (EOD: 02/04/2010)
02/01/2010	1151	Transcript regarding Hearing Held 10/28/09 RE: Trial on Trustee's Objection to C.O.P's Proof Of Claim And Counts 1-4 Of Adversary Proceeding 09-2248 Trial Day 3 of 3. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 5/3/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kelly L. Wilburn, CSR,RPR, Telephone number 801-328-1188. (related document(s): 680 Objection to Claim filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 2/8/2010. Redaction Request Due By 2/22/2010. Redacted Transcript Submission Due By 3/4/2010. Transcript access will be restricted through 5/3/2010. (mtm) Additional attachment(s) added on 2/3/2010 (mtm). (EOD: 02/03/2010)
02/01/2010	1150	Transcript regarding Hearing Held 10/27/09 RE: Trial on Trustee's Objection to C.O.P's Proof Of Claim And Counts 1-4 Of Adversary Proceeding 09-2248 Trial Day 2 of 3. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 5/3/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kelly L. Wilburn, CSR,RPR, Telephone number 801-328-1188. (related document(s): 680 Objection to Claim filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 2/8/2010. Redaction Request Due By 2/22/2010. Redacted Transcript Submission Due By 3/4/2010. Transcript access will be restricted

BAP: Appeal No. 11577	Docket No. 18-4	Filed: 09/19/2011	Page: 77 of 162
02/01/2010	1149	through 5/3/2010. (mtm) Additional attachment(s) added on 2/3/2010 (mtm). Modified on 2/3/2010 (mtm). (EOD: 02/03/2010)	Transcript regarding Hearing Held 10/26/09 RE: Trial on Trustee's Objection to C.O.P's Proof Of Claim And Counts 1-4 Of Adversary Proceeding 09-2248 Trial Day 1 of 3. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 5/3/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kelly L. Wilburn, CSR,RPR, Telephone number 801-328-1188. .(related document(s): 680 Objection to Claim filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 2/8/2010. Redaction Request Due By 2/22/2010. Redacted Transcript Submission Due By 3/4/2010. Transcript access will be restricted through 5/3/2010. (mtm) Additional attachment(s) added on 2/3/2010 (mtm). Modified on 2/3/2010 (mtm). (EOD: 02/03/2010)
02/01/2010	1148	Transcript regarding Hearing Held 1/19/10 RE: Trustee's Motion to Sell Property under Section 363(b) for Order Authorizing Sale of Mine Assets. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 5/3/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Debra A. Dibble, Telephone number 801-328-1188. . Notice of Intent to Request Redaction Deadline Due By 2/8/2010. Redaction Request Due By 2/22/2010. Redacted Transcript Submission Due By 3/4/2010. Transcript access will be restricted through 5/3/2010. (mtm) Additional attachment(s) added on 2/1/2010 (mtm). (EOD: 02/01/2010)	
02/01/2010	1147	Transcript regarding Hearing Held 12/10/09 RE: Trustee's Motion to Sell Property under Section 363(b) for Order Authorizing Sale of Mine Assets. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 5/3/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Debra A. Dibble, Telephone number 801-328-1188. . Notice of Intent to Request Redaction Deadline Due By 2/8/2010. Redaction Request Due By 2/22/2010. Redacted Transcript Submission Due By 3/4/2010. Transcript access will be restricted through 5/3/2010. (mtm) Additional attachment(s) added on 2/1/2010 (mtm). (EOD: 02/01/2010)	
01/29/2010	1146	Notice from BAP: Notice of Cross Appeal to the Tenth Circuit Court of Appeals (related document(s): 312 Notice of Appeal). Tenth Circuit Case Number 10-4033 (BAP2) Modified on 2/1/2010 (jww). Modified on 4/5/2010 (jww). (EOD: 01/29/2010)	
01/29/2010	1145	Notice of Change of Counsel Filed by Brent D. Wride on behalf of Aquila Inc (Wride, Brent) (EOD: 01/29/2010)	
01/27/2010	1144	Notice from BAP: Notice of Appeal to the Tenth Circuit Court of Appeals (related document(s): 579 Notice of Appeal). Tenth Circuit Case Number 10-4028. (BAP1) Modified on 4/5/2010 (jww). (EOD: 01/27/2010)	
01/27/2010	1143	Response to (related document(s): 1115 Trial Brief) <i>Response of COP and Secured Lenders to Trustee's Post-Trial Brief on Sale Motion</i> Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (x3Wilson, Kim) (EOD: 01/27/2010)	
01/26/2010	1142	Transcript regarding Hearing Held 01/14/10 RE: Trustee's Motion to Sell Property under Section 363(b) for Order Authorizing Sale of Mine Assets. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 4/26/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Debra A. Dibble, Telephone number 801-328-1188. Notice of Intent to Request Redaction Deadline Due By 2/2/2010. Redaction Request Due By 2/16/2010. Redacted Transcript Submission Due By 2/26/2010. Transcript access will be restricted through 4/26/2010. (mtm) Additional attachment(s) added on 1/27/2010 (mtm). (EOD: 01/27/2010)	

BAPPA Appeal No. 11577 Docket No. 18-4 Filed: 09/12/2011 Page: 78 of 162		
01/22/2010	1141	Order Granting Motion For Examination Under Rule 2004 NBM Accounts Payable Specialists (Related Doc # 1135) (mtm) (EOD: 01/22/2010)
01/22/2010	1140	Order Granting Motion For Examination Under Rule 2004 JP Morgan Chase Bank, N.A. (Related Doc # 1133) (mtm) (EOD: 01/22/2010)
01/22/2010	1139	Order Granting Motion For Examination Under Rule 2004 Bank of Utah (Related Doc # 1131) (mtm) (EOD: 01/22/2010)
01/22/2010	1138	Order Granting Motion For Examination Under Rule 2004 Far West Bank (Related Doc # 1129) (mtm) (EOD: 01/22/2010)
01/22/2010	1137	Second and Supplemental Objection (related document(s): 1103 Pending Order) <i>Hiawatha Coal Company, Inc.'s Amended and Supplemental Objection to Trustee's [modified proposed] Order and Judgment Arising from Trial on November 16, 17, 23 and 24, 2009</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 1/22/2010 (mtm). (EOD: 01/22/2010)
01/21/2010	1136	Pending Order (Ex Parte) related documents(s): 1135 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 125627] (EOD: 01/21/2010)
01/21/2010	1135	Ex Parte Motion for Examination Under Rule 2004 <i>NBM Accounts Payable Specialists</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/21/2010)
01/21/2010	1134	Pending Order (Ex Parte) related documents(s): 1133 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 125625] (EOD: 01/21/2010)
01/21/2010	1133	Ex Parte Motion for Examination Under Rule 2004 <i>JP Morgan Chase Bank</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/21/2010)
01/21/2010	1132	Pending Order (Ex Parte) related documents(s): 1131 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 125624] (EOD: 01/21/2010)
01/21/2010	1131	Ex Parte Motion for Examination Under Rule 2004 <i>Bank of Utah</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/21/2010)
01/21/2010	1130	Pending Order (Ex Parte) related documents(s): 1129 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 125623] (EOD: 01/21/2010)
01/21/2010	1129	Ex Parte Motion for Examination Under Rule 2004 <i>Far West Bank</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/21/2010)
01/21/2010	1128	Order Granting Motion for Order to Show Cause (Related Doc # 984). Show Cause hearing to be held on 3/9/2010 at 10:00 AM at US Bankruptcy Court. (Signed as modified by the Court) (Order replaces Pending Order #119117) (mtm) (EOD: 01/21/2010)
01/21/2010	1127	Objection to (related document(s): 1102 Notice filed by Trustee Kenneth A. Rushton tr) <i>Amended Objection to Trustee's Proposed Order and Judgment Arising from Trial on November 16, 17, 23, and 24, 2009</i> Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 01/21/2010)
01/20/2010		Clerk's Notification of Transmittal. District Court Number:2:10-cv-39 (related document(s): 1055 Notice of Appeal) [Copies of Notice of Appeal, Election to District Court, order being appealed, Appellant Designation, Appellee Designation, party list, and docket sheet sent electronically to District Court.] (jww) (EOD: 01/21/2010)
01/20/2010	1126	Appellee Designation of Record and Statement of Issues of Appeal (related document(s): 1076 Notice of Appeal) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 01/20/2010)
01/20/2010	1125	Motion to Withdraw/Dismiss Document <i>Withdrawal of Declarations</i> related document(s): 1104 , 1105 , 1106 Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company,

Case No.	Appellate No.	Description
		P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (x3Wilson, Kim) Modified on 1/21/2010 (mtm). (EOD: 01/20/2010)
01/20/2010	1124	Objection to (related document(s): 1102 Notice filed by Trustee Kenneth A. Rushton tr) <i>Objection to Trustee's Proposed Order and Judgment Arising from Trial on November 16, 17, 23, and 24, 2009</i> Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 01/20/2010)
01/20/2010	1123	Amended Designation of Record (related document(s): 1112 Appellee Designation) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 01/20/2010)
01/20/2010	1122	Proposed Findings of Fact and Conclusions of Law Arising From Trial on December 10, 2009; January 12, 2010; and January 14, 2010 Filed by Charles Reynolds (Walker, Russell) Modified on 1/20/2010 (mtm). (EOD: 01/20/2010)
01/20/2010	1121	Proposed Findings of Fact and Conclusions of Law Arising From Trial on December 10, 2009; January 12, 2010; and January 14, 2010 <i>for Trustee's Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts Under 11 USC Sections 363 and 365</i> Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (x3Wilson, Kim) Modified on 1/20/2010 (mtm). (EOD: 01/20/2010)
01/20/2010	1120	Proposed Findings of Fact and Conclusions of Law Arising From Trial on December 10, 2009; January 12, 2010; and January 14, 2010 (related document(s): 671 Motion to Assume Lease or Executory Contract filed by Trustee Kenneth A. Rushton tr, 674 Motion to Sell filed by Trustee Kenneth A. Rushton tr, 976 Motion for Relief From Stay filed by Creditor ANR Company, Inc.) Filed by David E. Kingston on behalf of ANR Company, Inc. (Kingston, David) Modified on 1/20/2010 (mtm). (EOD: 01/20/2010)
01/20/2010	1119	Proposed Findings of Fact and Conclusions of Law Arising From Trial on December 10, 2009; January 12, 2010; and January 14, 2010 (Hearing Held) related documents(s): 671 Motion to Assume Lease or Executory Contract Filed by: (Zundel, Michael) [Order# 125475] Modified on 1/20/2010 (mtm). (EOD: 01/20/2010)
01/20/2010	1118	Trial Brief ANR's <i>Post-Trial Brief on Hearing Held on December 10, 2009; January 12, 2010; and January 14, 2010, and January 19, 2010 ANR's Motion for Relief From Automatic Stay, Trustee's Motion to Assume ANR Operating Agreement, Trustee's Motion to Sell Assets</i> Filed by ANR Company, Inc. (Kingston, David) Modified on 1/20/2010 (mtm). (EOD: 01/20/2010)
01/20/2010	1117	Notice (related document(s): 671 Motion to Assume Lease or Executory Contract filed by Trustee Kenneth A. Rushton tr) of <i>Submission of (Proposed) Findings of Fact and Conclusions of Law</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/20/2010)
01/20/2010	1116	Notice <i>Hiawatha Coal Company, Inc.'s First Amended Tender of Funds Pursuant to 11 USC §550(a) [also filed in adversary proceeding 08-2338]</i> Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 01/20/2010)
01/20/2010	1115	Trial Brief <i>Trustee's Post-Trial Brief on Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts, Etc.</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 01/20/2010)
01/20/2010	1114	Proposed Findings of Fact and Conclusions of Law <i>Hiawatha Coal Company, Inc.'s Proposed Findings of Fact and Conclusions of Law Arising From Trial on December 10, 2009; January 12, 2010; and January 14, 2010</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 1/20/2010 (mtm). (EOD: 01/20/2010)
01/19/2010		Minute Entry Re: Oral Argument on ANR Company, Inc.'s Motion for Relief from Stay to Give Notice of Default of ANR Operating Agreement. Matter taken under advisement. Exhibit received. Parties are to file findings of facts and conclusions of law as well as briefs with the court and submit a disk, in word perfect format, to the Court no later than January 20, 2010 at 12:00 PM.

BAP2 Appeal No. 11537	Docket No. 18-4	Filed: 09/13/2011 Page: 807661828
		(JAB,arb,kc) (related document(s): 1) Appearances: Michael N. Zundel, Richard Thornton, and Jim Swindler TR; Kim Wilson and Matthew Cox C.O.P.; John Davis BEAR CANYON; Brent Wride AQUILA; David Kingston ANR; Peter Guyon HIAWATHA; Russell Walker CHARLES REYNOLDS (arb) (EOD: 01/22/2010)
01/19/2010		Minute Entry Re: Oral Argument on Trustee's Motion to Sell Property under Section 363(b) for Order Authorizing Sale of Mine Assets. Matter taken under advisement. Exhibit received. Parties are to file findings of facts and conclusions of law as well as briefs with the court and submit a disk, in word perfect format, to the Court no later than January 20, 2010 at 12:00 PM. (JAB,arb,kc) (related document(s): 1) Appearances: Michael N. Zundel, Richard Thornton, and Jim Swindler TR; Kim Wilson and Matthew Cox C.O.P.; John Davis BEAR CANYON; Brent Wride AQUILA; David Kingston ANR; Peter Guyon HIAWATHA; Russell Walker CHARLES REYNOLDS (arb) (EOD: 01/22/2010)
01/19/2010		Minute Entry Re: Oral Argument on Trustee's Motion to Assume 1997 Coal Operating Agreement and other Related Leases and Assignment of Executory Contracts Under 11 USC Section 365. Matter taken under advisement. Exhibit received. Parties are to file findings of facts and conclusions of law as well as briefs with the court and submit a disk, in word perfect format, to the Court no later than January 20, 2010 at 12:00 PM. (JAB,arb,kc) (related document(s): 1) Appearances: Michael N. Zundel, Richard Thornton, and Jim Swindler TR; Kim Wilson and Matthew Cox C.O.P.; John Davis BEAR CANYON; Brent Wride AQUILA; David Kingston ANR; Peter Guyon HIAWATHA; Russell Walker CHARLES REYNOLDS (arb) (EOD: 01/22/2010)
01/19/2010	1113	Amended Second Trial Brief related document 1111 <i>Hiawatha Coal Company, Inc.'s Amended Post-Trial Brief Arising From Trial on December 10, 2009; January 12, 2010; and January 14, 2010 [Replaces and supersedes Doc # 1111]</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 1/20/2010 (mtm). (EOD: 01/19/2010)
01/19/2010	1112	Appellee Designation of Record and Statement of Issues of Appeal (related document(s): 1073 Notice of Appeal) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 01/19/2010)
01/18/2010	1111	Post Trial Brief <i>Hiawatha Coal Company, Inc.'s Post Trial Brief Arising from Trial on December 10, 2009; January 12, 2010; and January 14, 2010</i> Filed by Hiawatha Coal Company, Inc. PLEASE NOTE: Caption indicates Adversary Case #09-2248 (Guyon, Peter) Modified on 1/19/2010 (mtm). (EOD: 01/18/2010)
01/15/2010	1110	Notice from BAP: Notice of Appeal to the Tenth Circuit Court of Appeals (related document(s): 312 Notice of Appeal). Tenth Circuit Case Number 10-4023. (BAP2) Modified on 1/19/2010 (jww). Modified on 4/5/2010 (jww). (EOD: 01/15/2010)
01/14/2010		Minute Entry Re: ANR Company, Inc.'s Motion for Relief from Stay to Give Notice of Default of ANR Operating Agreement. Hearing continued. Witnesses: Charles Reynolds; Kenneth Rushton. Exhibits received. Parties are to file findings of facts and conclusions of law with the Court no later than January 20, 2010 at noon. (JAB,arb,lo/cf) (related documents: 1) Appearances: Michael Zundel, Richard Thornton, and James Swindler TR; Kim Wilson, Matthew Cox, and David Pinkston C.O.P.; Brent Wride AQUILA; Russell Walker CHARLES REYNOLDS; Peter Guyon HIAWATHA; David Kingston ANR; John Davis BEAR CANYON. Hearing scheduled for 1/19/2010 at 09:00 AM at US Bankruptcy Court. (arb) (EOD: 01/15/2010)
01/14/2010		Minute Entry Re: Trustee's Motion to Assume 1997 Coal Operating Agreement and other Related Leases and Assignment of Executory Contracts Under 11 USC Section 365. Hearing continued. Witnesses: Charles Reynolds; Kenneth Rushton. Exhibits received. Parties are to file findings of facts and conclusions of law with the Court no later than January 20, 2010 at noon. (JAB,arb,lo/cf) (related documents: 1) Appearances: Michael Zundel, Richard Thornton, and James Swindler TR; Kim Wilson, Matthew Cox, and David Pinkston C.O.P.; Brent Wride AQUILA; Russell Walker CHARLES REYNOLDS; Peter Guyon HIAWATHA; David Kingston ANR; John Davis BEAR CANYON. Hearing scheduled for 1/19/2010 at 09:00 AM at US Bankruptcy Court. (arb) (EOD: 01/15/2010)
01/14/2010		Minute Entry Re: Trustee's Motion to Sell Property under Section 363(b) for Order Authorizing Sale of Mine Assets. Hearing Continued. Witnesses: Charles Reynolds; Kenneth Rushton. Exhibits

BAP Appeal No.	Docket No.	Description
		received. Parties are to file findings of facts and conclusions of law with the Court no later than January 20, 2010 at noon. (JAB,arb,lo/cf) (related documents: 1) Appearances: Michael Zundel, Richard Thornton, and James Swindler TR; Kim Wilson, Matthew Cox, and David Pinkston C.O.P.; Brent Wride AQUILA; Russell Walker CHARLES REYNOLDS; Peter Guyon HIAWATHA; David Kingston ANR; John Davis BEAR CANYON. Hearing scheduled for 1/19/2010 at 09:00 AM at US Bankruptcy Court. (arb) (EOD: 01/15/2010)
01/14/2010	1109	Notice from BAP: BAP Mandate has been issued (related document(s): 606 Notice of Appeal). (BAP3) (EOD: 01/14/2010)
01/12/2010		Minute Entry Re: ANR Company, Inc.'s Motion for Relief from Stay to Give Notice of Default of ANR Operating Agreement. Hearing Continued. Witnesses: Kenneth A. Rushton; David Stetson; Joseph Giordano; Jerry W. Carlson; Michael Weigand; Anthony Carl Pollastro; Steven Ross Hansen. Exhibits Received. (JAB,arb,km/kc) (related document(s): 1) Appearances: Michael N. Zundel and Richard Thornton TR; Peter Guyon HIAWATHA; David Kingston ANR; John Davis and Jodie Williams BEAR CANYON; Kim Wilson and Matthew Cox C.O.P.; Russell Walker CHARLES REYNOLDS. Hearing scheduled for January 14, 2010 at 9:00 AM at US Bankruptcy Court. (EOD: 01/13/2010)
01/12/2010		Minute Entry Re: Trustee's Motion to Sell Property under Section 363(b) for Order Authorizing Sale of Mine Assets. Hearing Continued. Witnesses: Kenneth A. Rushton; David Stetson; Joseph Giordano; Jerry W. Carlson; Michael Weigand; Anthony Carl Pollastro; Steven Ross Hansen. Exhibits Received. (JAB,arb,km/kc) (related document(s): 1) Appearances: Michael N. Zundel and Richard Thornton TR; Peter Guyon HIAWATHA; David Kingston ANR; John Davis and Jodie Williams BEAR CANYON; Kim Wilson and Matthew Cox C.O.P.; Russell Walker CHARLES REYNOLDS. Hearing scheduled for January 14, 2010 at 9:00 AM at US Bankruptcy Court. (EOD: 01/13/2010)
01/12/2010		Minute Entry Re: Trustee's Motion to Assume 1997 Coal Operating Agreement and other Related Leases and Assignment of Executory Contracts Under 11 USC Section 365. Hearing Continued. Witnesses: Kenneth A. Rushton; David Stetson; Joseph Giordano; Jerry W. Carlson; Michael Weigand; Anthony Carl Pollastro; Steven Ross Hansen. Exhibits Received. (JAB,arb,km/kc) (related document(s): 1) Appearances: Michael N. Zundel and Richard Thornton TR; Peter Guyon HIAWATHA; David Kingston ANR; John Davis and Jodie Williams BEAR CANYON; Kim Wilson and Matthew Cox C.O.P.; Russell Walker CHARLES REYNOLDS. Hearing scheduled for January 14, 2010 at 9:00 AM at US Bankruptcy Court. (EOD: 01/13/2010)
01/12/2010	1108	Notice from BAP: BAP Mandate has been issued (related document(s): 579 Notice of Appeal). (BAP2) (EOD: 01/12/2010)
01/12/2010	1107	Errata to Amended Objection to Supplement to Trustee's Sale Motion (related document(s): 1097 Objection) And Reply to (related document(s): 1051 Response) Filed by C.O.P. Coal Development Company (Wilson, Kim) Modified on 1/12/2010 (mtm). (EOD: 01/12/2010)
01/12/2010	1106	Declaration re: (related document(s): 1097 Objection) <i>Declaration of Rachel Young in Support of Objections to Trustee's Sale Motion</i> Filed by C.O.P. Coal Development Company (Wilson, Kim) (EOD: 01/12/2010)
01/12/2010	1105	Declaration re: (related document(s): 1097 Objection) <i>Declaration of Joseph Kingston in Support of Objections to Sale Motion</i> Filed by C.O.P. Coal Development Company (Wilson, Kim) (EOD: 01/12/2010)
01/12/2010	1104	Declaration re: (related document(s): 1097 Objection) <i>Declaration of Charles Reynolds in Support of Objections to Sale Motion</i> Filed by C.O.P. Coal Development Company (Wilson, Kim) (EOD: 01/12/2010)
01/11/2010	1103	Pending Order PLEASE NOTE: Document has an Adversary heading referring to 08-2338 (Hearing Held) related documents(s): 1053 Findings of Fact and Conclusions of Law and Order Filed by: (Zundel, Michael) [Order# 124725] Modified on 1/12/2010 (mtm). (EOD: 01/11/2010)

BAPPA Appeal No. 11577 Docket No. 18-4 Filed: 09/18/2011 Page: 809 of 828		
01/11/2010	1102	Notice PLEASE NOTE: Document has an Adversary heading referring to 08-2248 (related document(s): 1053 Findings of Fact and Conclusions of Law and Order) of <i>Submission of (Modified Proposed) Order and Judgment</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) Modified on 1/12/2010 (mtm). (EOD: 01/11/2010)
01/10/2010	1099	Notice of <i>Submission of modified proposed order</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/10/2010)
01/09/2010	1098	Joinder (related document(s): 1097 Objection) <i>Amended Objection to Trustee's Supplement to Motion to Sell</i> Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) (EOD: 01/09/2010)
01/08/2010	1101	Transcript regarding Hearing Held 09/16/2009 RE: Proof to Cure Claim. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 4/8/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 680 Objection to Claim filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 1/15/2010. Redaction Request Due By 1/29/2010. Redacted Transcript Submission Due By 2/8/2010. Transcript access will be restricted through 4/8/2010. (kpc) Additional attachment(s) added on 1/11/2010 (kpc). Additional attachment(s) added on 1/11/2010 (kpc). Additional attachment(s) added on 1/11/2010 (kpc). Additional attachment(s) added on 1/11/2010 (kpc). Additional attachment(s) added on 1/11/2010 (kpc). Additional attachment(s) added on 1/11/2010 (kpc). (EOD: 01/11/2010)
01/08/2010	1100	Transcript regarding Hearing Held 9/15/2009 RE: Proof to Cure Claim. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 4/8/2010. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 680 Objection to Claim filed by Trustee Kenneth A. Rushton tr) Notice of Intent to Request Redaction Deadline Due By 1/15/2010. Redaction Request Due By 1/29/2010. Redacted Transcript Submission Due By 2/8/2010. Transcript access will be restricted through 4/8/2010. (kpc) Additional attachment(s) added on 1/11/2010 (kpc). Additional attachment(s) added on 1/11/2010 (kpc). (EOD: 01/11/2010)
01/08/2010	1097	Amended Objection to Trustee's Supplement to Motion to Sell (related document(s): 1071 Motion to Sell filed by Trustee Kenneth A. Rushton tr) Filed by C.O.P. Coal Development Company (Wilson, Kim) Modified on 1/11/2010 (clo). (EOD: 01/08/2010)
01/08/2010	1096	Certificate of Service Re: Order. (related document(s): 1088 Unsigned Order) Service Date 01/08/2010. (Admin.) (EOD: 01/08/2010)
01/08/2010	1095	Supplemental Trial Brief Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/08/2010)
01/08/2010	1094	Supplemental Memorandum in Opposition (related document(s): 999 Motion to Sell Property under Section 363(b), 1045 Objection) <i>Hiawatha Coal Company, Inc.'s Supplemental Memorandum in Opposition to Trustee's Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts Under §§363 and 365 and in Opposition to Trustee's §547 Takeover Claim and Trustee's §550(a) Claim</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 01/08/2010)
01/08/2010	1093	Amended Objection (related document(s): 1091 Objection) Filed by Charles Reynolds (Walker, Russell) Modified on 1/8/2010 (mtm). (EOD: 01/08/2010)
01/07/2010	1092	Objection to (related document(s): 1051 Response , 1071 Supplemental Motion to Sell Mine Assets Filed by C.O.P. Coal Development Company (Wilson, Kim) Modified on 1/8/2010 (mtm). (EOD: 01/07/2010)
01/07/2010	1091	Objection to (related document(s): 1071 Motion to Sell, And Motion to Amend Complaint and Or Permit Service of Supplemental Complaint filed by Trustee Kenneth A. Rushton tr) Filed by C.W. Mining Company (Walker, Russell) Modified on 1/8/2010 (mtm). (EOD: 01/07/2010)

BAP Appeal No. 11-57 Docket No. 18-4 Filed: 09/19/2011 Page: 83 of 1028		
01/07/2010	1090	Appellee Designation of Record and Statement of Issues of Appeal (related document(s): 1055 Notice of Appeal) Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 1/8/2010 (jww). (EOD: 01/07/2010)
01/06/2010	1089	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1076 Notice of Appeal, 1077 Election of Appeal to District Court) Filed by ANR Company, Inc. Appellee designation due by 01/20/2010. Transmission of Designation Due by 02/5/2010. (Kingston, David) (EOD: 01/06/2010)
01/06/2010	1088	Unsigned Order (related document(s): 1068 Pending Order) Reason Order Was Unsigned:The references to Hiawatha in conjunction with the Sixth Claim for Relief found in paragraph 2 or the proposed order are inconsistent with the Court's ruling. Eorder number: 123160 (mtm) (EOD: 01/06/2010)
01/05/2010	1087	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1073 Notice of Appeal) <i>Designation of Record on Appeal</i> Filed by C.O.P. Coal Development Company Appellee designation due by 01/19/2010. Transmission of Designation Due by 02/4/2010. (Cox, P.) (EOD: 01/05/2010)
12/30/2009	1086	Certificate of Service of Amended Notice of Deposition of 30(b)(6) Deposition of Bear Canyon Mining, LLC Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, Security Funding Company, Standard Industries, Inc., World Enterprises (Cox, P.) (EOD: 12/30/2009)
12/30/2009	1085	Notice from BAP: Courtesy copy of unpublished opinion. The bankruptcy court's order/judgment is affirmed (related document(s): 606 Notice of Appeal). (BAP3) Modified on 1/4/2010 (jww). (EOD: 12/30/2009)
12/29/2009	1084	Notice from BAP: BAP Mandate has been issued (related document(s): 312 Notice of Appeal). (BAP2) (EOD: 12/29/2009)
12/24/2009		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcap] (255.00). Receipt number 7996033, amount 255.00. (U.S. Treasury) (EOD: 12/24/2009)
12/24/2009	1083	Request for Transcript Filed by C.O.P. Coal Development Company Transcript Due by 01/25/2010. (Cox, P.) (EOD: 12/24/2009)
12/24/2009	1082	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 1055 Notice of Appeal) Filed by C.O.P. Coal Development Company Appellee designation due by 01/7/2010. Transmission of Designation Due by 01/25/2010. (Cox, P.) (EOD: 12/24/2009)
12/24/2009	1081	Objection as to Form of Order (related document(s): 1068 Pending Order) <i>Hiawatha Coal Company, Inc.'s Objection to Trustee's [Proposed] Order and Judgment Arising from Trial on November 16, 17, 23, and 24, 2009</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 12/24/2009)
12/23/2009	1080	Objection as to Form of Order (related document(s): 1068 Pending Order) Filed by C.O.P. Coal Development Company, Fidelity Funding Company, P.P.M.C., Inc., Security Funding Company, Standard Industries, Inc., World Enterprises (Cox, P.) (EOD: 12/23/2009)
12/23/2009	1079	Amended Clerk's Certificate of Service (related document(s): 1073 Notice of Appeal) (jww) (EOD: 12/23/2009)
12/23/2009	1078	Clerk's Certificate of Service (related document(s): 1076 Notice of Appeal)(jww) (EOD: 12/23/2009)
12/23/2009	1077	Election of Appeal to District Court (related document(s): 1076 Notice of Appeal) Filed by ANR Company, Inc. (Kingston, David) (EOD: 12/23/2009)

BAP Appeal No. 11-57 Docket No. 18-4 Filed: 09/19/2011 Page: 81 of 1028		
12/23/2009	1076	Notice of Appeal (related document(s): 1059 Findings of Fact and Conclusions of Law and Order, 1060 Amended Order) Fee Amount: 255, Filed by ANR Company, Inc. Appellant Designation due by 01/6/2010.Certificate of Readiness Due Date 02/1/2010. (Kingston, David) (EOD: 12/23/2009)
12/23/2009	1075	Clerk's Certificate of Service (related document(s): 1073 Notice of Appeal) (jww) (EOD: 12/23/2009)
12/22/2009		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcapl] (255.00). Receipt number 7989162, amount 255.00. (U.S. Treasury) (EOD: 12/22/2009)
12/22/2009	1074	Election of Appeal to District Court <i>Election to Have the Bankruptcy Appeal Heard in the United States District Court for the District of Utah</i> Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 12/22/2009)
12/22/2009	1073	Notice of Appeal (related document(s): 1057 Judgment) Fee Amount: 255, Filed by C.O.P. Coal Development Company Appellant Designation due by 01/5/2010.Certificate of Readiness Due Date 02/1/2010. (Cox, P.) (EOD: 12/22/2009)
12/21/2009	1072	Supplemental Notice. At the Hearing held on December 10, 2009 the hearing was continued to January 12, 2010 at 9:00 a.m. at the US Bankruptcy Court (related document(s): 1071 Motion to Sell filed by Trustee Kenneth A. Rushton tr) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) Modified on 12/22/2009 (mtm). (EOD: 12/21/2009)
12/21/2009	1071	Supplemental Motion to Sell Mine Assets (related document(s): 999 Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 12/22/2009 (mtm). (EOD: 12/21/2009)
12/21/2009		Deferred Adversary Fee. \$250.00. 09-2798. (gci) (EOD: 12/21/2009)
12/21/2009	1070	Adversary case 09-02798 . (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)),11 (Recovery of money/property - 542 turnover of property)):Complaint by Kenneth A. Rushton against Charles Reynolds, His Spouse(s), Children and Other Occupants of the Scale House. Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 12/22/2009 (gci). (EOD: 12/21/2009)
12/18/2009	1069	Notice from BAP: Courtesy copy of unpublished opinion. The bankruptcy court's order/judgment is affirmed (related document(s): 579 Notice of Appeal). (BAP2) (EOD: 12/18/2009)
12/16/2009	1068	Pending Order (Hearing Held) related documents(s): 1053 Findings of Fact and Conclusions of Law and Order Filed by: (Zundel, Michael) [Order# 123160] (EOD: 12/16/2009)
12/14/2009	1067	Notice from BAP: Courtesy copy of unpublished opinion. The bankruptcy court's order/judgment is affirmed (related document(s): 312 Notice of Appeal). (BAP1) (EOD: 12/14/2009)
12/12/2009	1066	Certificate of Service Re: Order. (related document(s): 1060 Amended Order) Service Date 12/12/2009. (Admin.) (EOD: 12/12/2009)
12/12/2009	1065	Certificate of Service Re: Order. (related document(s): 1059 Findings of Fact and Conclusions of Law and Order) Service Date 12/12/2009. (Admin.) (EOD: 12/12/2009)
12/12/2009	1064	Certificate of Service Re: Order. (related document(s): 1058 Order on Motion To Reconsider) Service Date 12/12/2009. (Admin.) (EOD: 12/12/2009)
12/12/2009	1063	Certificate of Service Re: Order. (related document(s): 1057 Judgment) Service Date 12/12/2009. (Admin.) (EOD: 12/12/2009)
12/11/2009	1062	Certificate of Service Re: Order. (related document(s): 1053 Findings of Fact and Conclusions of Law and Order) Service Date 12/11/2009. (Admin.) (EOD: 12/11/2009)
12/11/2009	1061	Clerk's Certificate of Service (related document(s): 1055 Notice of Appeal) (jww) (EOD:

BAPPA Appeal No. 11537	Docket No. 18-4	Filed: 08/12/2011	Page: 85261028
12/10/2009		Minute Entry Re: Trustee's Motion to Assume 1997 Coal Operating Agreement and other Related Leases and Assignment of Executory Contracts Under 11 USC Section 365. Hearing Continued. Exhibits received. Witnesses: Rex Alger; Kenneth Rushton; Karl Pollastro; Ted Curtis. (JAB,km/arb,kc) (related document(s): 671) Appearances: Michael N. Zundel and James Swindler TR; Kim Wilson, Matthew Cox, and Shawn Draney C.O.P.; Peter Guyon HIAWATHA; David Kingston ANR; Russell Walker CHARLES AND MARK REYNOLDS. Hearing scheduled for 01/12/2010 at 09:00 AM at US Bankruptcy Court. (arb) (EOD: 12/11/2009)	
12/10/2009		Minute Entry Re: Trustee's Motion to Sell Property under Section 363(b) for Order Authorizing Sale of Mine Assets. Hearing Continued. Exhibits received. Witnesses: Rex Alger; Kenneth Rushton; Karl Pollastro; Ted Curtis. (JAB,km/arb,kc) (related document(s): 999) Appearances: Michael N. Zundel and James Swindler TR; Kim Wilson, Matthew Cox, and Shawn Draney C.O.P.; Peter Guyon HIAWATHA; David Kingston ANR; Russell Walker CHARLES AND MARK REYNOLDS. Hearing scheduled for 01/12/2010 at 09:00 AM at US Bankruptcy Court. (arb) (EOD: 12/11/2009)	
12/10/2009	1060	Amended Order and Judgment on Trustee's Objection to ANR, Inc.'s Proof of Claim 27 and Trustee's Second Claim for Relief Against ANR, Inc. in Adversary Proceeding 09-2248.(related document(s): 1058 Order on Motion To Reconsider). Judgment is granted on the Trustee's two specific prayers in the Second Claim for Relief that ANR's Claim No. 27 be disallowed in its entirety. Judgment on the sole remaining allegation in the Second Claim for Relief is denied as moot. Trustee's Objection to ANR's Claim No. 27 is sustained. Claim No. 27 is disallowed. ANR's Motion for Partial Summary Judgment on ANR Lease is denied. (djf) (EOD: 12/10/2009)	
12/10/2009	1059	Amended Findings of Fact and Conclusions of Law and Order. Amended solely to correct the typographical error in Finding 16. All other relief requested by ANR and Hiawatha has been thoroughly considered and denied. (djf) (EOD: 12/10/2009)	
12/10/2009	1058	Order Taking (1) ANR's Motion to Add and Amend Findings of Fact and Conclusions of Law and Amend Order and Judgment and (2) Hiawatha Coal Company's Inc. (1) Motion to Amend Findings of Fact and Conclusions of Law on Trustee's Objection to ANR, Inc.'s Proof of Claim No. 27 and Trustee's Second Claim for Relief Against ANR, Inc. in Adversary Proceeding 09-2248 and (II) Motion for New Trial Under Rule 59 Under Advisement Without Oral Argument. (Related Doc # 963) (djf) (EOD: 12/10/2009)	
12/10/2009	1057	Order and Judgment on Trustee's Objection to C.O.P. Coal Development Company's Proof of Claim No. 9, Proof of Cure Claim No. 26 and Trustee's First, Third and Fourth Claims for Relief Against C.O.P. Coal Development Company in Adversary Proceeding 09-2248. (related document(s): 680 Objection to Claim) COP's Cure claim under March 1997 Coal Operating Agreement (Claim No. 26) is allowed in the amount of \$1,320,930.89(subject to any setoff permitted by subsequent ruling of the Court). In all other respects, COP's Cure Claim is disallowed. Judgment is granted on the First and Third Claims for Relief. COP to pay all of the Trustee's attorney fees and expenses associates with the Objection, etc. COP's motions for summary judgment, docket #836 and #837 in 09-2248 are denied. See judgment for further particulars. (djf) (EOD: 12/10/2009)	
12/10/2009		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcapl] (255.00). Receipt number 7945465, amount 255.00. (U.S. Treasury) (EOD: 12/10/2009)	
12/10/2009	1056	Election of Appeal to District Court <i>Election to Have the Bankruptcy Appeal Heard in the United States District Court for the District of Utah</i> Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 12/10/2009)	
12/10/2009	1055	Notice of Appeal (related document(s): 1037 Order on Motion in Limine) Fee Amount: 255, Filed by C.O.P. Coal Development Company Appellant Designation due by 12/24/2009.Certificate of Readiness Due Date 01/19/2010. (Cox, P.) (EOD: 12/10/2009)	
12/09/2009		Notice of Endorsement(related document(s): 1054 Stipulation Re:). Endorsed with no objection Filed by David E. Kingston on behalf of ANR Company, Inc. (Kingston, David) (EOD: 12/09/2009)	

Date	Case No.	Document Description
12/09/2009		Notice of Endorsement (related document(s): 1054 Stipulation Re:). Endorsed with no objection Filed by P. Matthew Cox on behalf of C.O.P. Coal Development Company (Cox, P.) (EOD: 12/09/2009)
12/09/2009	1054	Stipulation Re: (related document(s): 999 Motion to Sell Property under Section 363(b) filed by Trustee Kenneth A. Rushton tr) <i>Regarding Scheduling</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 12/09/2009)
12/09/2009	1053	Findings of Fact and Conclusions of Law and Order Arising from Trial on November 16, 17, 23 and 24, 2009. Judgment is granted on the Trustee's fifth claim for relief. Judgment is granted on the Trustee's sixth claim for relief insofar as the Trustee may offset any amounts paid or payable to MMS for delinquent royalties based on coal mined by Hiawatha against COP's cure claim as allowed by the Court's decision on 11/10/2009. The Trustee's seventh claim for relief is dismissed. Hiawatha's section 550(e) counterclaim is dismissed. The Court orders the Trustee to prepare an order & judgment memorializing this decision within 7 days of these findings & conclusions being entered. (mkz) (EOD: 12/09/2009)
12/09/2009	1052	Supplemental Certificate of Service (related document(s): 1051 Response) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 12/9/2009 (mkz). (EOD: 12/09/2009)
12/08/2009	1051	Response to (related document(s): 1044 Objection, 1045 Objection, 1046 Objection, 1047 Objection, 1048 Objection) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 12/08/2009)
12/07/2009	1050	Memorandum in Support (related document(s): 1049 Motion for Protective Order) Filed by Bear Canyon Mining, LLC (Byers, Doyle) (EOD: 12/07/2009)
12/07/2009	1049	Motion for Protective Order <i>Regarding Subpoena to Testify at Court</i> Filed by Bear Canyon Mining, LLC (Byers, Doyle) (EOD: 12/07/2009)
12/04/2009	1048	Objection to Trustee's Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts (related document(s): 999 Motion to Sell Property under Section 363(b) filed by Trustee Kenneth A. Rushton tr) Filed by A-Fab Engineering, Inc., ANR Company, Inc. (Kingston, David) Modified on 12/7/2009 (lph). (EOD: 12/04/2009)
12/04/2009	1047	Secured Creditors' Objection to Trustee's Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts (related document(s): 999 Motion to Sell Property under Section 363(b) filed by Trustee Kenneth A. Rushton tr) Filed by Standard Industries, Inc. (Wilson, Kim) Modified on 12/7/2009 (lph). (EOD: 12/04/2009)
12/04/2009	1046	C.O.P.'S Objection to Trustee's Motion For Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts (related document(s): 999 Motion to Sell Property under Section 363(b) filed by Trustee Kenneth A. Rushton tr) Filed by C.O.P. Coal Development Company (Wilson, Kim) Modified on 12/7/2009 (lph). (EOD: 12/04/2009)
12/04/2009	1045	Objection to (related document(s): 999 Motion to Sell Property under Section 363(b) filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Memorandum in Opposition to Trustee's Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts Under §§363 and 365 and in Opposition to Trustee's §547 Takeover Claim and Trustee's §550(a) Claim</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 12/04/2009)
12/04/2009	1044	Notice of Joinder in C.O.P.'S Objection to Trustee's Motion for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts. (related document(s): 999 Motion to Sell Property under Section 363(b) filed by Trustee Kenneth A. Rushton tr) Filed by C.W. Mining Company (Walker, Russell) Modified on 12/7/2009 (lph). (EOD: 12/04/2009)
12/03/2009	1043	Certificate of Service of <i>Notice of 30(b)(6) Deposition of Bear Canyon Mining, LLC</i> Filed by C.O.P. Coal Development Company (Wilson, Kim) (EOD: 12/03/2009)
12/02/2009	1042	Certificate of Service Re: Order. (related document(s): 1037 Order on Motion in Limine) Service Date 12/02/2009. (Admin.) (EOD: 12/02/2009)

Date	Case No.	Description
12/02/2009	1041	Order Granting Ex Parte Motion for Expedited Discovery. COP may depose Bear Canyon Mining, LLC prior to December 10, 2009 upon the subject matter set forth in the Notice of Deposition, and that such deposition is limited to Four hours. (Related Doc # 1039) (mtm) (EOD: 12/02/2009)
12/02/2009		Minute Entry Re: Expedited Hearing on Motion for Expedited Discovery Filed by COP Coal Development Company. Motion granted. The deposition is limited to 4 hours and no date is set but the deposition will take place before 12/10/09. Order signed as modified by the Court. (JAB;cjf,lo) (related document(s): 1039) Appearances: Kim Wilson, David Pinkston (CR-COP Coal Development), Michael Zundel (TR). (cjf) (EOD: 12/02/2009)
12/02/2009	1040	Second Notice of Hearing (related document(s): 976 Motion for Relief From Stay) Filed by David E. Kingston on behalf of ANR Company, Inc. Hearing scheduled for 1/12/2010 at 09:00 AM at US Bankruptcy Court. (Kingston, David) (EOD: 12/02/2009)
12/02/2009	1039	Ex Parte Motion for Expedited Discovery Filed by C.O.P. Coal Development Company (Wilson, Kim) Modified on 12/2/2009 (mtm). (EOD: 12/02/2009)
12/02/2009		Notice of Withdrawal of Incorrectly Filed Document (related document(s): 1038 Motion for Ex Parte Relief <i>no attachment</i> Filed by Kim R. Wilson on behalf of C.O.P. Coal Development Company (Wilson, Kim) (EOD: 12/02/2009)
12/02/2009	1038	Motion for Ex Parte Relief <i>for Expedited Discovery</i> Filed by C.O.P. Coal Development Company (Wilson, Kim) (EOD: 12/02/2009)
11/30/2009	1037	Order On Trustee's Motion in Limine and Motion for Sanctions Against C.O.P. Coal Development Company. The following evidence on behalf of COP is excluded: The report of Federal Forensic Associates, Inc. and the testimony of Albert H. Lyter III. The Court awards attorney fees to the Trustee in an amount to be determined following submission of an affidavit. (Related Doc # 907) (mtm) (EOD: 11/30/2009)
11/25/2009	1036	Pending Order (Hearing Held) related documents(s): 1000 Findings of Fact and Conclusions of Law and Order Filed by: (Swindler, James) [Order# 121480] (EOD: 11/25/2009)
11/24/2009		Minute Entry Re: ANR Company, Inc.'s Motion for Relief from Stay to Give Notice of Default of ANR Operating Agreement. Hearing Continued. (JAB,arb,lo) (related document(s): 1) Appearances: PeterW. Guyon HIAWATHA, Michael N. Zundel and James Swindler TR, Matthew Cox and Kim Wilson COP, Russell Walker CHARLES AND MARK REYNOLDS, David Kingston ANR. Hearing scheduled for 1/12/2010 at 9:00 AM at US Bankruptcy Court. Modified on 11/25/2009 (arb). (EOD: 11/24/2009)
11/23/2009		Minute Entry Re: ANR Company, Inc.'s Motion for Relief from Stay to Give Notice of Default of ANR Operating Agreement. Hearing Continued. Witnesses: Anthony Carl Pollastro; Charles Reynolds. Exhibits received. Motions on directed verdict taken under advisement. (JAB,arb,km) (related document(s): 1) Appearances: Peter W. Guyon HIAWATHA, Michael N. Zundel and James Swindler TR, Matthew Cox and Kim Wilson C.O.P., David Kingston ANR, Russell Walker CHARLES AND MARK REYNOLDS. Hearing scheduled for 11/24/2009 at 08:30 AM at US Bankruptcy Court. (arb) (EOD: 11/23/2009)
11/20/2009	1035	Pending Order (Hearing Held) related documents(s): 907 Motion in Limine Filed by: (Swindler, James) [Order# 121213] (EOD: 11/20/2009)
11/20/2009	1034	Stipulation and Order Concerning Scheduling Hearing on ANR Company's Motion For Relief From Stay. The parties have stipulated that the matters set for trial on November 16 and 17 have been continued to November 23, 2009. On November 24, 2009 the court is scheduled to hear several matters in this casein Adversary Proceedings 08-2338 and 09-2047 if any time is remaining. ANR may present evidence on its Motion For Relief. (Order replaces Pending Order #121087)(related document(s): 976 Motion for Relief From Stay) Hearing scheduled for 11/23/2009 at 09:30 AM at US Bankruptcy Court. (mtm) (EOD: 11/20/2009)

BAPPA Appeal No. 11577 Docket No 18-4 Filed: 09/18/2011 Page: 885 of 1028		
11/20/2009		Notice of Endorsement(related document(s): 1032 Stipulation and Pending Order.). Endorsed with no objection Filed by Andrew B. Clawson on behalf of Kenneth A. Rushton tr (Clawson, Andrew) (EOD: 11/20/2009)
11/20/2009		Notice of Endorsement(related document(s): 1032 Stipulation and Pending Order.). Endorsed with no objection Filed by P. Matthew Cox on behalf of C.O.P. Coal Development Company (Cox, P.) (EOD: 11/20/2009)
11/20/2009	1033	Order Striking Amended Scheduling Order RE: Scheduling Order Regarding (1) Standard Industries Motion For Allowance Of Section 503 Administrative Expenses And/Or Section 502(F) Priority Claims (Docket # 615); And (2) C.O.P. Coal Development Company's Motion For Allowance Of Section 503 Administrative Expenses And/Or Section 502(F) Priority Claims (Docket # 612) And All Related Hearings Filed by C.O.P The Scheduling Order and Amended Scheduling Order are stricken. The hearings currently scheduled for January 12 and 14 on the Motions are stricken and continued without date. Notice of any rescheduling the hearing must be given at least 90 days in advance of such hearings. If the Motions are not noticed for hearing prior to the case is closed, they will be deemed abandoned. (Related Doc # 1029) (mtm) (EOD: 11/20/2009)
11/20/2009		Notice of Endorsement(related document(s): 1032 Stipulation and Pending Order.). Endorsed with no objection Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 11/20/2009)
11/19/2009	1032	Stipulation and Pending Order (Agreed to/Stipulated) related documents(s): 976 Motion for Relief From Stay Filed by: (Kingston, David) [Order# 121087] Modified on 11/20/2009 (mtm). (EOD: 11/19/2009)
11/19/2009	1031	Acceptance of Service <i>David Blackwell for Emery County</i> Filed by Kenneth A. Rushton tr (Clawson, Andrew) (EOD: 11/19/2009)
11/19/2009	1030	Pending Order (Agreed to/Stipulated) related documents(s): 1029 Motion to Strike Scheduling Order Regarding (1) Standard Industries Motion For Allowance Of Section 503 Administrative Expenses And/Or Section 502(F) Priority Claims (Docket # 615); And (2) C.O.P. Coal Development Company's Motion For Allowance Of Section 503 Administrative Expenses And/Or Section 502(F) Priority Claims (Docket # 612) And All Related Hearings Filed by: (Cox, P.) [Order# 121025] (EOD: 11/19/2009)
11/19/2009	1029	Stipulated Motion to Strike(related document(s): 915 Order) <i>Scheduling Order Regarding (1) Standard Industries Motion For Allowance Of Section 503 Administrative Expenses And/Or Section 502(F) Priority Claims (Docket # 615); And (2) C.O.P. Coal Development Companys Motion For Allowance Of Section 503 Administrative Expenses And/Or Section 502(F) Priority Claims (Docket # 612) And All Related Hearings</i> Filed by C.O.P. Coal Development Company, Standard Industries, Inc., Aquila, Inc., Kenneth A. Rushton (Cox, P.) Modified on 11/19/2009 (mtm). (EOD: 11/19/2009)
11/18/2009		Minute Entry Re: Preliminary Hearing on Motion For Relief From Stay Filed By ANR Company, Inc.. Hearing continued to November 23, 2009; or November 24, 2009 and will be heard with other matters, in same case, on same day. OTF Kingston. (JAB,arb,km) (related document(s): 976) Appearances: David Kingston ANR, Michael Zundel TR (arb) (EOD: 11/18/2009)
11/15/2009	1028	Certificate of Service Re: Order. (related document(s): 1024 Order) Service Date 11/15/2009. (Admin.) (EOD: 11/15/2009)
11/15/2009	1027	Certificate of Service Re: Order. (related document(s): 1023 Unsigned Order) Service Date 11/15/2009. (Admin.) (EOD: 11/15/2009)
11/13/2009	1026	Objection to (related document(s): 976 Motion for Relief From Stay filed by Creditor ANR Company, Inc.) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 11/13/2009)
11/13/2009	1025	Notice (related document(s): 1006 Notice filed by Trustee Kenneth A. Rushton tr) <i>Amended List of Witnesses</i> Filed by James C. Swindler on behalf of Kenneth A. Rushton tr (Swindler, James) (EOD:

BAPPA Appeal No. 11537 Docket No. 18-4 Filed: 08/12/2011 Page: 89 of 1028		
		11/13/2009)
11/13/2009		Hearing Set(related document(s): 671 Motion to Assume Lease or Executory Contract) Hearing scheduled for 12/10/2009 at 09:00 AM at US Bankruptcy Court. (mtm) (EOD: 11/13/2009)
11/13/2009	1024	Order Granting Stipulation and Order Setting Schedule For December 10, 2009 Evidentiary Hearings beginning at 9:00 a.m. (related document(s): 1008 Stipulation) (mtm) (EOD: 11/13/2009)
11/13/2009	1023	Unsigned Order (related document(s): 1008 Stipulation) Reason Order Was Unsigned:The Court has prepared an alternative order. Eorder number: 120560 (Order replaces Pending Order #120466) (mtm) (EOD: 11/13/2009)
11/13/2009	1022	Order Granting Motion For Examination Under Rule 2004 (Huntington Cleveland Irrigation Company) (Related Doc # 1002) (mtm) (EOD: 11/13/2009)
11/12/2009	1021	Trial Brief of ANR for November 16 and 17, 2009 Trial Filed by ANR Company, Inc. (Kingston, David) (EOD: 11/12/2009)
11/12/2009	1020	Certificate of Service Re: Order. (related document(s): 1001 Order on Motion For Summary Judgment) Service Date 11/12/2009. (Admin.) (EOD: 11/12/2009)
11/12/2009	1019	Certificate of Service Re: Order. (related document(s): 1000 Findings of Fact and Conclusions of Law and Order) Service Date 11/12/2009. (Admin.) (EOD: 11/12/2009)
11/12/2009	1018	Trial Brief for November 16 & 17, 2009 Trial Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 11/12/2009)
11/12/2009	1017	Trial Brief for Hearing on November 16 and 17, 2009 Filed by C.O.P. Coal Development Company (Cox, P.) (EOD: 11/12/2009)
11/12/2009	1016	Notice (related document(s): 1004 Notice of Hearing filed by Trustee Kenneth A. Rushton tr) <i>Errata</i> Filed by Andrew B. Clawson on behalf of Kenneth A. Rushton tr (Clawson, Andrew) (EOD: 11/12/2009)
11/12/2009	1015	Notice <i>Witness List for November 16 and 17, 2009 Trial</i> Filed by David E. Kingston on behalf of ANR Company, Inc. (Kingston, David) (EOD: 11/12/2009)
11/12/2009	1014	Notice <i>ANR's Exhibit List for November 16 and 17, 2009 Trial</i> Filed by David E. Kingston on behalf of ANR Company, Inc. (Kingston, David) (EOD: 11/12/2009)
11/12/2009	1013	Certificate of Service (related document(s): 1012 Notice) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 11/12/2009)
11/12/2009	1012	Notice (related document(s): 671 Motion to Assume Lease or Executory Contract filed by Trustee Kenneth A. Rushton tr, 898 Notice of Hearing filed by Trustee Kenneth A. Rushton tr) <i>Trustee's Exhibit List</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 11/12/2009)
11/12/2009		Notice of Endorsement(related document(s): 1011 Pending Order [Order# 120466]). Endorsed with no objection Filed by P. Matthew Cox on behalf of C.O.P. Coal Development Company, Standard Industries, Inc. (Cox, P.) (EOD: 11/12/2009)
11/12/2009	1011	Pending Order (Agreed to/Stipulated) related documents(s): 1008 Stipulation Filed by: (Swindler, James) [Order# 120466] (EOD: 11/12/2009)
11/12/2009	1010	Notice (related document(s): 671 Motion to Assume Lease or Executory Contract filed by Trustee Kenneth A. Rushton tr) <i>C.O.P. Development Company's List of Witnesses for Hearing on November 16 & 17, 2009 Hearing/Trial</i> Filed by P. Matthew Cox on behalf of C.O.P. Coal Development Company, Standard Industries, Inc. (Cox, P.) (EOD: 11/12/2009)

BAPPA Appeal No. 11-577 Docket No. 18-4 Filed: 09/19/2011 Page: 907661828		
11/12/2009	1009	Notice (related document(s): 671 Motion to Assume Lease or Executory Contract filed by Trustee Kenneth A. Rushton tr) <i>C.O.P. Coal Development Company's List of Exhibits for Hearing on November 16 & 17, 2009 Hearing/Trial</i> Filed by P. Matthew Cox on behalf of C.O.P. Coal Development Company, Standard Industries, Inc. (Cox, P.) (EOD: 11/12/2009)
11/11/2009	1008	Stipulation Concerning November 16 & 17, 2009 Hearing/Trial (related document(s): 671 Motion to Assume Lease or Executory Contract filed by Trustee Kenneth A. Rushton tr, 898 Notice of Hearing filed by Trustee Kenneth A. Rushton tr) <i>Concerning November 16 & 17, 2009 Hearing/Trial</i> Filed by C.O.P. Coal Development Company, Kenneth Rushton, Hiawatha Coal Company, Inc., ANR, Inc. (Cox, P.) Modified on 11/12/2009 (mtm). (EOD: 11/11/2009)
11/11/2009	1007	Amended Certificate of Service (related document(s): 1006 Notice) Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 11/12/2009 (mtm). (EOD: 11/11/2009)
11/11/2009	1006	Notice (related document(s): 671 Motion to Assume Lease or Executory Contract filed by Trustee Kenneth A. Rushton tr) <i>Trustee's List of Witnesses for November 16 & 17, 2009 Hearing/Trial</i> Filed by James C. Swindler on behalf of Kenneth A. Rushton tr (Swindler, James) (EOD: 11/11/2009)
11/11/2009	1005	Certificate of Service (related document(s): 999 Motion to Sell Property under Section 363(b), 1004 Notice of Hearing) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 11/11/2009)
11/11/2009	1004	Notice of Hearing PLEASE NOTE: Hearing date is listed as 12/10/08 (related document(s): 999 Motion to Sell Property under Section 363(b)) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 12/10/2009 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) Modified on 11/12/2009 (mtm). (EOD: 11/11/2009)
11/11/2009	1003	Pending Order (Ex Parte) related documents(s): 1002 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 120378] (EOD: 11/11/2009)
11/11/2009	1002	Ex Parte Motion for Examination Under Rule 2004 (Huntington Cleveland Irrigation Company) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 11/12/2009 (mtm). (EOD: 11/11/2009)
11/10/2009	1001	Order Denying Motion For Summary Judgment (Related Doc # 836), Denying Motion For Summary Judgment. the Trustee to prepare calculations and compute amounts of the Cure Claim and the original proof of claim as specified in Findings of Fact and Conclusions of Law and submit calculations and proposed judgment within 15 days. Fourth claim for relief is dismissed. (Related Doc # 837) (mtm) (EOD: 11/10/2009)
11/10/2009	1000	Findings of Fact and Conclusions of Law and Order On Objection to C.O.P. Coal Development Company's Cure Claim Under March 1997 Coal Operating Agreement (Claim No. 26), C.O.P.'s Proof of Claim No. 9 and Trustee's First, Third and Fourth Claims For Relief Against C.O.P. In Adversary Proceeding #09-2248. C.O.P.'s Motion for Summary Judgment will be denied by separate order of the court. Trustee's claim for relief under section under 547 will be dismissed by separate order of the court. Trustee to prepare a separate Order and Judgment. (mtm) (EOD: 11/10/2009)
11/07/2009	999	Motion to Sell Property under Section 363(b) <i>for Order Authorizing Sale of Mine Assets and Assignment of Executory Contracts Under 11 USC Sections 363 and 365</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 11/07/2009)
11/04/2009	998	Notice of Filing of Expert Report and Disclosure Filed by P. Matthew Cox on behalf of C.O.P. Coal Development Company, Standard Industries, Inc. (Cox, P.) (EOD: 11/04/2009)
11/04/2009	997	Certificate of Service of Submission of Expert Reports Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 11/04/2009)
11/03/2009	996	Proposed Findings of Fact and Conclusions of Law related document(s): 680 Objection to Claim Filed by C.O.P. Coal Development Company (Cox, P.) Modified on 11/4/2009 (mtm). (EOD: 11/03/2009)

BAPPA Appeal No. 11537 Docket No. 18-4 Filed: 09/18/2011 Page: 918 of 1028		
11/03/2009	995	Findings of Fact and Conclusions of Law (Hearing Held) related documents(s): 680 Objection to Claim Filed by: (Swindler, James) [Order# 119904] (EOD: 11/03/2009)
10/30/2009	994	Certificate of Service (related document(s): 943 Certificate of Service) <i>Certificate of Service of Hiawatha Coal Company, Inc.'s Response to Trustee's First Request for Production of Documents by C.O.P. Coal Development Company, Hiawatha Coal Company, Inc. and Standard Industries, Inc.</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 10/30/2009)
10/29/2009	993	Notice of Hearing (related document(s): 976 Motion for Relief From Stay) Filed by David E. Kingston on behalf of ANR Company, Inc. Hearing scheduled for 11/18/2009 at 08:30 AM at US Bankruptcy Court. (Kingston, David) Modified on 10/30/2009 (mtm). (EOD: 10/29/2009)
10/28/2009		Minute Entry Re: Trial on Trustee's Objection to COP's Proof of Claim and Counts 1-4 of Adversary Proceeding 09-2248. Matter taken under advisement. If findings of facts and conclusions of law are to be filed by the parties, they are to be filed no later than November 3, 2009. Exhibits received. Witnesses: Dale Westenskow; Joseph Kingston; Charles Reynolds; Lisa McKenzie. (JAB,arb,kc) (related document(s): 680) Appearances: James Swindler and Michael Zundel TR; Matthew Cox and Kim Wilson C.O.P.; Keith Kelly AQUILA; Russell Walker CW MINING (arb) (EOD: 10/29/2009)
10/27/2009		Minute Entry Re: Trial on Trustee's Objection to COP's Proof of Claim and Counts 1-4 of Adversary Proceeding 09-2248. Hearing Continued to October 28, 2009 at 11:00 AM at US Bankruptcy Court. Exhibits received. Witnesses: Larry Scott Kimber; Joseph Ortell Kingston; Charles Reynolds; Lisa Catherine McKenzie; Dale Westenskow. (JAB,arb,km) (related document(s): 680) Appearances: James Swindler and Michael Zundel TR; Keith Kelly AQUILA; Kim Wilson and Matthew Cox C.O.P.; Russell Walker CW MINING (EOD: 10/27/2009)
10/27/2009		Minute Entry Re: Trial on Trustee's Objection to COP's Proof of Claim and Counts 1-4 of Adversary Proceeding 09-2248. Hearing Continued to October 27, 2009 at 8:30 AM at US Bankruptcy Court. Exhibits received. Witnesses: Joseph Kingston; Jefferson McKenzie; Charles Reynolds; Lisa McKenzie. (JAB,arb,kc/km) (related document(s): 680) Appearances: James Swindler and Michael Zundel TR; Keith Kelly AQUILA; Kim Wilson and Matthew Cox C.O.P.; Russell Walker CW MINING (EOD: 10/27/2009)
10/27/2009	992	Notice of Trustee's Exhibit List Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/27/2009)
10/26/2009		Minute Entry Re: Trial on Claims 1-4 of the Complaint. Hearing Continued to October 27, 2009 at 8:30 AM at US Bankruptcy Court. Exhibits received. Witnesses: Joseph Kingston; Jefferson McKenzie; Charles Reynolds; Lisa McKenzie. (JAB,arb,kc/km) (related document(s): 680) Appearances: James Swindler and Michael Zundel TR; Keith Kelly AQUILA; Kim Wilson and Matthew Cox C.O.P.; Russell Walker CW MINING (arb) (EOD: 10/26/2009) (EOD: 03/22/2011)
10/26/2009	991	Joinder (related document(s): 980 Objection) in Trustee's Objection to ANR Company, Inc.'s Motion to Reconsider Findings of Fact 963 Filed by Aquila Inc (Monson, Elaine) (EOD: 10/26/2009)
10/26/2009		Minute Entry Re: Motion in Limine. Motion granting in part and denying in part. Sanctions awarded, to the Trustee, in the amount of the attorney's fees earned in preparation of the motion in limine. Findings of fact and conclusions of law made on the record. OTF Swindler. (JAB,arb,kc) (related document(s): 907) Appearances: James Swindler and Michael Zundel TR; Keith Kelly AQUILA; Kim Wilson and Matthew Cox C.O.P.; Russell Walker CW MINING (arb) Modified on 10/27/2009 (arb). (EOD: 10/26/2009)
10/25/2009	990	Certificate of Service Re: Order. (related document(s): 983 Order on Motion For Summary Judgment) Service Date 10/25/2009. (Admin.) (EOD: 10/25/2009)
10/25/2009	989	Certificate of Service Re: Order. (related document(s): 982 Memorandum Decision/Opinion and Order) Service Date 10/25/2009. (Admin.) (EOD: 10/25/2009)
10/24/2009	988	Certificate of Service (related document(s): 680 Objection to Claim) <i>Rebuttal Report of Dale</i>

BAPPA Appeal No. 11-1537	Docket No. 18-4	Filed: 09/13/2011 Page: 929 of 1028
		Westenskow Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 10/24/2009)
10/23/2009	987	Supplemental Reply Memorandum in Support of (related document(s): 907 Motion in Limine) and Motion for Sanctions Against COP Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 10/26/2009 (mtm). (EOD: 10/23/2009)
10/23/2009	986	Pending Order (Ex Parte) related documents(s): 984 Motion for Order to Show Cause Filed by: (Zundel, Michael) [Order# 119117] (EOD: 10/23/2009)
10/23/2009	985	Memorandum in Support (related document(s): 984 Motion for Order to Show Cause) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/23/2009)
10/23/2009	984	Motion for Order to Show Cause <i>Why Standard Industries, Inc. and Charles Reynolds Should Not be Held in Contempt</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/23/2009)
10/23/2009	983	Order Denying COP Coal Development's Motion For Relief From Automatic Stay and for Summary Judgment On Trustee's Motion to Assume Coal Operating Agreements And Related Assumption Motions. Motions are Denied. (Related Doc # 791) (mtm) (EOD: 10/23/2009)
10/23/2009	982	Memorandum Decision Denying COP Coal Development's Motion For Relief From Automatic Stay and for Summary Judgment On Trustee's Motion to Assume Coal Operating Agreements And Related Assumption Motions. Because the Court has found that the unexpired leases were not rejected by operation of section 365(D)(4) and that a section 365(d)(3) conclusion cannot yet be reached, it must also deny COP's request for Stay relief under section 362. (related document(s): 791 Motion for Summary Judgment) (mtm) (EOD: 10/23/2009)
10/21/2009	981	Reply Memorandum Support of (related document(s): 907 Motion in Limine) and Motion for Sanctions Against COP Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 10/22/2009 (mtm). (EOD: 10/21/2009)
10/21/2009	980	Objection to (related document(s): 963 Motion to Reconsider filed by Creditor ANR Company, Inc.) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/21/2009)
10/20/2009	979	Memorandum in Support (related document(s): 978 Application for Administrative Expenses) Memorandum in Support of Hiawatha Coal Company, Inc.'s Motion for Allowance of \$503 Administrative Expenses and/or For \$502(f) Priority Claims Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 10/20/2009)
10/20/2009	978	Application for Administrative Expenses <i>Hiawatha Coal Company, Inc.'s Motion for Allowance of \$503 Administrative Expenses and/or For \$502(f) Priority Claims</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 10/20/2009)
10/19/2009	977	Memorandum in Support (related document(s): 976 Motion for Relief From Stay) to Send Notice of Default Filed by ANR Company, Inc. (Kingston, David) (EOD: 10/19/2009)
10/19/2009		Receipt of filing fee for Motion for Relief From Stay(08-20105) [motion,mrlfsty] (150.00). Receipt number 7765395, amount 150.00. (U.S. Treasury) (EOD: 10/19/2009)
10/19/2009	976	Motion for Relief From Stay to Send Notice of Default. Fee Amount: \$150, Description of Property: ANR Lease Filed by ANR Company, Inc. (Kingston, David) (EOD: 10/19/2009)
10/17/2009	975	Certificate of Service Re: Order. (related document(s): 971 Order) Service Date 10/17/2009. (Admin.) (EOD: 10/17/2009)
10/17/2009	974	Certificate of Service Re: Order. (related document(s): 970 Order on Application to Employ) Service Date 10/17/2009. (Admin.) (EOD: 10/17/2009)
10/17/2009	973	Certificate of Service Re: Order. (related document(s): 969 Order on Application to Employ) Service Date 10/17/2009. (Admin.) (EOD: 10/17/2009)

Date	Case No.	Description
10/15/2009	972	Memorandum in Opposition to the Trustee's Motion in Limine and Motion for Sanction Against COP (related document(s): 907 Motion in Limine filed by Trustee Kenneth A. Rushton tr) Filed by C.O.P. Coal Development Company (Cox, P.) Modified on 10/16/2009 (lph). (EOD: 10/15/2009)
10/15/2009	971	Order Granting Certification of Protection of Property from Damage Motion to Approve chapter 7 Trustee's Temporary Operation of the Mine for Maintenance and Safety Purposes and Disclosure of Trustee's Plan of Administration (related document(s): 677 Protection of Property from Damage) Order signed as modified by the Court: The Trustee may employ the applicant upon resolution of the section 550 issue, upon further order of the court, or upon an emergency basis if conditions at the mine so warrant. (kpc) (EOD: 10/15/2009)
10/15/2009	970	Order Granting Application to Employ Price Mine Services as Operate Mine (Related Doc # 679) The Trustee may employ the applicant upon resolution of the section 550 issue, upon further order of the court, or upon an emergency basis if conditions at the mine so warrant. (kpc) (EOD: 10/15/2009)
10/15/2009	969	Order Granting Motion to Employ Peak Alarm Company, Inc. to Provide Security at the Bear Canyon Mine. (Related Doc # 678) Order signed as modified by the Court: The Trustee may employ the applicant upon resolution of the section 550 issue, upon further order of the court, or upon an emergency basis if conditions at the mine so warrant. (kpc) (EOD: 10/15/2009)
10/10/2009	968	Certificate of Service Re: Order. (related document(s): 961 Order on Application for Compensation) Service Date 10/10/2009. (Admin.) (EOD: 10/10/2009)
10/10/2009	967	Certificate of Service Re: Order. (related document(s): 960 Order on Motion To Sell) Service Date 10/10/2009. (Admin.) (EOD: 10/10/2009)
10/10/2009	966	Certificate of Service Re: Order. (related document(s): 959 Order to Continue Hearing) Service Date 10/10/2009. (Admin.) (EOD: 10/10/2009)
10/08/2009	965	Affidavit/Declaration (related document(s): 964 Motion to Reconsider) <i>Declaration of Charles Reynolds</i> Filed by ANR Company, Inc. (Kingston, David) (EOD: 10/08/2009)
10/08/2009	964	Memorandum in Support of (related document(s): 963 Motion to Reconsider) Filed by ANR Company, Inc. (Kingston, David) Modified on 10/9/2009 (djf). (EOD: 10/08/2009)
10/08/2009	963	Motion to Add and Amend <i>Finding of Fact and Conclusions of Law</i> Filed by ANR Company, Inc. Re: 929 Findings of Fact and Conclusions of Law (Kingston, David) and Amend Order and Judgment Modified on 10/9/2009 (djf). (EOD: 10/08/2009)
10/08/2009	962	Certificate of Service of <i>C.O.P et al. Interrogatories and Request for Production of Documents by Trustee</i> Filed by ABM, Inc., C.O.P. Coal Development Company, Security Funding Company, Standard Industries, Inc., World Enterprises (Cox, P.) (EOD: 10/08/2009)
10/08/2009	961	Order Granting Second Interim Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses (Related Doc # 838) The Trustee is authorized to pay to Norwest Corporation \$238,471.25 in expert fees and \$13,587.05 as reimbursement for costs for services rendered to the estate between 4/18/09 and 7/31/09. (djf) (EOD: 10/08/2009)
10/07/2009	960	Order Granting Motion To Sell (Related Doc # 674), Granting Motion for Authority to Obtain Credit Under Section 364(b), Rule 4001(c) or (d) (Related Doc # 684) The Trustee's first amended Motion to approve bid procedures are granted. The Trustee is authorized to employ and implement the bid procedures described in the second amended request for proposals that are attached to the Exhibit J-4. Shelby-Dome is approved as the stalking horse bidder and entitled to receipt of a break-up fee equal to \$750,000.00. Signed as modified by the Court. (gci) (EOD: 10/07/2009)
10/07/2009	959	Order to Continue Hearing and Automatic Stay. (related document(s): 853 Motion for Relief From Stay) The motion is continued without date and will be rescheduled for preliminary hearing upon request of Standard Industries' present or future counsel. The automatic stay shall remain in full force and effect until the motion is heard and disposed of by the Court. (gci) (EOD: 10/07/2009)

BAPPA Appeal No. 11-57 Docket No. 18-4 Filed: 09/19/2011 Page: 92 of 1028		
10/07/2009	958	Certificate of Service (related document(s): 957 Notice) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/07/2009)
10/07/2009	957	Notice (related document(s): 868 Amended Motion filed by Trustee Kenneth A. Rushton tr) <i>Notice of Auction and Bid Procedures</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/07/2009)
10/07/2009		Notice of Withdrawal of Incorrectly Filed Document (related document(s): 956 Notice) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/07/2009)
10/07/2009	956	Notice (related document(s): 868 Amended Motion filed by Trustee Kenneth A. Rushton tr) <i>Notice of Auction and Bid Procedures</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/07/2009)
10/07/2009		Notice of Endorsement(related document(s): 952 Pending Order [Order# 117806]). Endorsed with no objection Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 10/07/2009)
10/06/2009	955	Notice (related document(s): 952 Pending Order) <i>Notice of Submission of Revised Exhibits</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 10/06/2009)
10/06/2009	954	Objection as to Form of Order (related document(s): 949 Pending Order, 950 Pending Order, 951 Pending Order) <i>Hiawatha Coal Company, Inc.'s Objections to Form of Trustee's Proposed: (1) Order Granting Trustee's Motion to Approve Chapter ;7 Trustee's Temporary Operation of the Mine for Maintenance and Safety Purposes (DOC #951); (2) Order Granting Trustee's Motion to Employ Peak Alarm Company, Inc. to Provide Security at the Bear Canyon Mine (DOC #949-1); and (3) Order Granting Trustee's Motion to Employ Price Mine Services to Provide Miners to Temporarily Operate the Mine for Maintenance and Safety Purposes (DOC #950)</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 10/06/2009)
10/05/2009		Minute Entry Re: (related document(s): 868 First Amended Trustee's Motion to Approve (1) Bid Procedures in Anticipation of Assumption and Assignment of the Debtor's Operating Agreements with COP Coal Development Company and ANR Inc. (2) Sale of Other Estate Assets and (3) Payment of Break-up Fee and (4) Trustee's Amended Motion to Obtain Credit filed by Kenneth A. Rushton tr) Findings of Fact and Conclusions of Law made on the record. Objection overruled. Motion granted as amended on the record. OTF-Zundel. Witnesses: Kenneth A. Rushton, David Stetson and Anthony Carl Pollastro. Appearances: Peter W. Guyon (Hiawatha Coal); Keith Kelly and Brent Wride (Aquila Inc.); David Kingston (ANR); Richard Thornton, Michael Zundel and Jim Swindler (tr); Kim Wilson and Matthew Cox (C.O.P.); Russell S. Walker (db). (JAB,kmc,lo) (EOD: 10/07/2009)
10/05/2009		Minute Entry Re: (related document(s): 838 Second Interim Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses filed by Kenneth A. Rushton tr.) Findings of Fact and Conclusions of Law made on the record. Motion granted. Fees and expenses allowed. OTF-Zundel. Witnesses: Kenneth A. Rushton, David Stetson and Anthony Carl Pollastro. Appearances: Peter W. Guyon (Hiawatha Coal); Keith Kelly and Brent Wride (Aquila Inc.); David Kingston (ANR); Richard Thornton, Michael Zundel and Jim Swinder (tr); Kim Wilson and Matthew Cox (C.O.P.); Russell S. Walker (db). (JAB,kmc,lo) (EOD: 10/07/2009)
10/05/2009		Minute Entry Re: (related document(s): 677 Motion to Approve Ch. 7 Trustee's Temporary Operation of the Mine for Maintenance and Safety Purposes and Disclosure of Trustee's Plan of Administration filed by Kenneth A. Rushton tr, 678 Motion to Employ Peak Alarm Company, Inc. to Provide Security at the Bear Canyon Mine filed by Kenneth A. Rushton tr, 679 Motion to Employ Price Mine Services to Provide Miners to Temporarily Operate the Mine for Maintenance and Safety Purposes filed by Kenneth A. Rushton tr) Findings and Fact and Conclusions of Law made on the record. Motions conditionally granted pending the outcome of the § 550 trial in Rushton v. Hiawatha, case 08-2338. Witnesses: Kenneth A. Rushton, David Stetson and Anthony Carl Pollastro. OTF-Zundel. Appearances: Peter W. Guyon (Hiawatha Coal); Keith Kelly and Brent Wride (Aquila Inc.); David Kingston (ANR); Richard Thornton, Michael Zundel and Jim Swindler (tr); Kim Wilson and Matthew Cox (C.O.P.); Russell S. Walker (db). (JAB,kmc,lo) (EOD: 10/07/2009)

BAPPA Appeal No	11537	Docket No	18-4	Filed: 09/19/2011	Page: 932 of 1028
10/05/2009	953	Exhibit (related document(s): 952 Pending Order) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 10/05/2009)			
10/05/2009	952	Pending Order (Hearing Held) related documents(s): 868 Amended Motion Filed by: (Swindler, James) [Order# 117806] (EOD: 10/05/2009)			
10/05/2009	951	Pending Order (Hearing Held) related documents(s): 677 Protection of Property from Damage Filed by: (Zundel, Michael) [Order# 117804] (EOD: 10/05/2009)			
10/05/2009	950	Pending Order (Hearing Held) related documents(s): 679 Application to Employ (Professional) Filed by: (Zundel, Michael) [Order# 117802] (EOD: 10/05/2009)			
10/05/2009	949	Pending Order (Hearing Held) related documents(s): 678 Application to Employ (Professional) Filed by: (Zundel, Michael) [Order# 117801] (EOD: 10/05/2009)			
10/05/2009	948	Pending Order (Hearing Held) related documents(s): 838 Application for Compensation Filed by: (Zundel, Michael) [Order# 117800] (EOD: 10/05/2009)			
10/04/2009	947	Objection to (related document(s): 933 Notice filed by Trustee Kenneth A. Rushton tr <i>Hiawatha Coal Company, Inc.'s Opposition to Trustee's Notice of Modification of Exhibits (LOI and RFP)</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 10/04/2009)			
10/03/2009	946	Certificate of Service Re: Order. (related document(s): 940 Order on Motion in Limine) Service Date 10/03/2009. (Admin.) (EOD: 10/03/2009)			
10/03/2009	945	Objection to (related document(s): 933 Notice filed by Trustee Kenneth A. Rushton tr <i>Modification of Exhibits (LOI and RFP)</i> Filed by ANR Company, Inc. (Kingston, David) (EOD: 10/03/2009)			
10/02/2009	944	Certificate of Service Re: Order. (related document(s): 934 Order) Service Date 10/02/2009. (Admin.) (EOD: 10/02/2009)			
10/02/2009	943	Certificate of Service of Trustee's First Request for Production of Documents by C.O.P. Coal Development Company, Hiawatha Coal Company, Inc., and Standard Industries, Inc. Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 10/02/2009)			
10/02/2009	942	Objection to (related document(s): 868 Amended Motion filed by Trustee Kenneth A. Rushton tr) Filed by Aquila Inc (Wride, Brent) (EOD: 10/02/2009)			
10/02/2009	941	Objection to (related document(s): 868 Amended Motion filed by Trustee Kenneth A. Rushton tr) Filed by C.O.P. Coal Development Company (Wilson, Kim) (EOD: 10/02/2009)			
10/01/2009	940	Order On Motion in Limine Against ANR Company, Inc. The following evidence on behalf of ANR Company is excluded: (a) the original "Agreement to Include Property in LMU", (b) the expert report of Federal Forensic Associates, Inc. (c) the expert testimony of Albert H. Lyter III. Court awards Attorney fees to the Trustee for bringing the Motion in Limine in an amount determined following submission of an affidavit. (Related Doc # 907) (mtm) (EOD: 10/01/2009)			
09/30/2009	939	Certificate of Service Re: Order. (related document(s): 930 Judgment) Service Date 09/30/2009. (Admin.) (EOD: 09/30/2009)			
09/30/2009	938	Certificate of Service Re: Order. (related document(s): 929 Findings of Fact and Conclusions of Law and Order) Service Date 09/30/2009. (Admin.) (EOD: 09/30/2009)			
09/30/2009	937	Certificate of Service Re: Order. (related document(s): 927 Unsigned Order) Service Date 09/30/2009. (Admin.) (EOD: 09/30/2009)			
09/30/2009	936	Notice of Hearing (related document(s): 680 Objection to Claim) Filed by James C. Swindler on behalf of Kenneth A. Rushton tr Hearing scheduled for 10/26/2009 at 08:00 AM at US Bankruptcy Court. (Swindler, James) (EOD: 09/30/2009)			

09/30/2009	935	BA/CPA Appeal No. 11-57 Docket No. 18-4 Filed: 09/19/2011 Page: 98361828 Notice of Hearing (related document(s): 907 Motion in Limine) Filed by James C. Swindler on behalf of Kenneth A. Rushton tr Hearing scheduled for 10/26/2009 at 08:00 AM at US Bankruptcy Court. (Swindler, James) Modified on 9/30/2009 (mtm). (EOD: 09/30/2009)
09/30/2009	934	Order Concerning Consolidation and Scheduling Matters For November 16-17, 2009 Trial and Beyond. Claims for Relief 5, 6, 7 and 9 are hereby consolidated for trial on November 16 and 17, 2009. Please see order for Trial schedule and deadlines. (Signed as modified by the Court) (Order replaces Pending Order #116619) (related document(s): 773 Motion to Consolidate) (mtm) (EOD: 09/30/2009)
09/29/2009	933	Notice (related document(s): 868 Amended Motion filed by Trustee Kenneth A. Rushton tr) <i>Notice of Modification of Exhibits (LOI and RFP)</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 09/29/2009)
09/28/2009	932	Objection to (related document(s): 868 Amended Motion filed by Trustee Kenneth A. Rushton tr) Filed by ANR Company, Inc. (Kingston, David) (EOD: 09/28/2009)
09/28/2009	931	Objection to (related document(s): 868 Amended Motion filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Memorandum in Opposition to First Amended Trustee's Motion to Approve: (1) Bid Procedures in Anticipation of Assumption and Assignment of the Debtor's Operating Agreements with C.O.P. Coal Development Company and ANR, Inc., (2) Sale of Other Estate Assets and (3) Payment of Break-Up Fee and (4) Trustee's Amended Motion to Obtain Credit</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 09/28/2009)
09/28/2009	930	Order And Judgment On Trustee's Objection to ANR, Inc.'s Proof of Claim No. 27 and Trustee's Second Claim For Relief Against ANR, Inc. In Adversary Proceeding #09-2248. The Trustee's Objection to ANR's Claim NO. 27 is Sustained and ANR's Claim No. 27 is accordingly disallowed in its entirety. ANR's Motion for Partial Summary Judgment on ANR Lease is Denied (related document(s): 680 Objection to Claim) (mtm) (EOD: 09/28/2009)
09/28/2009	929	Findings of Fact and Conclusions of Law On Trustee's Objection to ANR, Inc.'s Proof of Claim No. 27 and Trustee's Second Claim For Relief Against ANR, Inc. In Adversary Proceeding #09-2248. Judgment is Granted on the Trustee's two specific prayers in the Second Claim for Relief that ANR's Claim No. 27 be disallowed in its entirety and that the LMU Agreement is "ineffective and nonbinding on this estate or any assignee of the Trustee under section 365 or 363." Judgment on the sole remaining allegation in the Second Claim for Relief claiming that the LMU Agreement is "a fraud" is Denied as moot. The Trustee's Objection to ANR's Claim No. 27 is Sustained and ANR's Claim No. 27 is accordingly disallowed in its entirety. ANR's Motion for Partial Summary Judgment on ANR Lease is Denied. (mtm) (mtm). (EOD: 09/28/2009)
09/28/2009	928	Notice of Filing of Expert Report of L. Scott Kimber, CPA/ABV, ASA Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 9/28/2009 (mtm). (EOD: 09/28/2009)
09/28/2009	927	Unsigned Order (related document(s): 922 Motion to Continue/Reschedule Hearing) Reason Order Was Unsigned: Alternate order to be entered. Eorder number: 117250 (mtm) (EOD: 09/28/2009)
09/28/2009		Minute Entry Re: COP's Motion for Relief from Automatic Stay and for Summary Judgment on Trustee's Motion to Assume Coal Operating Agreements and Related Assumption Motions. C.O.P. is to indicate, on the docket, whether the motion is submitted or withdrawn, or is to file a supplemental response no later than October 19, 2009; the Trustee is to then file a response no later than October 29, 2009. Parties are to file responsive pleading that are related to the hearings scheduled for October 5, 2009, no later than October 2, 2009 at 10:00 AM. OTF Wilson. (JAB,arb,lo) (related document(s): 791) Appearances: Kim Wilson and Matthew Cox STANDARD INDUSTRIES, Michael Zundel TR, Keith Kelly AQUILA, Russell Walker CW MINING, Lon Jenkins LYNDON PROPERTY (arb) (EOD: 09/28/2009)
09/25/2009	926	Objection to (related document(s): 922 Motion to Continue/Reschedule Hearing filed by Creditor C.O.P. Coal Development Company, Creditor Standard Industries, Inc., Creditor World Enterprises, Creditor Security Funding Company, Creditor ABM, Inc.) Filed by Kenneth A. Rushton tr (Zundel,

BAPPA Appeal No. 11577 Docket No. 18-4 Filed: 09/19/2011 Page: 97 of 128		
		Michael) (EOD: 09/25/2009)
09/25/2009	925	Pending Order (Other) related documents(s): 922 Motion to Continue/Reschedule Hearing Filed by: (mtm) [Order# 117250] (EOD: 09/25/2009)
09/25/2009	924	Pending Order (Hearing Held) related documents(s): 853 Motion for Relief From Stay Filed by: (Zundel, Michael) [Order# 117218] (EOD: 09/25/2009)
09/25/2009	923	Amended Notice of Hearing (related document(s): 868 Amended Motion) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 10/5/2009 at 01:30 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 09/25/2009)
09/24/2009	922	Motion to Enlarge Time and Continue Hearing (related document(s): 677 Protection of Property from Damage, 678 Application to Employ (Professional), 679 Application to Employ (Professional), 684 Motion for Authority to Obtain Credit Under Section 364, 791 Motion for Summary Judgment, 838 Application for Compensation, 868 Amended Motion) Filed by ABM, Inc. , C.O.P. Coal Development Company , Security Funding Company , Standard Industries, Inc. , World Enterprises (mtm) (EOD: 09/24/2009)
09/23/2009	921	Notice (related document(s): 791 Motion for Summary Judgment filed by Creditor C.O.P. Coal Development Company) of <i>Submission of Exhibit List</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 09/23/2009)
09/22/2009	920	Order Extending Deadline for Aquila To File Objection to Trustee's Motion For Approval of Bid Procedures (Docket No. 868).Deadline is extended until September 29, 2009. (related document(s): 918 Motion Extend Time) (mtm) (EOD: 09/22/2009)
09/21/2009	919	Pending Order (Agreed to/Stipulated) related documents(s): 918 Motion Extend Time Filed by: (Wride, Brent) [Order# 116850] (EOD: 09/21/2009)
09/21/2009	918	Stipulated Motion to Extend Time to Object to Motion to Approve Bid Procedures and Sale(related document(s): 868) Filed by Aquila Inc., Kenneth A. Rushton (Wride, Brent) Modified on 9/22/2009 (mtm). (EOD: 09/21/2009)
09/21/2009	917	Pending Order (Hearing Held) related documents(s): 902 Motion in Limine Filed by: (Swindler, James) [Order# 116801] (EOD: 09/21/2009)
09/17/2009		Minute Entry Re: Objection to C.O.P. Coal Development Company's Cure Claim Under March 1997 Operating Agreement (Claim No. 26) and C.O.P.'s Proof of Claim No. 9 and ANR, Inc.'s Proof of Claim No. 27. Matter taken under advisement. Witnesses: Joseph Kingston; Charles Reynolds. Exhibits received. (JAB,arb,cf) (related document(s): 835) Appearances: Michael Zundel and Jim Swindler TR, David Kingston ANR, Keith Kelly AQUILA, Peter Guyon HIAWATHA, Russell Walker CW MINING (arb) (EOD: 09/18/2009)
09/16/2009	916	Pending Order (Hearing Held) related documents(s): 773 Motion to Consolidate Filed by: (Zundel, Michael) [Order# 116619] (EOD: 09/16/2009)
09/16/2009		Minute Entry Re: Preliminary Hearing on Motion For Relief From Stay Filed By Standard Industries, Inc.. Hearing Continued Without Date; automatic stay will remain in effect. (JAB,arb,kc) (related document(s): 853) Appearances: Michael Zundel TR, Russell Walker CW MINING, Peter Guyon HIAWATHA, Keith Kelly AQUILA (arb) (EOD: 09/16/2009)
09/15/2009		Minute Entry Re: Objection to C.O.P. Coal Development Company's Cure Claim Under March 1997 Operating Agreement (Claim No. 26) and C.O.P.'s Proof of Claim No. 9 and ANR, Inc.'s Proof of Claim No. 27. Hearing Continued to September 17,2009 at 9:00 AM at US Bankruptcy Court. Motion in limine granted, LMU agreement and export report excluded; copy of document admitted. Motion for judgment denied. OTF Swindler regarding motion in limine. Witnesses: Charles Reynolds; Jefferson David McKenzie; Elliott Finley; Bill Stoddard. Exhibits received. (related document: 835) Appearances: Michael N. Zundel and Jim Swindler TR, Keith Kelly AQUILA, Russell Walker CW MINING, David Kingston ANR, Peter Guyon HIAWATHA (arb) (EOD:

BAPPA Appeal No 11537		Docket No 18-4	Filed: 09/19/2011	Page: 985 of 1028
		(09/15/2009)		
09/15/2009	915	Amended Scheduling Order Regarding (1) Standard Industries' Motion for Allowance of Section 503 Administrative Expenses and/or Section 502(f) Priority Claims (Docket #615); and (2) COP Coal Development Co's Motion for Allowance of Section 503 Administrative Expenses and/or Section 502(f) Priority Claims (Docket #612)(related document(s): 913 Amended Motion) Please see Order for Deadlines. (mtm) (EOD: 09/15/2009)		
09/15/2009		Notice of Withdrawal of Incorrectly Filed Document (related document(s): 906 Memorandum in Support) of <i>Trustee's Motion in Limine and Motion for Sanctions Against C.O.P. Coal Development Company</i> Filed by James C. Swindler on behalf of Kenneth A. Rushton tr (Swindler, James) (EOD: 09/15/2009)		
09/15/2009	914	Pending Order (Other) related documents(s): 721 Order Filed by: (Wride, Brent) [Order# 116467] (EOD: 09/15/2009)		
09/15/2009	913	Stipulated Motion (related document(s): 721 Scheduling Order) for <i>Amendment of Scheduling Order Regarding (1) Standard Industries' Motion for Allowance of Section 503 Administrative Expenses and/or Section 502(f) Priority Claims (Docket #615); and (2) COP Coal Development Co's Motion for Allowance of Section 503 Administrative Expenses and/or Section 502(f) Priority Claims (Docket #612)</i> Filed by Aquila Inc, Kenneth A. Rushton (Wride, Brent) Modified on 9/15/2009 (mtm). Modified on 9/15/2009 (mtm). (EOD: 09/15/2009)		
09/14/2009	912	Response to (Related document(s): 907 Amended Motion in Limine), Declaration of David E. Kingston, Declaration of Elliot Finley, Declaration of Joseph O. Kingston Filed by ANR Company, Inc. (Kingston, David) Modified on 9/15/2009 (mtm). (EOD: 09/14/2009)		
09/14/2009	911	Memorandum in Support (related document(s): 910 Motion to Continue/Reschedule Hearing Filed by ANR Company, Inc. (Kingston, David) Modified on 9/15/2009 (mtm). (EOD: 09/14/2009)		
09/14/2009	910	Motion to Continue/Reschedule Hearing on September 15, 2009 <i>or in the alternative to bifurcate issues</i> Filed by ANR Company, Inc. (Kingston, David) Modified on 9/15/2009 (mtm). (EOD: 09/14/2009)		
09/14/2009	909	Affidavit/Declaration (related document(s): 907 Motion in Limine) of <i>Michael N. Zundel</i> Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 09/14/2009)		
09/14/2009	908	Affidavit/Declaration of <i>James C. Swindler (9-14-09) In Support of Motion in Limine, etc.</i> (related document(s): 907 Motion in Limine) Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 9/15/2009 (mtm). (EOD: 09/14/2009)		
09/14/2009	907	Amended Motion in Limine and Motion for Sanctions Against C.O.P. Coal Development Company (Related document(s): 902 Motion in Limine Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 9/15/2009 (mtm). (EOD: 09/14/2009)		
09/14/2009	906	Memorandum in Support (related document(s): 905 Motion in Limine) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 09/14/2009)		
09/14/2009	905	Memorandum In Support of (Related document(s): [907] Amended Motion In Limine and Motion for Sanctions Against C.O.P. Coal Development Company Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 9/15/2009 (mtm). (EOD: 09/14/2009)		
09/11/2009	904	Declaration Of James C. Swindler (related document(s): 902 Motion in Limine) Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 9/14/2009 (mtm). (EOD: 09/11/2009)		
09/11/2009	903	Memorandum in Support (related document(s): 902 Motion in Limine) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 09/11/2009)		
09/11/2009	902	Motion in Limine Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 09/11/2009)		

BAPPA Appeal No 11577 Docket No 18-4 Filed: 09/18/2011 Page: 996 of 1028		
09/10/2009	901	Exhibit List For September 15, 2009 Hearing On C.O.P. Coal Development Company's Cure Claim Filed by C.O.P. Coal Development Company (mtm) (EOD: 09/11/2009)
09/10/2009	900	Witness List For September 15, 2009 Hearing On C.O.P. Coal Development Company's Cure Claim Filed by C.O.P. Coal Development Company (mtm) (EOD: 09/11/2009)
09/10/2009	899	Notice of Trustee's List of Witnesses for September 15 & 17, 2009 Hearing/Trial Filed by James C. Swindler on behalf of Kenneth A. Rushton tr (Swindler, James) (EOD: 09/10/2009)
09/10/2009		Hearing Set(related document(s): 671 Motion to Assume Lease or Executory Contract) Hearing scheduled for 11/16/2009 at 09:00 AM at US Bankruptcy Court. (cjf) (EOD: 09/10/2009)
09/10/2009	898	Notice of Hearing (related document(s): 671 Motion to Assume Lease or Executory Contract) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 11/16/2009 at 09:00 AM and 11/17/09 at 9:00 AM at US Bankruptcy Court. (Zundel, Michael) Modified on 9/10/2009 (cjf). (EOD: 09/10/2009)
09/09/2009	897	Expert Report and Disclosure of W. Dale Westenskow and Certificate of Service Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 9/10/2009 (mtm). (EOD: 09/09/2009)
09/09/2009	896	Order Denying Hiawatha Coal Company, Inc.'s Motion to Compel the Trustee to Assume and Pay Production Royalties in Default on Federal Leases or in the Alternative for a Declaratory Judgment that Trustee has Abandoned any Interest in the 1997 Operating Agreement and the Purported LMU Agreement (Related Doc # 824) (mtm) (EOD: 09/09/2009)
09/08/2009	895	Memorandum in Opposition to (related document(s): 853 Motion for Relief From Stay filed by Creditor Standard Industries, Inc.) Filed by Aquila Inc (Monson, Elaine) Modified on 9/9/2009 (mtm). (EOD: 09/08/2009)
09/08/2009	894	Notice of Subpoena to Bank of Utah Filed by James C. Swindler on behalf of Kenneth A. Rushton tr (Swindler, James) (EOD: 09/08/2009)
09/04/2009	893	Certificate of Service Re: Order. (related document(s): 886 Order on Motion for Ex Parte Relief) Service Date 09/04/2009. (Admin.) (EOD: 09/04/2009)
09/04/2009	892	Certificate of Service Re: Miscellaneous Pleadings Service Date 09/04/2009. (Admin.) (EOD: 09/04/2009)
09/03/2009	891	Reply Memorandum in Support Of COP'S Motion for Partial Summary Judgment on Deferred Royalties (related document(s): 837 Motion for Summary Judgment) Filed by C.O.P. Coal Development Company (mtm) (EOD: 09/04/2009)
09/03/2009	890	Reply Memorandum in Support of COP'S Motion for Partial Summary Judgment on Contract Documents (related document(s): 836 Motion for Summary Judgment) Filed by C.O.P. Coal Development Company (mtm) (EOD: 09/04/2009)
09/03/2009	889	Certificate of Service Re: Order. (related document(s): 878 Order on Motion for Ex Parte Relief) Service Date 09/03/2009. (Admin.) (EOD: 09/04/2009)
09/03/2009	888	Notice of Hearing (related document(s): 677 Protection of Property from Damage, 678 Application to Employ (Professional), 679 Application to Employ (Professional)) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 10/5/2009 at 01:30 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 09/03/2009)
09/03/2009	887	Notice of Hearing (related document(s): 868 Amended Motion) Trustee's First Amended Motion to Approve: (1) Bid Procedures in Anticipation of Assumption and Assignment of the Debtor's Operating Agreements with C.O.P. Coal Development Company and ANR, Inc., (2) Sale of Other Estate Assets, (3) Payment of Break-Up Fee and (4) Trustee's Amended Motion to Obtain Credit Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 10/5/2009 at 01:30 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 09/03/2009)

09/02/2009	886	Order Denying Motion to Limit Notice (Related Doc # 881) (mtm) (EOD: 09/02/2009)
09/02/2009	885	Response to Objection to ANR, Inc's Proof of Claim (related document(s): 680 Objection to Claim) (Please note: originally filed on 8/7/2009 in Adversary Case 09-2248.) Filed by ANR Company, Inc. (deed) (EOD: 09/02/2009)
09/02/2009	884	Pending Order (Hearing Held) related documents(s): 824 Motion to Compel Filed by: (Zundel, Michael) [Order# 115760] (EOD: 09/02/2009)
09/02/2009	883	Objection to (related document(s): 873 Motion for Ex Parte Relief filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Opposition to Trustee's Ex Parte Motion to Reschedule Hearing on Trustee's Motion to Approve Bid Procedures and to Shorten Time to Allow a Hearing During the Morning of September 17, 2009</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 09/02/2009)
09/02/2009	882	Pending Order (Ex Parte) related documents(s): 881 Motion To Limit Notice Filed by: (Zundel, Michael) [Order# 115752] Modified on 9/2/2009 (mtm). (EOD: 09/02/2009)
09/02/2009	881	Ex Parte Motion for Ex Parte Relief <i>to Limit Notice</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 09/02/2009)
09/02/2009		Notice of Rescheduled Hearing. (related document(s): 853 Motion for Relief From Stay) Hearing scheduled for 9/16/2009 at 10:30 AM at US Bankruptcy Court. (jww) (EOD: 09/02/2009)
09/01/2009	880	Notice of Hearing (related document(s): 853 Motion for Relief From Stay) Filed by Standard Industries, Inc. Hearing scheduled for 9/23/2009 at 08:30 AM at US Bankruptcy Court. (mtm) (EOD: 09/02/2009)
09/01/2009	879	Memorandum in Opposition (related document(s): 873 Motion to Reschedule Hearing) Filed by C.O.P. Coal Development Company (mtm) (EOD: 09/02/2009)
09/01/2009	878	Order Denying Motion to Reschedule Hearing on Trustee's Motion to Approve Bid Procedures and to Shorten Time to Allow a Hearing During the Morning of September 17, 2009 (Related Doc # 873) (mtm) (EOD: 09/01/2009)
09/01/2009	877	Adversary case 09-02382 . (11 (Recovery of money/property - 542 turnover of property),14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, Kenneth A. Rushton on behalf of Kenneth A. Rushton against Woodbury & Kesler, P.C., Russell S. Walker.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 09/01/2009)
09/01/2009		Deferred Adversary Fee. \$250.00. Adversary Case #09-2375. (ksh) (EOD: 09/01/2009)
08/31/2009	876	Memorandum in Opposition <i>to ANR's Motion for Partial Summary Judgment on ANR Lease</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/31/2009)
08/31/2009	875	Objection to (related document(s): 853 Motion for Relief From Stay filed by Creditor Standard Industries, Inc.) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/31/2009)
08/31/2009	874	Pending Order (Ex Parte) related documents(s): 873 Motion for Ex Parte Relief Filed by: (Zundel, Michael) [Order# 115601] (EOD: 08/31/2009)
08/31/2009	873	Ex Parte Motion <i>to Reschedule Hearing on Trustee's Motion to Approve Bid Procedures and to Shorten Time to Allow a Hearing During the Morning of September 17, 2009</i> (Related document(s): 674) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 9/1/2009 (mtm). (EOD: 08/31/2009)
08/31/2009	872	Notice <i>of Deposition of Lyndon Property Insurance Company</i> Filed by James C. Swindler on behalf of Kenneth A. Rushton tr (Swindler, James) (EOD: 08/31/2009)

08/31/2009	871	Adversary case 09-02375: (11 (Recovery of money/property - 542 turnover of property),14 (Recovery of money/property - other)):Complaint by Kenneth A. Rushton against C.O.P. Coal Development Company, Hiawatha Coal Company, Inc., ABM, Inc., World Enterprises, Standard Industries, Inc., Fidelity Funding Company, Security Funding, Inc., Railco, Inc., Savage Industries, Inc., A-Fab Engineering, Inc., Latter Day Church of Christ, Intermountain Power Agency, Commonwealth Coal Services, Inc., Nevada Power Company, Tennessee Valley Authority.Receipt Number DEFERRED, Fee Amount \$250 (Clawson, Andrew) Modified on 9/1/2009 (ksh). (EOD: 08/31/2009)
08/28/2009	870	Reply Memorandum in Support of COP'S Motion for Summary Judgment on Trustee's Motion to Assume Coal Operating Agreements (related document(s): 791 Motion for Summary Judgment) Filed by C.O.P. Coal Development Company (mtm) (EOD: 08/31/2009)
08/28/2009	869	Certificate of Service Re: Order. (related document(s): 866 Order on Motion for Ex Parte Relief) Service Date 08/28/2009. (Admin.) (EOD: 08/28/2009)
08/27/2009		Minute Entry Re: Hiawatha Coal Company, Inc.'s Motion to Compel the Trustee to Assume and Pay Production Royalties in Default on Federal Leases or in the Alternative for a Declaratory Judgment that Trustee has Abandoned any Interest in the 1997 Operating Agreement and the Purported LMU Agreement. Motion denied. Findings of fact and conclusions of law made on the record. OTF Zundel. (JAB,arb,cf) (related document(s): 824) Appearance: Peter W. Guyon HIAWATHA, Keith Kelly AQUILA, Russell Walker CW MINING, Michael Zundel TR (arb) (EOD: 08/27/2009)
08/26/2009	868	First Amended Motion (related document(s): 674 Motion to Sell, 684 Motion for Authority to Obtain Credit Under Section 364) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/26/2009)
08/26/2009	867	Order for Relief From the Automatic Stay is Modified to allow Creditor Layci Whiting to assert and pursue, against the Debtor's insurance companies only, her claims against the Debtor for wrongful death and personal injury and death. (related document(s): 864 Stipulation) (mtm) (EOD: 08/26/2009)
08/26/2009	866	Order Granting Trustee's Motion to Authorize Telephonic Deposition of Lyndon Property Insurance Company (Related Doc # 862) (mtm) (EOD: 08/26/2009)
08/25/2009	865	Pending Order (Agreed to/Stipulated) related documents(s): 864 Stipulation Filed by: (Parkes, Michael) [Order# 115155] (EOD: 08/25/2009)
08/25/2009	864	Stipulation Re:(related document(s): 853 Motion for Relief From Stay filed by Creditor Standard Industries, Inc.) Filed by Layci Whiting, Kenneth Rushton (Parkes, Michael) Modified on 8/26/2009 (mtm). (EOD: 08/25/2009)
08/25/2009	863	Pending Order (Ex Parte) related documents(s): 862 Motion for Ex Parte Relief Filed by: (Swindler, James) [Order# 115152] (EOD: 08/25/2009)
08/25/2009	862	Trustee's Ex Parte Motion to Authorize Telephonic Deposition of Lyndon Property Insurance Company Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 8/26/2009 (mtm). (EOD: 08/25/2009)
08/25/2009	861	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents (J.A. Gustafson) (Related Doc # 855) (mtm) (EOD: 08/25/2009)
08/24/2009	860	Declaration re: (related document(s): 858 Reply) of James C. Bergstedt in Support of Memorandum in Opposition to Motion for Summary Judgment Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 08/24/2009)
08/24/2009	859	Declaration re: (related document(s): 858 Reply) of Jim Swindler in Support of Memorandum in Opposition to Motion for Partial Summary Judgment Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 08/24/2009)

08/24/2009	858	Memorandum in Opposition (related document(s): 857 Motion for Summary Judgment) Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 8/25/2009 (mtm). (EOD: 08/24/2009)
08/24/2009	857	Memorandum in Opposition (related document(s): 836 Motion for Summary Judgment) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/24/2009)
08/24/2009	856	Pending Order (Ex Parte) related documents(s): 855 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 114958] (EOD: 08/24/2009)
08/24/2009	855	Ex Parte Motion for Examination Under Rule 2004 of J.A. Gustafson Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/24/2009)
08/23/2009	852	Reply to (related document(s): 839 Memorandum in Opposition) <i>Hiawatha Coal Company, Inc.'s Reply to Trustee's Memorandum in Opposition to Hiawatha's Motion to Compel the Trustee to Assume and Pay Production Royalties in Default on Federal Leases or in the Alternative for a Declaratory Judgment that Trustee has Abandoned any Interest in the 1997 Operating Agreement and the Purported LMU Agreement and for Emergency Hearing</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 08/23/2009)
08/21/2009	854	Memorandum in Support of Standard's Motion for Relief from Automatic Stay to Possess and Operate Debtor's Assets (related document(s): 853 Motion for Relief From Stay) Filed by Standard Industries, Inc. (lph) (EOD: 08/24/2009)
08/21/2009	853	Motion for Relief From Stay . Receipt Number: 260731, Fee Amount: \$150, Description of Property: Standard moves the Court for an Order for Relief from the Automatic Stay to Possess and Operate Debtor's assets Filed by Standard Industries, Inc. (lph) (EOD: 08/24/2009)
08/21/2009	851	Certificate of Service Re: Order. (related document(s): 844 Order on Motion for Examination) Service Date 08/21/2009. (Admin.) (EOD: 08/21/2009)
08/21/2009	850	Affidavit/Declaration (related document(s): 849 Memorandum in Opposition) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 08/21/2009)
08/21/2009	849	Memorandum in Opposition (related document(s): 791 Motion for Relief From Stay) Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 9/23/2009 (mtm). (EOD: 08/21/2009)
08/21/2009	848	Limited Response of Lyndon Property Insurance Company to COP'S Motion For Relief From Automatic Stay and For Summary Judgment on Trustee's Motion to Assume Coal Operating Agreements and Related Assumption Motions (related document(s): 791 Motion for Summary Judgment) Filed by Lyndon Property Insurance Company (Jenkins, Lon) Modified on 8/24/2009 (lph). (EOD: 08/21/2009)
08/21/2009	847	Notice of Hearing (related document(s): 838 Application for Compensation) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 10/5/2009 at 02:00 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 08/21/2009)
08/20/2009	846	Certificate of Service (<i>Aquila's Discovery Requests to Standard Industries, Inc. and C.O.P. Coal Development Company</i>) Filed by Aquila Inc (Wride, Brent) (EOD: 08/20/2009)
08/19/2009	845	Certificate of Service Re: Order. (related document(s): 841 Order on Motion for Entry of Judgment/Order) Service Date 08/19/2009. (Admin.) (EOD: 08/19/2009)
08/19/2009	844	Order Denying Motion For Examination Under Rule 2004 of J.A. Gustafson. (I will not set this 2004 examination on a Federal Holiday unless stipulated by the parties and will not shorten time unless cause is given.) (Related Doc # 842) (mtm) (EOD: 08/19/2009)
08/17/2009	843	Pending Order (Ex Parte) related documents(s): 842 Motion for Examination Under Rule 2004 Filed by: (Swindler, James) [Order# 114474] (EOD: 08/17/2009)

08/17/2009	842	Ex Parte Motion for Examination Under Rule 2004 of J.A. Gustafson, Including Production of Documents Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 08/17/2009)
08/17/2009	841	Order Granting Motion for Expedited Briefing Schedule On COP's Motion For Relief From Automatic Stay and For Summary Judgment On Trustee's Motion to Assume Coal Operating Agreements and Related Assumption Motions. (This matter was heard in open court on 8.3.09 and granted as set forth in the order.) Any responses to COP's Motion for relief from Automatic Stay and for Summary Judgment must be filed and served no later than August 21, 2009. COP may have until August 28, 2009 to file and serve its reply memorandum. (Related Doc # 789) (mtm) (EOD: 08/17/2009)
08/14/2009	840	Certificate of Service Re: Order. (related document(s): 835 Order Governing Scheduling and Setting Trial Date) Service Date 08/14/2009. (Admin.) (EOD: 08/14/2009)
08/14/2009	839	Memorandum in Opposition (related document(s): 824 Motion to Compel) <i>Trustee's Memorandum in Opposition to Hiawatha's Motion to Compel the Trustee to Assume and Pay Production Royalties in Default on Federal Leases or in the Alternative for a Declaratory Judgment That Trutee Has Abandoned Any Interest In the 1997 Operating Agreement and the Purported LMU Agreement and for Emergency Hearing</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/14/2009)
08/13/2009	838	Second Interim Application Of Norwest Corporation For The Allowance of Expert Fees and Reimbursable Expenses. Filed by Norwest Corporation (Zundel, Michael) Modified on 8/14/2009 (mtm). (EOD: 08/13/2009)
08/12/2009	837	COP'S Motion for Partial Summary Judgment On Deferred Royalties Filed by C.O.P. Coal Development Company (mtm) (EOD: 08/13/2009)
08/12/2009	836	COP'S Motion for Partial Summary Judgment On Contract Documents Filed by C.O.P. Coal Development Company (mtm) (EOD: 08/13/2009)
08/12/2009	835	Order Concerning Consolidation and Scheduling Matters. The Objection to Claims and the first four Claims for Relief in the Adversary Proceeding are consolidated For Purposes of discovery, motions and trial. Trial date set beginning 9/15/2009 at 09:00 AM at US Bankruptcy Court continuing to 9/17/09 at 9:00 AM at the US Bankruptcy Court. Please see Order for particulars and pre-Trial deadlines. (mtm) Modified on 8/17/2009 (mtm). (EOD: 08/12/2009)
08/12/2009	834	Pending Order (Agreed to/Stipulated) related documents(s): 773 Motion to Consolidate Filed by: (Swindler, James) [Order# 114100] (EOD: 08/12/2009)
08/07/2009	833	C.O.P. Coal Development Co.'s Response To Trustee's Objection To COP's Cure Claim And Proof Of Claim. (related document(s): 680 Objection to Claim) Filed by C.O.P. Coal Development Company (lph) (EOD: 08/10/2009)
08/07/2009	832	Certificate of Service Re: Order. (related document(s): 827 Order to Continue Hearing) Service Date 08/07/2009. (Admin.) (EOD: 08/07/2009)
08/06/2009	831	Certificate of Service of Notices of Deposition Pursuant to Rule 30(b)(6) Combined with Requests for Production fo Documents by C.O.P. Development Company and ANR Company, Inc. Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 08/06/2009)
08/05/2009	830	Response to (related document(s): 828 Motion to Quash, Motion for Protective Order) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 08/05/2009)
08/05/2009	829	Certificate of Service of Trustee's First Request for Production of Documents by COP coal Development Company and ANR Company, Inc. Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 08/05/2009)
08/05/2009	828	Motion to Quash Subpoena and For Protective Order Filed by Standard Industries, Inc. (mtm) (EOD: 08/05/2009)

08/05/2009	EB/APP / Appraisal No. 111-577 / Docket# No. 118-41 / Filed: 08/12/2011 / Page: 1034 of 1228	Order Setting Hearing On (related document(s): 824 Motion to Compel) Hearing scheduled for 8/27/2009 at 10:00 AM at US Bankruptcy Court. (mtm) (EOD: 08/05/2009)
08/04/2009	827	Pending Order (Hearing Scheduled) related documents(s): 824 Motion to Compel Filed by: (Guyon, Peter) [Order# 113502] (EOD: 08/04/2009)
08/03/2009	826	Minute Entry Re: Motion to Consolidate Contested Matter With Claim in Adversary Proceeding 09-2248 and Enter Scheduling Order. The Motion is granted to have matters heard at the same time on claim objections and related 547 and 548 matters. The hearings have been previously set for 9/15/09 and 9/17/09. Parties are to provide the Court with witness and exhibit lists along with a stipulation as to admissibility by 9/10/09. The trustee will be allowed 45% of the time and the creditors will be allowed 55% of the time scheduled for the hearing. Each side is allowed 15 minutes for opening argument. Mr. Swindler will file an Order. Mr. Guyon's motion filed 8/3/09 is set for hearing on 8/17/09 at 10:00 at the Bankruptcy Court. The Trustee's response is to be filed by 8/17/09. Mr. Guyon will file an Order and notice of hearing. (JAB;cjf,kc) (related document(s): 773) Appearance : Mark Hansen (CR- COP), James C. Swindler, Michael Zundel (TR), Russell Walker (DB), Keith Kelly (CR-Aquila), David Kingston (CR-A-Fab Engineering, Inc.), Peter Guyon (Hiawatha Coal Co. Inc.) (cjf) Modified on 8/6/2009 (kmc). (EOD: 08/04/2009)
08/03/2009		Minute Entry Re: Ex Parte Motion for Expedited Briefing Scheduling on COP's Motion for Relief from Automatic Stay and for Summary Judgment on Trustee's Motion to Assume Coal Operating Agreements and Related Assumption Motions. This hearing is a preliminary hearing and an evidentiary hearing will be scheduled for 9/28/09 at 9:00 at the U.S. Bankruptcy Court. Exhibit lists to be filed by 9/23/09. Other scheduling will be as requested in the motion. OTF-Hansen. (JAB,cjf,km)(related document(s): 789) Appearances : Mark Hansen (CR- COP), James C. Swindler, Michael Zundel (TR), Russell Walker (DB), Keith Kelly (CR-Aquila), David Kingston (CR-A-Fab Engineering, Inc.), Peter Guyon (Hiawatha Coal Co. Inc.) (cjf) Modified on 8/4/2009 (cjf). (EOD: 08/03/2009)
08/03/2009	825	Memorandum in Support (related document(s): 824 Motion to Compel) <i>Memorandum in Support of Hiawatha Coal Company, Inc.'s Motion to Compel the Trustee to Assume and Pay Production Royalties in Default on Federal Leases or in the Alternative for a Declaratory Judgment that Trustee has Abandoned any Interest in the 1997 Operating Agreement and the Purported LMU Agreement and For Emergency Hearing</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 08/03/2009)
08/03/2009	824	Hiawatha Coal Company, Inc.'s Motion to Compel <i>the Trustee to Assume and Pay Production Royalties in Default on Federal Leases or in the Alternative for a Declaratory Judgment that Trustee has Abandoned any Interest in the 1997 Operating Agreement and the Purported LMU Agreement and For Emergency Hearing</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 8/3/2009 (mtm). (EOD: 08/03/2009)
08/02/2009	823	Certificate of Service Re: Order. (related document(s): 815 Order on Motion for Examination) Service Date 08/02/2009. (Admin.) (EOD: 08/02/2009)
08/02/2009	822	Certificate of Service Re: Order. (related document(s): 814 Order on Motion for Examination) Service Date 08/02/2009. (Admin.) (EOD: 08/02/2009)
08/02/2009	821	Certificate of Service Re: Order. (related document(s): 813 Order on Motion for Examination) Service Date 08/02/2009. (Admin.) (EOD: 08/02/2009)
08/02/2009	820	Certificate of Service Re: Order. (related document(s): 812 Order on Motion for Examination) Service Date 08/02/2009. (Admin.) (EOD: 08/02/2009)
08/02/2009	819	Certificate of Service Re: Order. (related document(s): 811 Order on Motion for Examination) Service Date 08/02/2009. (Admin.) (EOD: 08/02/2009)
08/01/2009	818	Certificate of Service Re: Order. (related document(s): 798 Order on Motion for Examination) Service Date 08/01/2009. (Admin.) (EOD: 08/01/2009)

07/31/2009	Appraisal No. 817	Response to (related document(s): 789 Motion For Expedited Briefing Scheduling) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 8/3/2009 (mtm). (EOD: 07/31/2009)
07/31/2009	816	Motion to Continue/Reschedule Hearing (related document(s): 677 Protection of Property from Damage, 679 Application to Employ (Professional), 684 Motion for Authority to Obtain Credit Under Section 364) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/31/2009)
07/31/2009	815	Order Granting Motion For Examination Under Rule 2004 Of Savage Trucking Company, Including Production of Documents (Related Doc # 807) (mtm) (EOD: 07/31/2009)
07/31/2009	814	Order Granting Motion For Examination Under Rule 2004 Of Standard Industries, Inc., Including Production of Documents (Related Doc # 805) (mtm) (EOD: 07/31/2009)
07/31/2009	813	Order Granting Motion For Examination Under Rule 2004 Of Mark Reynolds, Including Production of Documents (Related Doc # 803) (mtm) (EOD: 07/31/2009)
07/31/2009	812	Order Granting Motion For Examination Under Rule 2004 of Charles Reynolds, Including Production of Documents (Related Doc # 801) (mtm) (EOD: 07/31/2009)
07/31/2009	811	Order Granting Motion For Examination Under Rule 2004 Including Production of Documents (Hiawatha Coal Company, Inc.) (Related Doc # 799) (mtm) (EOD: 07/31/2009)
07/31/2009	810	Notice of Hearing (related document(s): 789 Motion for Expedited Briefing Schedule) Filed by C.O.P. Coal Development Company Hearing scheduled for 8/3/2009 at 02:30 PM at US Bankruptcy Court. (deed) (EOD: 07/31/2009)
07/30/2009	809	Memorandum in Opposition (related document(s): 773 Motion to Consolidate) Filed by C.O.P. Coal Development Company (deed) (EOD: 07/31/2009)
07/30/2009	808	Pending Order (Ex Parte) related documents(s): 807 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 113294] (EOD: 07/30/2009)
07/30/2009	807	Ex Parte Motion for Examination Under Rule 2004 <i>Savage Trucking Company</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/30/2009)
07/30/2009	806	Pending Order (Ex Parte) related documents(s): 805 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 113293] (EOD: 07/30/2009)
07/30/2009	805	Ex Parte Motion for Examination Under Rule 2004 <i>Standard Industries, Inc.</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/30/2009)
07/30/2009	804	Pending Order (Ex Parte) related documents(s): 803 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 113292] (EOD: 07/30/2009)
07/30/2009	803	Ex Parte Motion for Examination Under Rule 2004 <i>Mark Reynolds</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/30/2009)
07/30/2009	802	Pending Order (Ex Parte) related documents(s): 801 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 113291] (EOD: 07/30/2009)
07/30/2009	801	Ex Parte Motion for Examination Under Rule 2004 <i>Charles Reynolds</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/30/2009)
07/30/2009	800	Pending Order (Ex Parte) related documents(s): 799 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 113290] (EOD: 07/30/2009)
07/30/2009	799	Ex Parte Motion for Examination Under Rule 2004 <i>Hiawatha Coal Company, Inc.</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/30/2009)

Case No.	Appraisal No.	Docket No.	Filed	Page
07/30/2009	798	111-577	08/12/2011	103 of 128
		111-577	08/12/2011	103 of 128
07/30/2009	798			
07/29/2009	797			
07/29/2009	796			
07/29/2009	795			
07/27/2009				
07/27/2009	794			
07/27/2009	793			
07/27/2009	792			
07/27/2009	791			
07/27/2009	790			
07/27/2009	789			
07/27/2009	788			
07/27/2009	786			
07/27/2009	785			
07/25/2009	784			
07/25/2009	783			
07/25/2009	782			
07/23/2009	781			

BAPC Appraisal No. 111-577		Docket No. 18-4		Filed: 08/12/2011		Page: 1034 of 1628	
		(EOD: 07/23/2009)					
07/23/2009	780	Order Granting Stipulation and Joint Motion to Continue Hearing Without Date, Vacate the Court's Scheduling Order; and Leave Automatic Stay in Place Against P.P.M.C., Inc. The July 30, 2009 final hearing of the P.P.M.C., Inc. Motion for Relief is stricken and continued without date. The Court's Scheduling Order for July 30, 2009 Hearing on Motion for Relief is vacated; and the Automatic stay shall remain in effect Pending a hearing on the Motion for Relief and the Court's resolution of the Motion for Relief on the merits. (Related Doc # 777) (mtm) (EOD: 07/23/2009)					
07/23/2009	779	Order Granting Aquila's Motion For Leave to File Late Objections To C.O.P. Coal Development Company's and Standard Industries, Inc. Motions For Allowance of Section 503(B) Administrative Expenses and/or Section 502 (F) Priority Claims. Aquila's motion for an additional ten days to file its Objection is granted and the objection filed on June 29, 2009 is deemed timely filed. Related Doc # 734) (mtm) Modified on 7/23/2009 (mtm). (EOD: 07/23/2009)					
07/23/2009	778	Pending Order (Agreed to/Stipulated) related documents(s): 777 Motion to Approve Stipulation Filed by: (Clawson, Andrew) [Order# 112808] (EOD: 07/23/2009)					
07/23/2009	777	Stipulation and Joint Motion to Continue Hearing Without Date, Vacate the Court's Scheduling Order; and Leave Automatic Stay in Place Against P.P.M.C., Inc. (related document(s): 630 Motion for Relief From Stay) Filed by Kenneth A. Rushton tr (Clawson, Andrew) Modified on 7/23/2009 (mtm). (EOD: 07/23/2009)					
07/22/2009	776	Pending Order (Other) related documents(s): 775 Motion to Expedite Hearing Filed by: (mtm) [Order# 112738] (EOD: 07/22/2009)					
07/22/2009	775	Motion to Expedite Hearing (related document(s): 773 Motion to Consolidate) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 07/22/2009)					
07/21/2009	774	Memorandum in Support (related document(s): 773 Motion to Consolidate) Filed by Kenneth A. Rushton tr (Swindler, James) (EOD: 07/21/2009)					
07/21/2009	773	Motion to Consolidate Contested Matter With Claims in Adversary Proceeding 09-02248 <i>and Enter Scheduling Order</i> Filed by Kenneth A. Rushton tr (Swindler, James) Modified on 7/22/2009 (mtm). (EOD: 07/21/2009)					
07/20/2009	772	Notice of Trustee's Witness List (For Use At Hearing On PPMC's Motion for Relief From The Automatic Stay)(related document(s): 630) Filed by Andrew B. Clawson on behalf of Kenneth A. Rushton tr (Clawson, Andrew) Modified on 7/21/2009 (mtm). (EOD: 07/20/2009)					
07/20/2009	771	Notice of Trustee's Exhibits (For Use At Hearing On PPMC's Motion for Relief From The Automatic Stay)(related document(s): 630) Filed by Andrew B. Clawson on behalf of Kenneth A. Rushton tr (Clawson, Andrew) Modified on 7/21/2009 (mtm). (EOD: 07/20/2009)					
07/20/2009		Notice of Withdrawal of Incorrectly Filed Document (related document(s): 769 Notice, 770 Notice) Filed by Kenneth A. Rushton tr (Clawson, Andrew) (EOD: 07/20/2009)					
07/20/2009	770	Notice of Trustee's Witness List (For Use At Hearing On PPMC's Motion for Relief from the Automatic Stay) Filed by Andrew B. Clawson on behalf of Kenneth A. Rushton tr (Clawson, Andrew) (EOD: 07/20/2009)					
07/20/2009	769	Notice of Trustee's Exhibit List (For Use At Hearing On PPMC's Motion for Relief from the Automatic Stay) Filed by Andrew B. Clawson on behalf of Kenneth A. Rushton tr (Clawson, Andrew) (EOD: 07/20/2009)					
07/17/2009	768	Pending Order (Other) related documents(s): 733 Motion to Amend or in the Alternative, to Grant Aquila an Additional Ten Days to Object to Administrative Expense Motions Filed by: (Kelly, Keith) [Order# 112447] (EOD: 07/17/2009)					

Case No.	Appraisal No.	Docket No.	Filed	Page
07/16/2009	767	111-577	Docket No. 118-41	Filed: 08/12/2011
				Page: 1035 of 1628
07/16/2009				Certificate of Service Re: Order. (related document(s): 765 Order on Motion for Ex Parte Relief) Service Date 07/16/2009. (Admin.) (EOD: 07/16/2009)
07/16/2009				Adversary Case 2:09-ap-2156 Disposed. (mkh) (EOD: 07/16/2009)
07/15/2009	766			Certificate of Service Re: Order. (related document(s): 760 Order on Motion to Continue/Reschedule Hearing) Service Date 07/15/2009. (Admin.) (EOD: 07/15/2009)
07/15/2009	765			Hiawatha Coal Company, Inc.'s Notice of Filing of Expert Report of James F. Kohler of Utah Geosystems, LLC Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 7/15/2009 (mtm). (EOD: 07/15/2009)
07/14/2009				Minute Entry Re: Trustee's Motion to Approve Bid Procedures in Anticipation of Assumption and Assignment of the Debtor's Operating Agreements with C.O.P. Coal Development Company and ANR, Inc., and Sale of Other Estate Assets. Hearing Continued. If amended motion is filed by Friday, matter will be heard on August 11, 2009, otherwise, hearing continued without date subject to re-noticing. (JAB,arb,km) (related document(s): 674) Appearances: Michael N. Zundel and Jim Swindler TR, Keith Kelly AQUILA, Peter Guyon HIAWATHA, Mark Hansen STANDARD INDUSTRIES (arb) (EOD: 07/14/2009)
07/14/2009	764			Notice Of Withdrawal of Motion to Approve Settlement(related document(s): 626 Motion to Approve Settlement/Compromise filed by Trustee Kenneth A. Rushton tr) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) Modified on 7/14/2009 (mtm). (EOD: 07/14/2009)
07/14/2009	763			Order Granting Motion for Leave to Late File Objections to C.O.P. Coal Development company's and Standard Industries, Inc.'s Motions for Allowance of Section 503(b) Administrative Expenses and/Or Section 502(f) Priority Claims. The Trustee's motion seeking leave is granted and the Trustee's Objections shall be accepted and deemed timely filed. (Related Doc # 735) (mtm) (EOD: 07/14/2009)
07/14/2009	762			Order Denying Application of C.O.P. Coal Development Company and Standard Industries, Inc. For Administrative Expenses (Related Doc # 612) (mtm) (EOD: 07/14/2009)
07/13/2009	761			Hiawatha Coal Company, Inc.'s Objection to Untimely Filing of (related document(s): 757 Trustee's Reply Memorandum in Support of Motion to Approve Bid Procedures Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 7/14/2009 (mtm). (EOD: 07/13/2009)
07/13/2009	760			Order Denying Ex Parte Motion To Continue Hearings On Trustee's Motion To Approve Bid Procedures And "Takeover" Motions And For Scheduling Conference. (Related Doc # 750) (lph) (EOD: 07/13/2009)
07/12/2009	759			Certificate of Service Re: Order. (related document(s): 756 Order) Service Date 07/12/2009. (Admin.) (EOD: 07/12/2009)
07/11/2009	758			Certificate of Service Re: Order. (related document(s): 752 Order on Motion for Examination) Service Date 07/11/2009. (Admin.) (EOD: 07/11/2009)
07/10/2009	757			Trustee's Reply Memorandum in Support of Motion to Approve Bid Procedures (related document(s): 674 Motion to Sell) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 7/13/2009 (lph). (EOD: 07/10/2009)
07/10/2009	756			Order Denying Trustee's Emergency Motion For Order Directing Inspection Of the Bear Canyon Mine. PLEASE NOTE: This Order filed by C.O.P. Motion was Filed by the Trustee (related document(s): 754 Response, 747 Motion for Examination Under Rule 2004) (mtm) Modified on 7/10/2009 (mtm). (EOD: 07/10/2009)
07/09/2009	755			Pending Order (Other) related documents(s): 747 Motion for Examination Under Rule 2004 Please Note: Pending Order filed by C.O.P. Motion was Filed by the Trustee. (mtm) [Order# 111926] Modified on 7/10/2009 (mtm). (EOD: 07/10/2009)

Case No.	Appraisal No.	Docket No. Filed Page of
07/09/2009	754	Response to (related document(s): 747 Motion for Examination Under Rule 2004) Filed by C.O.P. Coal Development Company (mtm) (EOD: 07/10/2009)
07/09/2009	753	Memorandum in Opposition To(related document(s): 671 Motion to Assume Lease or Executory Contract filed by Trustee Kenneth A. Rushton tr) Filed by ANR Company, Inc. (Kingston, David) Modified on 7/10/2009 (mtm). (EOD: 07/09/2009)
07/09/2009	752	Order Granting Emergency Motion For Order Directing Inspection of the Bear Canyon Mine Pursuant To Rule 2004. The Estate shall pay all reasonable costs incurred by Hiawatha incident to the visit. (Related Doc # 747) (mtm) (EOD: 07/09/2009)
07/09/2009	751	Pending Order (Other) related documents(s): 750 Motion to Continue/Reschedule Hearing Filed by: (mtm) [Order# 111895] (EOD: 07/09/2009)
07/09/2009	750	Ex Parte Motion to Continue Hearings On Trustee's Motion To approve Bid Procedures And "Takeover" Motions and Motion for Scheduling Conference (related document(s): 674 Motion to Sell, 677 Protection of Property from Damage) Filed by ABM, Inc. , C.O.P. Coal Development Company , Security Funding Company , World Enterprises (mtm) (EOD: 07/09/2009)
07/09/2009	749	Objection to (related document(s): 747 Motion for Examination Under Rule 2004 filed by Trustee Kenneth A. Rushton tr, 748 Pending Order) <i>Hiawatha Coal Company, Inc.'s Response to Trustee's Emergency Motion for Order Directing Inspection of the Bear Canyon Mine Pursuant to Rule 2004</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 07/09/2009)
07/09/2009	748	Pending Order (Ex Parte) related documents(s): 747 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 111888] (EOD: 07/09/2009)
07/09/2009	747	Emergency Motion for Examination Under Rule 2004 <i>Directing Inspection of the Bear Canyon Mine</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 07/09/2009)
07/08/2009	746	Certificate of Service Re: Order. (related document(s): 744 Order on Application for Compensation) Service Date 07/08/2009. (Admin.) (EOD: 07/08/2009)
07/06/2009	745	Expert Report Of Tom Erkelens and Statewide Auctions in Support of P.P.M.C., Inc's Motion for Relief From Automatic Stay Filed by P.P.M.C., Inc. (mtm) (EOD: 07/07/2009)
07/06/2009	744	Order Granting Application for Compensation (Related Doc # 593) Granting for Norwest Corporation, fees awarded: \$168951.25, expenses awarded: \$7443.29 (mtm) (EOD: 07/06/2009)
07/04/2009	743	Certificate of Service Re: Order. (related document(s): 742 Order to Continue Hearing) Service Date 07/04/2009. (Admin.) (EOD: 07/04/2009)
07/02/2009	742	Scheduling Order (related document(s): 630 Motion for Relief From Stay) Hearing scheduled for 7/30/2009 at 10:00 AM at US Bankruptcy Court. (mkp) (EOD: 07/02/2009)
06/30/2009	741	Memorandum in Opposition (related document(s): 674 Motion to Sell) Filed by C.O.P. Coal Development Company (mkp) (EOD: 07/01/2009)
06/30/2009	740	Memorandum in Opposition (related document(s): 677 Protection of Property from Damage, 678 Application to Employ (Professional), 679 Application to Employ (Professional), 684 Motion for Authority to Obtain Credit Under Section 364) Filed by C.O.P. Coal Development Company (mkp) (EOD: 07/01/2009)
06/30/2009	739	Certificate of Service (related document(s): 735 Motion for Ex Parte Relief, 736 Pending Order, 737 Objection, 738 Objection) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/30/2009)
06/29/2009	738	Objection to (related document(s): 615 Application for Administrative Expenses filed by Creditor Standard Industries, Inc.) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/29/2009)

06/29/2009	EBAFP Appraisal No. 111577 Docket No. 118-4 Filed: 08/12/2011 Page: 1137 of 1228	Objection to (related document(s): 612 Application for Administrative Expenses filed by Creditor C.O.P. Coal Development Company) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/29/2009)
06/29/2009	737	Pending Order (Ex Parte) related documents(s): 735 Motion for Ex Parte Relief Filed by: (Zundel, Michael) [Order# 111330] (EOD: 06/29/2009)
06/29/2009	736	Motion for Ex Parte Relief <i>for Leave to Late File Objections to C.O.P. Coal Development Company's and Standard Industries, Inc.'s Motions for Allowance of Section 503(b) Administrative Expewnses and/or Section 502(f) Priority Claims</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/29/2009)
06/29/2009	735	Objection to (related document(s): 612 Application for Administrative Expenses filed by Creditor C.O.P. Coal Development Company, 615 Application for Administrative Expenses filed by Creditor Standard Industries, Inc.) Filed by Aquila Inc (Wride, Brent) (EOD: 06/29/2009)
06/29/2009	734	Motion to Amend (related document(s): 721 Order) <i>the Scheduling Order or, in the Alternative, to Grant Aquila an Additional Ten Days to Object to the Administrative Expense Motions</i> Filed by Aquila Inc (Wride, Brent) (EOD: 06/29/2009)
06/29/2009	733	Objection to (related document(s): 723 Pending Order) (1) <i>Certificate of No Opposition to C.O.P. Coal Development Company's and Standard Industries, Inc.'s Motions for Allowance of Section 503 Administrative Expenses and/or Section 502(f) Priority Claims (Docket #722); and (2) Proposed Order Granting Motions of C.O.P. Coal Development Company and Standard Industries, Inc. for Allowance of Section 503 Administrative Expenses and/or Section 502(f) Priority Claims (Docket #723)</i> Filed by Aquila Inc (Wride, Brent) (EOD: 06/29/2009)
06/29/2009	732	Joinder in <i>C.O.P. Coal Development Company's Memorandum in Opposition to Trustee's Motions: Motion to Approve Temporary Operation of the Mine; Motion to Employ Price Mine Service; Motion to Employ Peak Alarm Company and Motion to Obtain Credit</i> Filed by C.W. Mining Company (Walker, Russell) Modified on 6/30/2009 (mkp). (EOD: 06/29/2009)
06/29/2009	731	Certificate of Service Re: Order. (related document(s): 726 Order on Motion to Extend Time) Service Date 06/28/2009. (Admin.) (EOD: 06/28/2009)
06/28/2009	730	Certificate of Service Re: Order. (related document(s): 726 Order on Motion to Extend Time) Service Date 06/28/2009. (Admin.) (EOD: 06/28/2009)
06/27/2009	729	Certificate of Service Re: Order. (related document(s): 721 Order) Service Date 06/27/2009. (Admin.) (EOD: 06/27/2009)
06/27/2009	728	Notice of Endorsement(related document(s): 727 Pending Order [Order# 111182]). Endorsed with no objection Filed by Brent D. Wride on behalf of Aquila Inc (Wride, Brent) (EOD: 06/27/2009)
06/27/2009	727	Certificate of Service Re: Order. (related document(s): 715 Unsigned Order) Service Date 06/26/2009. (Admin.) (EOD: 06/26/2009)
06/26/2009	726	Pending Order (Hearing Held) related documents(s): 593 Application for Compensation Filed by: (Zundel, Michael) [Order# 111182] (EOD: 06/26/2009)
06/26/2009	725	Order Granting Motion to Extend Time To Serve Expert Reports. Time is extended from June 25, 2009 to July 2, 2009. (Related Doc # 724) (mtm) (EOD: 06/26/2009)
06/26/2009	724	Minute Entry Re: Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses. Motion granted. Fees and expenses allowed. Findings of fact and conclusions of law made on the record. Witness: Anthony Carl Pollastro. OTF Zundel. (JAB,arb,kc) (related document(s): 593) Appearances: Michael N. Zundel TR, Mark Hansen STANDARD INDUSTRIES, Peter Guyon HIAWATHA, Russell Walker CW MINING, Brent Wright AQUILA (arb) (EOD: 06/26/2009)
06/25/2009	723	Pending Order (Other) related documents(s): 724 Motion Extend Time Filed by: (mtm) [Order# 111148] (EOD: 06/26/2009)

Date	Appraisal No.	Motion to Extend Time To Serve Expert Reports Filed by P.P.M.C., Inc. (mtm) (EOD: 06/26/2009)
06/25/2009	724	Motion to Extend Time To Serve Expert Reports Filed by P.P.M.C., Inc. (mtm) (EOD: 06/26/2009)
06/25/2009	723	Pending Order (Hearing Scheduled) related documents(s): 615 Application for Administrative Expenses Filed by: (mtm) [Order# 111147] (EOD: 06/26/2009)
06/25/2009	722	Motion for Entry of Judgment/Order (related document(s): 612 Application for Administrative Expenses) Filed by C.O.P. Coal Development Company , Standard Industries, Inc. (mtm) (EOD: 06/26/2009)
06/25/2009		Hearing Set(related document(s): 612 Application for Administrative Expenses, 615 Application for Administrative Expenses) Hearing scheduled for 1/12/2010 at 09:00 AM at US Bankruptcy Court. (djf) (EOD: 06/25/2009)
06/25/2009		Hearing Set(related document(s): 612 Application for Administrative Expenses, 615 Application for Administrative Expenses) Hearing scheduled for 1/14/2010 at 09:00 AM at US Bankruptcy Court. (djf) (EOD: 06/25/2009)
06/25/2009	721	Scheduling Order Regarding (1) Standard Industries' Motion and C.O.P. Coal Development Company's Motion for Allowance of Section 503 Administrative Expense and/or Section 502(f) Priority Claims (related document(s): 612 Application for Administrative Expenses, 615 Application for Administrative Expenses). Any objections or responses to Motion shall be filed no later than 6/19/09. Deadline for fact discovery is 9/15/2009. Motions shall be ready for an evidentiary hearing by 12/15/09. The Motions are set for hearing on January 12 and 14, 2010 at 9:00 a.m. (djf) (EOD: 06/25/2009)
06/24/2009	720	Certificate of Service Re: Order. (related document(s): 712 Order on Application to Employ) Service Date 06/24/2009. (Admin.) (EOD: 06/24/2009)
06/24/2009	719	Objection to (related document(s): 677 Protection of Property from Damage filed by Trustee Kenneth A. Rushton tr, 678 Application to Employ (Professional) filed by Trustee Kenneth A. Rushton tr, 679 Application to Employ (Professional) filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Memorandum in Opposition to: (1) Trustee's Motion to Approve Chapter 7 Trustee's Temporary Operation of the Mine for Maintenance and Safety Purposes and Disclosure of Trustee's Plan of Administration; (2) Trustee's Motion to Employ Peak Alarm Company, Inc. to Provide Security at the Bear Canyon Mine; (3) Trustee's Motion to Employ Price Mine Services to Provide Miners to Temporarily Operate the Mine for Maintenance and Safety Purposes</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 06/24/2009)
06/24/2009	718	Objection to (related document(s): 671 Motion to Assume Lease or Executory Contract filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Memorandum in Opposition to Trustee's Motion to Assume Coal Operating Agreements and Certain Related Contracts and for Scheduling Conference</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 06/24/2009)
06/24/2009	717	Objection to (related document(s): 684 Motion for Authority to Obtain Credit Under Section 364 filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Memorandum in Opposition to Trustee's Motion for Authority to Obtain Credit for the Purpose of Temporarily Operating the Bear Canyon Mine for Maintenance and Safety Purposes Pending Closing of a Sale of the Mine dated June 9, 2009</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 06/24/2009)
06/24/2009	716	Objection to (related document(s): 674 Motion to Sell filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Memorandum in Opposition to Trustee's Motion to Approve Bid Procedures in Anticipation of Assumption and Assignment of the Debtor's Operating Agreements with C.O.P. Coal Development Company and ANR, Inc., and Sale of Other Estate Assets</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 06/24/2009)
06/24/2009	715	Unsigned Order (related document(s): 685 Motion Extend Time) Reason Order Was Unsigned: The relief requested is inappropriate without notice and opportunity for a hearing. Eorder number: 110228 (mtm) (EOD: 06/24/2009)

BAP/ Appraisal No.	Case No.	Description
06/23/2009	714	Memorandum in Support (related document(s): 593 Application for Compensation) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/23/2009)
06/23/2009		Deferred Adversary Fee. 250.00. 09-2248. (deed) (EOD: 06/23/2009)
06/22/2009	713	DOCUMENT FILED UNDER SEAL (related document(s): 95 Order Granting Ex Parte Motion to File List of Potential Bidders Under Seal. (djf) (EOD: 06/22/2009)
06/22/2009	712	Order Granting Application to Employ Phillips Machine Services, Inc. as Equipment Appraiser (Related Doc # 687) (mtm) (EOD: 06/22/2009)
06/22/2009	711	Adversary case 09-02248 . (02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy))):Complaint by Kenneth A Rushton against C.O.P. Coal Development Company, Hiawatha Coal Company, Inc., ANR, Inc., Paul Kingston, Joseph O. Kingston, Charles Reynolds, Mark Reynolds, John David Kingston Jr., World Enterprises, Standard Industries, Inc., Fidelity Funding Company, Security Funding, Inc., ABM, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 6/23/2009 (deed). Modified on 6/24/2009 (deed). (EOD: 06/22/2009)
06/19/2009	710	Certificate of Service Re: Order. (related document(s): 702 Order on Motion to Seal) Service Date 06/19/2009. (Admin.) (EOD: 06/19/2009)
06/19/2009	709	Certificate of Service Re: Order. (related document(s): 701 Unsigned Order) Service Date 06/19/2009. (Admin.) (EOD: 06/19/2009)
06/18/2009	708	Certificate of Service Re: Order. (related document(s): 695 Unsigned Order) Service Date 06/18/2009. (Admin.) (EOD: 06/18/2009)
06/18/2009	707	Certificate of Service Re: Order. (related document(s): 694 Order on Motion for Examination) Service Date 06/18/2009. (Admin.) (EOD: 06/18/2009)
06/18/2009	706	Certificate of Service Re: Order. (related document(s): 693 Order on Motion for Ex Parte Relief) Service Date 06/18/2009. (Admin.) (EOD: 06/18/2009)
06/18/2009	705	Notice from BAP: Scheduling Information. Notice includes deadlines for filing papers with the BAP (related document(s): 607 Notice of Appeal). (BAP2) (EOD: 06/18/2009)
06/18/2009	704	Notice from BAP: Scheduling Information. Notice includes deadlines for filing papers with the BAP (related document(s): 606 Notice of Appeal). (BAP2) (EOD: 06/18/2009)
06/18/2009	703	Memorandum in Opposition (related document(s): 671 Motion to Assume Lease or Executory Contract) Filed by C.O.P. Coal Development Company (mtm) (EOD: 06/18/2009)
06/17/2009		Minute Entry Re: Motion for Relief From Stay filed by P.P.M.C., Inc. Hearing Continued. (related document(s): 630) Any reports of retained experts is due 6/25/09. Copies of exhibits and witness lists with an indication of what the testimony from the witnesses will be is due 7/20/09. Continued hearing scheduled for 7/30/2009 at 02:00 PM at US Bankruptcy Court. OTF- Hansen. Appearances: Mark Hansen (CR-P.P.M.C., Inc.), Michael Zundel (TR), Keith Kelly (CR-Aquila) (JAB;cjf) (EOD: 06/17/2009)
06/17/2009	702	Order Granting Motion To File List of Potential Bidders Under Seal. (Related Doc # 675) (mtm) (EOD: 06/17/2009)
06/17/2009		Hearing Set(related document(s): 680 Objection to Claim) Hearing scheduled for 9/15/2009 at 09:00 AM at US Bankruptcy Court. (mtm) (EOD: 06/17/2009)
06/17/2009	701	Unsigned Order (related document(s): 662 Motion Extend Time) Reason Order Was Unsigned:Moot. Eorder number: 109906 (mtm) (EOD: 06/17/2009)

06/16/2009	EBAFP / Appraisal No. 111-577 / Docket No. 18-41 / Filed: 08/12/2011 / Page: 1143 of 1628	Notice of Hearing (related document(s): 680 Objection to Claim) <i>C.O.P. Coal Development Company</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 8/27/2009 at 09:00 AM at US Bankruptcy Court and Hearing scheduled for 9/15/2009 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) Modified on 6/17/2009 (mtm). (EOD: 06/16/2009)
06/16/2009	700	Notice (related document(s): 680 Objection to Claim filed by Trustee Kenneth A. Rushton tr) <i>ANR, Inc.</i> Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/16/2009)
06/16/2009	699	Notice of Hearing (related document(s): 674 Motion to Sell) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 7/14/2009 at 10:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 06/16/2009)
06/16/2009	698	Notice of Hearing (related document(s): 674 Motion to Sell) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 7/14/2009 at 10:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 06/16/2009)
06/16/2009	697	Notice of Hearing (related document(s): 684 Motion for Authority to Obtain Credit Under Section 364) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 8/11/2009 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 06/16/2009)
06/16/2009	696	Notice of Hearing (related document(s): 677 Protection of Property from Damage) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 8/11/2009 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 06/16/2009)
06/16/2009	695	Unsigned Order (related document(s): 660 Motion to Continue/Reschedule Hearing) Reason Order Was Unsigned: The matter is moot and the scheduling will be resolved pursuant to the courts order. Eorder number: 109893 (lb) (EOD: 06/16/2009)
06/16/2009	694	Order Granting Motion For Examination Under Rule 2004 of The Bear Canyon Mine and Mine Operating Documents. (Related Doc # 594) (lb) (EOD: 06/16/2009)
06/16/2009	693	Order Granting Motion for Ex Parte Motion for leave to combine, in one objection, the trustee's objections to Proof of Claim filed by C.O.P. Coal Development Company and ANR, Inc., as Claim Nos. 9,26 and 27. (Related Doc # 681) (lb) (EOD: 06/16/2009)
06/10/2009	692	Certificate of Service Re: Order. (related document(s): 669 Order on Motion For Relief From Stay) Service Date 06/10/2009. (Admin.) (EOD: 06/10/2009)
06/10/2009	691	Certificate of Service (related document(s): 671 Motion to Assume Lease or Executory Contract, 672 Memorandum in Support, 673 Notice, 674 Motion to Sell, 677 Protection of Property from Damage, 678 Application to Employ (Professional), 679 Application to Employ (Professional), 680 Objection to Claim, 683 Notice, 684 Motion for Authority to Obtain Credit Under Section 364) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/10/2009)
06/10/2009		Minute Entry Re: Motion for Examination Under Rule 2004. Motion granted. No more than eight individuals are to enter the mine June 12, 2009; they are to sign releases. (JAB,arb,kc) (related document(s): 689) Appearances: Michael Zundel TR, Keith Kelly and Brent Wright AQUILA, Peter Guyon HIAWATHA, David Kingston A-FAB, Russell Walker CW MINING (arb) (EOD: 06/10/2009)
06/10/2009		Minute Entry Re: Motion for Approval of Settlement Agreement Pursuant to Bankruptcy Rule 9019. Hearing Continued. Breifs Due: July 15, 2009. (JAB,arb,kc) (related document(s): 626) Appearances: Michael N. Zundel TR, Keith Kelly and Brent Wright AQUILA, Mark Hansen STANDARD INDUSTRIES, Peter Guyon HIAWATHA, Russell Walker CW MINING, David Kingston A-FAB. Hearing to be held July 20, 2009 at 2:30 PM at US Bankruptcy Court. (arb) (EOD: 06/10/2009)
06/10/2009	690	Pending Order (Ex Parte) related documents(s): 689 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 110259] (EOD: 06/10/2009)
06/10/2009	689	Motion for Examination Under Rule 2004 Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/10/2009)

EB/APP	Appraisal/No.	Docket/No.	Filed	Page
06/10/2009	688	111-577	08/12/2011	1144 of 1228
06/10/2009	687	113-41		
06/10/2009	686			
06/10/2009	685			
06/10/2009	684			
06/09/2009	683			
06/09/2009	682			
06/09/2009	681			
06/09/2009	680			
06/09/2009	679			
06/09/2009	678			
06/09/2009	677			
06/09/2009	676			
06/09/2009	675			
06/09/2009	674			
06/09/2009	673			

EB/APP	Appraisal No.	Docket No.	Filed	Page	
06/09/2009	672	111-577	113-41	08/10/2011	Page: 1142 of 1628
06/09/2009	672	Memorandum in Support (related document(s): 671 Motion to Assume Lease or Executory Contract) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/09/2009)			
06/09/2009	671	Motion to Assume Lease or Executory Contract <i>Motion to Assume Coal Operating Agreements and Certain Related Contracts and for Scheduling Conference</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/09/2009)			
06/09/2009	670	Notice of Firm Name Change Filed by Layci Whiting (Parkes, Michael) (EOD: 06/09/2009)			
06/08/2009	669	Order Denying Motion For Relief From Stay. Motion is denied without prejudice; Lacyi Whiting is granted leave to refile the Motion if funds become available in the estate sufficient in the amount to pay general unsecured claims; and Lacyi Whiting is granted leave to file a proof of claim in this matter within 60 days of the entry of this Order irrespective of the present claims bar date. (Related Doc # 598) (mtm) (EOD: 06/08/2009)			
06/05/2009	668	Response to <i>Objections to Trustee's Motion for Approval of Settlement Agreement</i> (related document(s): 659 , 665 , 666 , 667) Filed by Aquila Inc (Kelly, Keith) Modified on 6/8/2009 (mtm). (EOD: 06/05/2009)			
06/03/2009	667	Objection to (related document(s): 626 Motion to Approve Settlement/Compromise filed by Trustee Kenneth A. Rushton tr) Filed by A-Fab Engineering, Inc. (mtm) (EOD: 06/04/2009)			
06/03/2009	666	Objection to (related document(s): 626 Motion to Approve Settlement/Compromise filed by Trustee Kenneth A. Rushton tr) Filed by Layci Whiting (Parkes, Michael) (EOD: 06/03/2009)			
06/03/2009	665	Objection to (related document(s): 626 Motion to Approve Settlement/Compromise filed by Trustee Kenneth A. Rushton tr) Filed by C.W. Mining Company (Walker, Russell) (EOD: 06/03/2009)			
06/03/2009	664	Pending Order (Other) related documents(s): 647 Order on Motion to Extend Time; Scheduling Order Regarding Standard Industries' Motion for Allowance of Administrative Expense (dkt #615); and C.O.P. Coal Development's Motion for Allowance of Administrative Expense (dkt #612) Filed by: (Wride, Brent) [Order# 109911] (EOD: 06/03/2009)			
06/03/2009	663	Pending Order (Ex Parte) related documents(s): 662 Motion Extend Time Filed by: (Walker, Russell) [Order# 109906] (EOD: 06/03/2009)			
06/03/2009	662	Ex Parte Motion to Extend Time to Respond to Trustee's Motion for Approval of Settlement Agreement with Aquila, Inc. Filed by C.W. Mining Company (Walker, Russell) (EOD: 06/03/2009)			
06/03/2009	661	Pending Order (Other) related documents(s): 660 Motion to Continue/Reschedule Hearing Filed by: (mtm) [Order# 109893] (EOD: 06/03/2009)			
06/03/2009	660	Ex Parte Motion to Continue/Reschedule Hearing (related document(s): 626 Motion to Approve Settlement/Compromise, 659 Objection) <i>Hiawatha Coal Company, Inc.'s Ex Parte Motion to (1) Continue Hearing on Trustee's Motion for Approval of Settlement Agreement Pursuant to Bankruptcy Rule 9019 and (2) for Scheduling Conference to Establish Discovery Schedule Concerning Issues Peretinent to Trustee's Proposed Settlement with Aquila, Inc.</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 06/03/2009)			
06/03/2009	659	Objection to (related document(s): 626 Motion to Approve Settlement/Compromise filed by Trustee Kenneth A. Rushton tr) <i>Hiawatha Coal Company, Inc.'s Objection to Trustee's Motion for Approval of Settlement Agreement Pursuant to Bankruptcy Rule 9019</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 06/03/2009)			
06/02/2009	658	Response to (related document(s): 656 Objection) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 06/02/2009)			
06/01/2009	657	Request For Hearing On Trustee's Motion for Approval of Settlement Agreement Filed by ABM, Inc. , C.O.P. Coal Development Company , Fidelity Funding Company , International Association of United Workers Union , P.P.M.C., Inc. , Security Funding Company , Standard Industries, Inc. ,			

BAPF Appraisal No. 111-577		Docket No. 118-41		Filed: 08/12/2011		Page: 1143 of 1628	
		World Enterprises (mtm) (EOD: 06/02/2009)					
06/01/2009	656	Objection to (related document(s): 626 Motion to Approve Settlement/Compromise filed by Trustee Kenneth A. Rushton tr) Filed by ABM, Inc. , C.O.P. Coal Development Company , Fidelity Funding Company , International Association of United Workers Union , P.P.M.C., Inc. , Security Funding Company , Standard Industries, Inc. , World Enterprises (mtm) (EOD: 06/02/2009)					
06/01/2009	655	Affidavit/Declaration (related document(s): 653 Objection, 654 Memorandum in Support) (<i>Of Kenneth A. Rushton</i>) Filed by Kenneth A. Rushton tr (Clawson, Andrew) (EOD: 06/01/2009)					
06/01/2009	654	Memorandum in Support (related document(s): 653 Objection) (<i>Trustee's Objection to PPMC's Motion for Relief From The Automatic Stay</i>) Filed by Kenneth A. Rushton tr (Clawson, Andrew) (EOD: 06/01/2009)					
06/01/2009	653	Objection to (related document(s): 630 Motion for Relief From Stay filed by Creditor P.P.M.C., Inc.) Filed by Kenneth A. Rushton tr (Clawson, Andrew) (EOD: 06/01/2009)					
05/30/2009	652	Pending Order (Hearing Held) related documents(s): 598 Motion for Relief From Stay Filed by: (Zundel, Michael) [Order# 109633] (EOD: 05/30/2009)					
05/28/2009		Notice of Appearance of Counsel and Request for Notice Filed by Elaine A. Monson on behalf of Aquila Inc (Monson, Elaine) (EOD: 05/28/2009)					
05/28/2009		Creditor Request for Notices Filed by Layci Whiting (Parkes, Michael) (EOD: 05/28/2009)					
05/28/2009		Notice of Appearance of Counsel and Request for Notice Filed by David R. Hague on behalf of Nevada Power Company, dba NV Energy (Hague, David) (EOD: 05/28/2009)					
05/27/2009		Minute Entry Re: Motion for Relief From Stay Filed by Layci Whiting. Motion denied without prejudice. OTF Zundel. (JAB,arb,km) (related document(s): 598) Appearances: Michael A. Parkes DB, Michael Zundel TR (arb) (EOD: 05/27/2009)					
05/27/2009	651	Objection to (related document(s): 593 Application for Compensation filed by Consultant Norwest Corporation) Filed by ABM, Inc. , C.O.P. Coal Development Company , Fidelity Funding Company , International Association of United Workers Union , P.P.M.C., Inc. , Security Funding Company , Standard Industries, Inc. , World Enterprises (deed) (EOD: 05/27/2009)					
05/26/2009	650	Objection to (related document(s): 593 Application for Compensation filed by Consultant Norwest Corporation) Filed by C.W. Mining Company (Walker, Russell) (EOD: 05/26/2009)					
05/26/2009	649	Objection to Professional Fees(related document(s): 593 Application for Compensation) <i>Hiawatha Coal Company, Inc's Joinder in Objection to Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses and Objection to Application of Norwest Corporation for the Allowance of Expert Fees and Reimbursable Expenses</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 05/26/2009)					
05/24/2009	648	Certificate of Service Re: Order. (related document(s): 647 Order on Motion to Extend Time) Service Date 05/24/2009. (Admin.) (EOD: 05/24/2009)					
05/22/2009	647	Order Regarding Motion to Extend Time RE: Standard Industries' Motion for Allowance of Section 503 Administrative Expenses and/or Section 502(f) Priority Claims (docket #615); and C.O.P. Coal Development Company's Motion for Allowance of Section 503 Administrative Expenses and or Section 502(f) Priority Claim (docket #612)(collectively, "the Motions").(Related Doc # 640) (deed) (EOD: 05/22/2009)					
05/22/2009		Notice of Appearance of Counsel and Request for Notice Filed by Brent D. Wride on behalf of Aquila Inc (Wride, Brent) (EOD: 05/22/2009)					
05/21/2009	646	Transcript regarding Hearing Held April 9 ,2009 RE: Motion to Vacate Order to Converting Case. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL					

	BAP Appraisal No. 111577	Docket No. 118-41	Filed: 05/12/2011	Page: 11474 of 12528
				PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 8/19/2009. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 470 Motion to Vacate filed by Creditor A-FAb Engineering, Inc.) Notice of Intent to Request Redaction Deadline Due By 5/28/2009. Redaction Request Due By 6/11/2009. Redacted Transcript Submission Due By 6/22/2009. Transcript access will be restricted through 8/19/2009. (deed) (EOD: 05/22/2009)
05/21/2009	645			Transcript regarding Hearing Held March 10, 2009 RE: Motion to Extend Time RE: Motion for Relief, Motion to Require to Assume or Reject. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 8/19/2009. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Debra Dibble, Telephone number (801)328-1188. (related document(s): 344 Motion Extend Time filed by Trustee Kenneth A. Rushton tr, 398 Motion for Ex Parte Relief filed by Creditor C.O.P. Coal Development Company, 432 Motion for Relief From Stay filed by Witness Hiawatha Coal Company, Inc.) Notice of Intent to Request Redaction Deadline Due By 5/28/2009. Redaction Request Due By 6/11/2009. Redacted Transcript Submission Due By 6/22/2009. Transcript access will be restricted through 8/19/2009. (deed) Additional attachment(s) added on 5/22/2009 (deed). (EOD: 05/22/2009)
05/21/2009	644			Transcript regarding Hearing Held March 9, 2009 RE: Extend time for Relief from Automatic Stay, Motion to Require to Assume or Reject Lease. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 8/19/2009. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 344 Motion Extend Time filed by Trustee Kenneth A. Rushton tr, 398 Motion for Ex Parte Relief filed by Creditor C.O.P. Coal Development Company, 432 Motion for Relief From Stay filed by Witness Hiawatha Coal Company, Inc.) Notice of Intent to Request Redaction Deadline Due By 5/28/2009. Redaction Request Due By 6/11/2009. Redacted Transcript Submission Due By 6/22/2009. Transcript access will be restricted through 8/19/2009. (deed) Additional attachment(s) added on 5/22/2009 (deed). (EOD: 05/22/2009)
05/21/2009	643			Transcript regarding Hearing Held 2/27/2009 RE: Deadlines. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 8/19/2009. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Letitia L. Meredith, Telephone number (801)328-1188. (related document(s): 344 Motion Extend Time filed by Trustee Kenneth A. Rushton tr, 398 Motion for Ex Parte Relief filed by Creditor C.O.P. Coal Development Company, 432 Motion for Relief From Stay filed by Witness Hiawatha Coal Company, Inc., 495 Motion for Entry of Judgment/Order filed by Creditor C.O.P. Coal Development Company, Motion to Dismiss/Withdraw Document) Notice of Intent to Request Redaction Deadline Due By 5/28/2009. Redaction Request Due By 6/11/2009. Redacted Transcript Submission Due By 6/22/2009. Transcript access will be restricted through 8/19/2009. (deed) Additional attachment(s) added on 5/22/2009 (deed). (EOD: 05/22/2009)
05/21/2009	642			Appellee Designation of Record and Statement of Issues of Appeal (related document(s): 606 Notice of Appeal) <i>re: BAP no. UT-09-017</i> -- Filed by Aquila Inc (Kelly, Keith) (EOD: 05/21/2009)
05/21/2009	641			Pending Order (Ex Parte) related documents(s): 640 Motion to Extend Time to Respond to Standard Industries' Motion Docket #615 and C.O.P. Coal Development's Motion Docket #612 Filed by: (Kelly, Keith) [Order# 109164] (EOD: 05/21/2009)
05/21/2009	640			Ex Parte Motion to Extend Time To Respond to (1) Standard Industries' Motion for Allowance of Section 503 Administrative Expenses and/or Section 502(f) Priority Claims (dkt #615) and (2) C.O.P. Coal Development's Motion for Allowance of Section 503 Administrative Expenses and/or Section 502(f) Priority Claims (dkt #612) Filed by Aquila Inc (Kelly, Keith) (EOD: 05/21/2009)
05/18/2009	639			Notice from BAP: Scheduling Information. Notice includes deadlines for filing papers with the BAP (related document(s): 579 Notice of Appeal). (BAP2) (EOD: 05/18/2009)

Case No.	Appraisal No.	Case Description
05/17/2009	638	Certificate of Service Re: Order. (related document(s): 637 Order on Motion for Examination) Service Date 05/17/2009. (Admin.) (EOD: 05/17/2009)
05/15/2009	637	Order Granting Motion For Examination Under Rule 2004 (Young Insurance Group, LLC) (Related Doc # 635) (mtm) (EOD: 05/15/2009)
05/15/2009	636	Pending Order (Ex Parte) related documents(s): 635 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 108710] (EOD: 05/15/2009)
05/15/2009	635	Ex Parte Motion for Examination Under Rule 2004 of <i>Young Insurance Group, LLC</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/15/2009)
05/14/2009	634	Declaration of C.W. Benson in Support of P.P.M.C., Inc.'s Motion for Relief From Automatic Stay (related document(s): 630 Motion for Relief From Stay) Filed by C.W. Benson (mtm) (EOD: 05/15/2009)
05/14/2009	633	Declaration of Charles Reynolds in Support of P.P.M.C., Inc.'s Motion for Relief From Automatic Stay (related document(s): 630 Motion for Relief From Stay) Filed by Charles Reynolds (mtm) (EOD: 05/15/2009)
05/14/2009	632	Memorandum in Support (related document(s): 630 Motion for Relief From Stay) Filed by P.P.M.C., Inc. (mtm) (EOD: 05/15/2009)
05/14/2009	631	Notice of Hearing (related document(s): 630 Motion for Relief From Stay) Filed by P.P.M.C., Inc. Hearing scheduled for 6/17/2009 at 08:30 AM at US Bankruptcy Court. (mtm) (EOD: 05/15/2009)
05/14/2009	630	Motion for Relief From Stay . Receipt Number: 259829, Fee Amount: \$150, Description of Property: collateral consisting of two continuous miners and four shuttle car Filed by P.P.M.C., Inc. (mtm) (EOD: 05/15/2009)
05/14/2009	629	Notice of Hearing (related document(s): 598 Motion for Relief From Stay) Filed by Michael A. Parkes on behalf of Layci Whiting Hearing scheduled for 5/27/2009 at 08:30 AM at US Bankruptcy Court. (Parkes, Michael) (EOD: 05/14/2009)
05/14/2009		Withdrawal of Document Reason for Withdrawal: Clerical error in Proof of Service (related document(s): 623 Notice of Hearing filed by Creditor Layci Whiting) Filed by Michael A. Parkes on behalf of C.W. Mining Company (Parkes, Michael) (EOD: 05/14/2009)
05/13/2009	628	Notice of Hearing (related document(s): 626 Motion to Approve Settlement/Compromise) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/10/2009 at 02:00 PM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/13/2009)
05/13/2009	627	Memorandum in Support (related document(s): 626 Motion to Approve Settlement/Compromise) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/13/2009)
05/13/2009	626	Motion to Approve Settlement/Compromise Pursuant to Bankruptcy Rule 9019 Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/13/2009)
05/08/2009	625	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 606 Notice of Appeal) Filed by A-Fab Engineering, Inc. Appellee designation due by 5/18/2009. Transmission of Designation Due by 6/8/2009. (jww) (EOD: 05/11/2009)
05/08/2009	624	Objection to (related document(s): 598 Motion for Relief From Stay filed by Creditor Layci Whiting) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 05/08/2009)
05/08/2009		Filing Fee Paid. Receipt Number: 259776 Fee Amount \$255.00 (related document(s): 606 Notice of Appeal) (jww) (EOD: 05/08/2009)
05/07/2009	623	Notice of Hearing (related document(s): 598 Motion for Relief From Stay) Filed by Michael A.

	BAP Appeal No.	Docket No. Filed Page of
05/07/2009	622	622 Parkes on behalf of Layci Whiting Hearing scheduled for 5/27/2009 at 08:30 AM at US Bankruptcy Court. (Parkes, Michael) Modified on 5/8/2009 (mtm). (EOD: 05/07/2009)
05/07/2009	621	621 Notice from BAP: Appeal filing fee has not been paid in full. Appeal will be dismissed if fee is not paid (related document(s): 606 Notice of Appeal). (BAP2) (EOD: 05/07/2009)
05/07/2009	620	620 Notice from BAP: Order to Show Cause why appeal should not be dismissed as interlocutory (related document(s): 606 Notice of Appeal). (BAP2) (EOD: 05/07/2009)
05/07/2009	619	619 Notice from BAP: Interlocutory appeal has been docketed. Notice includes deadlines for filing papers with the BAP. Additional deadlines will be set if BAP grants leave to appeal (related document(s): 606 Notice of Appeal). (BAP2) (EOD: 05/07/2009)
05/07/2009	618	618 Notice from BAP: Order to Show Cause why appeal should not be dismissed as interlocutory (related document(s): 607 Notice of Appeal). (BAP2) (EOD: 05/07/2009)
05/07/2009	617	617 Notice from BAP: Interlocutory appeal has been docketed. Notice includes deadlines for filing papers with the BAP. Additional deadlines will be set if BAP grants leave to appeal (related document(s): 607 Notice of Appeal). (BAP2) (EOD: 05/07/2009)
05/07/2009	616	616 Notice of Hearing (related document(s): 615 Application for Administrative Expenses) Filed by Standard Industries, Inc. Hearing scheduled for 6/30/2009 at 09:00 AM at US Bankruptcy Court. (mtm) (EOD: 05/07/2009)
05/07/2009	615	615 Memorandum in Support (related document(s): 615 Application for Administrative Expenses) Filed by Standard Industries, Inc. (mtm) (EOD: 05/07/2009)
05/07/2009	614	614 Motion For Allowance of Section 503 Administrative Expenses And/Or Section 502(f) Priority Claims Filed by Standard Industries, Inc. (mtm) (EOD: 05/07/2009)
05/07/2009	613	613 Notice of Hearing (related document(s): 612 Application for Administrative Expenses) Filed by C.O.P. Coal Development Company Hearing scheduled for 6/30/2009 at 09:00 AM at US Bankruptcy Court. (mtm) (EOD: 05/07/2009)
05/07/2009	612	612 Memorandum in Support (related document(s): 612 Application for Administrative Expenses) Filed by C.O.P. Coal Development Company (mtm) (EOD: 05/07/2009)
05/07/2009	611	611 Motion For Allowance of Section 503 Administrative Expenses And/Or Section 502(f) Priority Claims Filed by C.O.P. Coal Development Company (mtm) (EOD: 05/07/2009)
05/06/2009	610	610 Certificate of Service Re: ANR Company, Inc.'s Proof of Claim with all exhibits (mtm) (EOD: 05/07/2009)
05/06/2009	609	609 Certificate of Service Re: A-Fab Engineering, Inc.'s Amended Proof of Claim with attached exhibits (mtm) (EOD: 05/07/2009)
05/06/2009	608	608 Certificate of Service Re: Miscellaneous Pleadings Service Date 05/06/2009. (Admin.) (EOD: 05/06/2009)
05/05/2009	607	607 Notice Of Proof Of Cure Claim Filed by Hiawatha Coal Company, Inc. (mtm) Additional attachment(s) added on 5/6/2009 (mtm). (EOD: 05/06/2009)
05/05/2009	606	606 Notice from BAP: BAP Appeal Number:UT-09-018 (related document(s): 607 Notice of Appeal). (BAP2) (EOD: 05/05/2009)
05/05/2009	607	607 Notice from BAP: BAP Appeal Number:UT-09-017 (related document(s): 606 Notice of Appeal). (BAP2) (EOD: 05/05/2009)
05/04/2009	607	607 Notice of Appeal (related document(s): 538 Order on Motion to Extend Time, 540 Order on Motion

EABAP Appraisal No.	111-577	Docket No. 118-4	Filed: 08/12/2011	Page: 1207 of 1628
				for Ex Parte Relief, 545 Memorandum Decision/Opinion and Order, 588 Order on Motion to Amend, 588 Memorandum Decision/Opinion and Order) Receipt Number: 259696, Fee Amount: 255 , Filed by C.O.P. Coal Development Company Appellant Designation due by 5/11/2009. Certificate of Readiness Due Date 6/8/2009. [Copies of Notice of Appeal, Orders being appealed, docket sheet, and Appeals Guidelines sent electronically to Hansen, Zundel, Kelly, USTR, Walker, and Guyon.] (jww) (PLEASE NOTE: APPEAL FILED 04/29/2009) Modified on 5/6/2009 (jww). (EOD: 05/04/2009)
05/04/2009				Clerk's Notice of Fees Due (related document(s): 606 Notice of Appeal). Amount Due:\$255.00. Fee due by 5/11/2009. (jww) (EOD: 05/04/2009)
05/04/2009	606			Notice of Appeal (related document(s): 592 Order on Motion to Vacate) Fee Amount: 255 , Filed by A-Fab Engineering, Inc. Appellant Designation due by 5/8/2009. Certificate of Readiness Due Date 6/8/2009. [Copies of Notice of Appeal, Order being appealed, docket sheet, and Appeal Guidelines sent electronically to Kingston, Zundel, Walker, USTR, Kelly, and Hansen.] (jww) (PLEASE NOTE: APPEAL FILED 04/28/2009) Modified on 5/6/2009 (jww). (EOD: 05/04/2009)
05/03/2009	605			Certificate of Service Re: Order. (related document(s): 604 Unsigned Order) Service Date 05/03/2009. (Admin.) (EOD: 05/03/2009)
05/01/2009				Minute Entry Re: Hiawatha Coal Company, Inc's Motion for Protective Order Regarding Proposed Bear Canyon Mine Inspection on May 4-5, 2009 and Associated Costs. The Trustee is granted the right, through the 2004 examination, to take professionals retained by the estate to the mine. One person that has knowledge of Hiawatha's books and records is to be designated and to make themselves available to meet with the Trustee's representatives for the purposes of obtaining books and records; parties are to make the same designation regarding investigation into the mine. Trustee is to adhere to privacy rights of mine employees. Trustee is not required to pay a fee to gain access to the mine. OTF Parties. (JAB,arb,cf) (related document(s): 599) Appearances: Peter Guyon HIAWATHA, Michael Zundel TR (arb) (EOD: 05/01/2009)
05/01/2009	604			Unsigned Order (related document(s): 594 Motion for Examination Under Rule 2004, 599 Motion for Protective Order) Reason Order Was Unsigned: Alternate order to be signed. Eorder number: 107784 (mtm) (EOD: 05/01/2009)
05/01/2009	603			Notice of Hearing (related document(s): 593 Application for Compensation) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 6/26/2009 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 05/01/2009)
04/29/2009	602			Certificate of Service Re: Order. (related document(s): 592 Order on Motion to Vacate) Service Date 04/29/2009. (Admin.) (EOD: 04/29/2009)
04/29/2009	601			Supplemental Motion for Protective Order Related document(s): 599 Supplement to Hiawatha Coal Company, Inc.'s Motion for Protective Order Re: Proposed Bear Canyon Mine Inspection on May 4-5, 2009 and Associated Costs Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 4/30/2009 (mtm). (EOD: 04/29/2009)
04/29/2009	600			Hiawatha Coal Company, Inc.'s Memorandum in Opposition to Trustee's Motion for Order Directing Inspection of the Bear Canyon Mine and Mine Operating Documents Pursuant to Rule 2004 and in Support of Motion for Protective Order Re: Proposed Bear Canyon Mine Inspection on May 4-5, 2009 and Associated Costs (related document(s): 594 Motion for Examination Under Rule 2004 filed by Trustee Kenneth A. Rushton tr, 599 Motion for Protective Order filed by Witness Hiawatha Coal Company, Inc.) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 4/29/2009 (mtm). (EOD: 04/29/2009)
04/29/2009	599			Motion for Protective Order <i>Hiawatha Coal Company, Inc.'s Motion for Protective Order Re: Proposed Bear Canyon Mine Inspection on May 4-5, 2009 and Associated Costs</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 04/29/2009)
04/29/2009				Receipt of filing fee for Motion for Relief From Stay(08-20105) [motion,mrlfsty] (150.00). Receipt number 7201466, amount 150.00. (U.S. Treasury) (EOD: 04/29/2009)

BAP Appraisal No.	Appraisal No.	Docket No. Filed: Page: of
04/29/2009	598	Motion for Relief From Stay . Fee Amount: \$150, Filed by Layci Whiting (Parkes, Michael) (EOD: 04/29/2009)
04/29/2009	597	Notice of Motion for Relief from Stay and Notice of Electronic Filing Filed by Michael A. Parkes on behalf of Layci Whiting (Parkes, Michael) (EOD: 04/29/2009)
04/29/2009	596	Notice of Appearance and Request for Notice Filed by Michael A. Parkes on behalf of Layci Whiting (Parkes, Michael) (EOD: 04/29/2009)
04/29/2009	595	Pending Order (Ex Parte) related documents(s): 594 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 107784] (EOD: 04/29/2009)
04/29/2009	594	Motion for Examination Under Rule 2004 <i>Directing Inspection of the Bear Canyon Mine and Mine Operating Documents</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 04/29/2009)
04/28/2009	593	Application for Compensation for Norwest Corporation, Consultant, period: 1/15/2009 to 4/17/2009, fee: \$171,568.75, expenses: \$7,794.46. Filed by Norwest Corporation (Zundel, Michael) (EOD: 04/28/2009)
04/27/2009	592	Order Denying Motion To Vacate (Findings and conclusions were made on the record) (Related Doc # 470)(related document(s): 470 Motion to Vacate) (mtm) (EOD: 04/27/2009)
04/25/2009	591	Certificate of Service Re: Order. (related document(s): 588 Memorandum Decision/Opinion and Order) Service Date 04/25/2009. (Admin.) (EOD: 04/25/2009)
04/25/2009	590	Certificate of Service Re: Order. (related document(s): 587 Order) Service Date 04/25/2009. (Admin.) (EOD: 04/25/2009)
04/25/2009	589	Certificate of Service Re: Order. (related document(s): 586 Order on Motion to Amend) Service Date 04/25/2009. (Admin.) (EOD: 04/25/2009)
04/23/2009	588	Amended Memorandum Decision Denying COP Coal Development Company's Motion to Require the Trustee to Assume or Reject Lease and Granting Trustee's Motion to Extend Time for Trustee to Assume or Reject Executory Contracts or Unexpired Leases of the Debtor(related document(s): 545 Memorandum Decision/Opinion and Order) (mtm) (EOD: 04/23/2009)
04/23/2009	587	Order Denying Hiawatha Coal Company, Inc.'s Motion to Alter or Amend The Memorandum Decision Denying The Motion of Hiawatha Coal Company, Inc. For Relief From the Automatic Stay To Complete Utah Division of Gas, Oil, And Mining Reclamation Permit Requirements. The portion of the Joinder seeking to alter or amend the Hiawatha Memorandum Decision is denied.(related document(s): 554 Joinder) (mtm) (EOD: 04/23/2009)
04/23/2009	586	Order Granting in part, Denying in part Motion To Amend Memorandum Decision Denying COP'S Motion For Trustee To Assume Or Reject Lease and Granting Trustee's Motion to Extend Time To Assume Lease Filed By Standard Industries, Inc., World Enterprises, Security Funding, Inc., ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, And International Association of United Workers Union (Related Doc # 551) (mtm) (EOD: 04/23/2009)
04/22/2009	585	Pending Order (Hearing Held) related documents(s): 470 Motion to Vacate Filed by: (Zundel, Michael) [Order# 107382] (EOD: 04/22/2009)
04/21/2009	584	Amended Reply to (related document(s): 551 Motion to Amend) Filed by ABM, Inc. , C.O.P. Coal Development Company , Fidelity Funding Company , International Association of United Workers Union , Security Funding Company , Standard Industries, Inc. , World Enterprises Please Note: No original Reply on file. (mtm) (EOD: 04/22/2009)
04/21/2009	583	Notice from BAP: Order to Show Cause why appeal should not be dismissed as untimely (related document(s): 579 Notice of Appeal). (BAP2) (EOD: 04/21/2009)

BAP Appeal No.	Appeal No.	Docket No. Filed: Page: of
04/21/2009	582	111-577 Docket No. 18-4 Filed: 08/12/2011 Page: 1229 of 1628 Notice from BAP: Jurisdictionally defective appeal has been docketed. Notice includes deadlines for filing papers with the BAP. Additional deadlines will be set if defect is cured (related document(s): 579 Notice of Appeal). (BAP2) (EOD: 04/21/2009)
04/18/2009	581	Certificate of Service Re: Order. (related document(s): 578 Order on Motion to Amend) Service Date 04/18/2009. (Admin.) (EOD: 04/18/2009)
04/16/2009	580	Certificate of Service Re: Order. (related document(s): 575 Unsigned Order) Service Date 04/16/2009. (Admin.) (EOD: 04/17/2009)
04/16/2009		Notice from BAP: BAP Appeal Number:UT-09-014 (related document(s): 579 Notice of Appeal). (BAP2) (EOD: 04/16/2009)
04/16/2009	578	Order Taking The Motion To Amend Memorandum Decision Denying COP'S Motion For Trustee to Assume or Reject Lease and Granting Trustee's Motion to Extend Time to Assume Lease Filed by Standard Industries, Inc. World Enterprises, Security Funding , Inc., ABM Inc., C.O.P. Coal Development Company, Fidelity Funding Company, and International Association of United Workers Union Under Advisement Without Oral Argument. The Motion is deemed submitted to the Court. The Court will take the Motion under advisement and will issue a decision without oral argument.(Related Doc # 551) (mtm) (EOD: 04/16/2009)
04/16/2009		Deferred Adversary Fee. 250.00. 09-2156. (mkh) (EOD: 04/16/2009)
04/15/2009	579	Notice of Appeal (related document(s): 98 Order on Motion for Contempt/Sanctions, 284 Order on Motion to Vacate) Receipt Number: 259549, Fee Amount: 255 , Filed by C.O.P. Coal Development Company , Standard Industries, Inc. Appellant Designation due by 4/27/2009. Certificate of Readiness Due Date 5/26/2009. [Copy of guidelines, Notice of Appeal, Order on Motion for Contempt/Sanctions, Order on Motion to Vacate, and docket electronically sent to Hansen, Kelly, Call, Rushton, Zundel, Walker, and USTR.] (jww) (EOD: 04/16/2009)
04/15/2009	577	Certificate of Service Re: Order. (related document(s): 570 Order on Motion for Ex Parte Relief) Service Date 04/15/2009. (Admin.) (EOD: 04/15/2009)
04/15/2009	576	Notice Of Withdrawal of Remainder of Standard Industries' And C.O.P. Coal Development's Motion For Relief From Order of Civil Contempt (related document(s): 98 Order on Motion for Contempt/Sanctions, 107 Motion For Relief filed by Creditor C.O.P. Coal Development Company, Creditor Standard Industries, Inc.) Filed by C.O.P. Coal Development Company , Standard Industries, Inc. (mtm) (EOD: 04/15/2009)
04/14/2009	575	Unsigned Order (related document(s): 470 Motion to Vacate) Reason Order Was Unsigned: the proposed order has not been served on David Kingston for objection to form. Eorder number: 106705 (mtm) (EOD: 04/14/2009)
04/13/2009	574	Objection to (related document(s): 551 Motion to Amend filed by Creditor C.O.P. Coal Development Company, 554 Joinder filed by Witness Hiawatha Coal Company, Inc.) Filed by Aquila Inc (Kelly, Keith) (EOD: 04/13/2009)
04/13/2009	573	Adversary case 09-02159 . (14 (Recovery of money/property - other)):Complaint by David R. Hague, Nevada Power on behalf of Nevada Power against Kenneth A Rushton, Hiawatha Coal Company, Inc., Standard Industries, Inc.. Fee Amount \$250 (Hague, David) (EOD: 04/13/2009)
04/13/2009	572	Notice (related document(s): 570 Order Establishing Bar Date and Documentation Requirements filed by Trustee Kenneth A. Rushton tr) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) Modified on 4/13/2009 (mtm). (EOD: 04/13/2009)
04/13/2009	571	Pending Order (Hearing Held) related documents(s): 470 Motion to Vacate Filed by: (Zundel, Michael) [Order# 106705] (EOD: 04/13/2009)
04/13/2009	570	Order Establishing Bar Date and Documentation Requirements For Cure Claims Relating To Executory Contracts ans Unexpired Leases. May 5, 2009 is established as the bar date for filing of

	EAP/ Appraisal No.	Docket No. Filed Page of
04/11/2009	569	proof of all claims and arrearages arising under any executory contract or unexpired lease to which the Debtor was a party as of January 8, 2008. Please see order for particulars. The Trustee shall give notice of this Order by mail not later than April 15, 2009, to all parties in interest. (Signed as modified by the Court) (Order replaced Pending order #106624)(Related Doc # 567) (mtm) (EOD: 04/13/2009)
04/10/2009	568	Certificate of Service Re: Order. (related document(s): 564 Order on Motion for Examination) Service Date 04/11/2009. (Admin.) (EOD: 04/11/2009)
04/10/2009	567	Pending Order (Ex Parte) related documents(s): 567 Motion for Ex Parte Relief Filed by: (Zundel, Michael) [Order# 106624] (EOD: 04/10/2009)
04/09/2009	566	Motion to Establish Bar Date and Documentation Requirements for Cure Claims Relating to Executory Contracts and Unexpired Leases Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 4/13/2009 (mtm). (EOD: 04/10/2009)
04/09/2009	565	Certificate of Service Re: Order. (related document(s): 560 Order on Motion for Examination) Service Date 04/09/2009. (Admin.) (EOD: 04/09/2009)
04/09/2009	564	Adversary case 09-02156 . (12 (Recovery of money/property - 547 preference)):Complaint by Michael N. Zundel, Kenneth A. Rushton, Aquila Inc on behalf of Kenneth A. Rushton against Aquila Inc.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) (EOD: 04/09/2009)
04/09/2009	563	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents (Charles Reynolds) (Related Doc # 562) (mtm) (EOD: 04/09/2009)
04/08/2009	562	Minute Entry Re: Motion to Vacate Order Converting Case. Motion denied. Findings of fact and conclusions of law made on the record. OTF Zundel. (related document(s): 470) Appearances: David Kingston A-FAB, Michael Zundel TR, Keith Kelly AQUILA, Mark Hansen STANDARD INDUSTRIES, Russell Walker CW MINING (arb) (EOD: 04/09/2009)
04/08/2009	561	Pending Order (Ex Parte) related documents(s): 562 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 106508] (EOD: 04/08/2009)
04/08/2009	560	Ex Parte Motion for Examination Under Rule 2004 of <i>Charles Reynolds</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 04/08/2009)
04/08/2009	559	Memorandum in Opposition (related document(s): 551 Motion to Amend, 554 Joinder, 555 Joinder) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 04/08/2009)
04/07/2009	558	Order Granting Motion For Examination Under Rule 2004, Including Production of Documents (ANR Company, Inc.) (Related Doc # 558) (mtm) (EOD: 04/07/2009)
04/07/2009	557	Pending Order (Ex Parte) related documents(s): 558 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 106359] (EOD: 04/07/2009)
04/07/2009	556	Ex Parte Motion for Examination Under Rule 2004 (ANR Company, Inc.) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 4/7/2009 (mtm). (EOD: 04/07/2009)
04/07/2009	555	Certificate of Service Re: Miscellaneous Pleadings (mtm) (EOD: 04/07/2009)
04/06/2009	554	Reply Memorandum in Support of (related document(s): 470 Motion to Vacate) Filed by A-FAB Engineering, Inc. (mtm) (EOD: 04/07/2009)
04/01/2009	553	Supplemental Joinder (related document(s): 551 Motion to Amend, 554 Joinder) <i>Corrected and Amended Hiawatha Coal Company's Motion to Amend Memorandum Decision Denying C.O.P.'s Motion for Trustee to Assume or Reject Lease and Granting Trustee's Motion to Extend Time to Assume Lease</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 04/01/2009)

Case No.	Appraisal No.	Document No.	Filed	Page
03/30/2009	554	551 Joinder (related document(s): 551 Motion to Amend) <i>Hiawatha Coal Company's Joinder in C.O.P. Coal Development Company's Motion to Amend Memorandum Decision Denying C.O.P.'s Motion for Trustee to Assume or Reject Lease and Granting Trustee's Motion to Extend Time to Assume Lease</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 03/30/2009)	03/12/2011	1254 of 1228
03/26/2009	553	Certificate of Service Re: Order. (related document(s): 550 Order on Motion to Modify) Service Date 03/26/2009. (Admin.) (EOD: 03/26/2009)		
03/26/2009	552	Certificate of Service Re: Order. (related document(s): 549 Unsigned Order) Service Date 03/26/2009. (Admin.) (EOD: 03/26/2009)		
03/26/2009	551	Motion to Amend (related document(s): 545 Memorandum Decision/Opinion and Order) Filed by C.O.P. Coal Development Company. (gci) (EOD: 03/26/2009)		
03/24/2009	550	Order Denying Motion to Clarify Memorandum Decision (Related Doc # 348) The order is sufficiently clear that the clarification requested by COP is unnecessary. (gci) (EOD: 03/24/2009)		
03/24/2009	549	Unsigned Order (related document(s): 348 Motion to Clarify) Reason Order Was Unsigned: Alternate order to be signed. Eorder number: 103490 (gci) (EOD: 03/24/2009)		
03/20/2009	548	Certificate of Service Re: Order. (related document(s): 546 Memorandum Decision/Opinion and Order) Service Date 03/20/2009. (Admin.) (EOD: 03/20/2009)		
03/20/2009	547	Certificate of Service Re: Order. (related document(s): 545 Memorandum Decision/Opinion and Order) Service Date 03/20/2009. (Admin.) (EOD: 03/20/2009)		
03/18/2009	546	Memorandum Decision Denying (related document(s): 432 Motion of Hiawatha Coal Company, Inc. for Relief from Automatic Stay to Complete Utah Division of Gas, Oil and Mining Reclamation Permit Requirements) The Trustee and Aquila have carried their burden under 362(g)(2), and the Court concludes that there are insufficient facts to justify relief from the automatic stay for cause. (gci) (EOD: 03/18/2009)		
03/18/2009	545	Memorandum Decision Denying COP Coal Development Company's Motion to Require the Trustee to Assume or Reject Lease and Granting Trustee's Motion to Extend Time for Trustee to Assume or Reject Executory Contracts or Unexpired Leases of the Debtor (related document(s): 344 Motion Extend Time, 398 Motion for Ex Parte Relief) (djf) (EOD: 03/18/2009)		
03/13/2009	544	Certificate of Service Re: Order. (related document(s): 540 Order on Motion for Ex Parte Relief) Service Date 03/13/2009. (Admin.) (EOD: 03/13/2009)		
03/13/2009	543	Certificate of Service Re: Order. (related document(s): 539 Order on Motion For Relief From Stay) Service Date 03/13/2009. (Admin.) (EOD: 03/13/2009)		
03/13/2009	542	Certificate of Service Re: Order. (related document(s): 538 Order on Motion to Extend Time) Service Date 03/13/2009. (Admin.) (EOD: 03/13/2009)		
03/11/2009	541	Certificate of Service Re: Order. (related document(s): 535 Order on Motion for Examination) Service Date 03/11/2009. (Admin.) (EOD: 03/11/2009)		
03/11/2009	540	Order Denying Motion to Require The Trustee to Assume or Reject Lease filed by C.O.P. Coal Development Company. (Related Doc # 398) (gci) (EOD: 03/11/2009)		
03/11/2009	539	Order Denying Motion For Relief From Stay of Hiawatha Coal Company, Inc. to Complete Utah Division of Gas, Oil and Mining Reclamation Permit Requirements. (Related Doc # 432) (gci) (EOD: 03/11/2009)		
03/11/2009	538	Order Granting Motion to Extend Time to Assume or Reject Executory Contracts or Unexpired Leases(Related Doc # 344) The Trustee will have until June 11, 2009 to determine whether to assume or reject executory contracts and unexpired leases. (gci) (EOD: 03/11/2009)		

EB/APP	Appraisal/No.	Docket/No. Filed: Page: of
03/10/2009	111-577	Docket/No. 118-4 Filed: 03/10/2011 Page: 1252 of 1228 Minute Entry Re: Continued Hearing on Motion to Require the Trustee to Assume or Reject Lease. Matter taken under advisement. (related document(s): 398) Appearances: Peter Guyon HIAWATHA, Mark Hansen STANDARD INDUSTRIES, Keith Kelly AQUILA, Michael Zundel TR (arb) (EOD: 03/10/2009)
03/10/2009		Minute Entry Re: Continued Hearing on Motion of Hiawatha Coal Company, Inc. for Relief From The Automatic Stay to Complete Utah Division of Gas, Oil, and Mining Reclamation Permit Requirements. Matter taken under advisement. Exhibits received. Witness: Elliott Finley; Charles Reynolds; Steve Alder. (related document(s): 432) Appearances: Peter Guyon HIAWATHA, Mark Hansen STANDARD INDUSTRIES, Keith Kelly AQUILA, Michael Zundel TR (arb) (EOD: 03/10/2009)
03/10/2009		Minute Entry Re: Continued Hearing on Motion to Extend Time for Trustee to Assume or Reject Executory Contracts or Unexpired Leases of Debtor. Matter taken under advisement. (related document(s): 344) Appearances: Peter Guyon HIAWATHA, Mark Hansen STANDARD INDUSTRIES, Keith Kelly AQUILA, Michael Zundel TR (arb) (EOD: 03/10/2009)
03/10/2009	537	Response in Opposition to (related document(s): 470 Motion to Vacate) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 3/11/2009 (deed). (EOD: 03/10/2009)
03/10/2009	536	Objection to (related document(s): 470 Motion to Vacate Order of Conversion filed by Creditor A-Fab Engineering, Inc.) Filed by Aquila Inc (Kelly, Keith) Modified on 3/10/2009 (gci). (EOD: 03/10/2009)
03/09/2009		Minute Entry Re: Continued Hearing on Motion to Require the Trustee to Assume or Reject Lease. Hearing Continued. Exhibits received. Witnesses: Carl Kingston; Mont William Rogerson; Anthony Carl Pollastro; Rachel Arlene Young; Elliott Finley; Charles Reynolds; Kenneth Adam Kingston. (related document(s): 398) Appearances: Michael Zundel TR, Mark Hansen STANDARD INDUSTRIES, Peter Guyon HIAWATHA, Keith Kelly AQUILA. Hearing scheduled for 3/10/2009 at 02:00 PM at US Bankruptcy Court. (arb) (EOD: 03/09/2009)
03/09/2009		Minute Entry Re: Continued Hearing on Motion of Hiawatha Coal Company, Inc. for Relief From Automatic Stay to Complete Utah Division of Gas, Oil, and Mining Reclamation Permit Requirements. Hearing Continued. Exhibits received. Witnesses: Carl Kingston; Mont William Rogerson; Anthony Carl Pollastro; Rachel Arlene Young; Elliott Finley; Charles Reynolds; Kenneth Adam Kingston. (related document(s): 432) Appearances: Michael Zundel TR, Mark Hansen STANDARD INDUSTRIES, Peter Guyon HIAWATHA, Keith Kelly AQUILA. Hearing scheduled for 3/10/2009 at 02:00 PM at US Bankruptcy Court. (arb) (EOD: 03/09/2009)
03/09/2009		Minute Entry Re: Continued Hearing on Motion to Extend Time for Trustee to Assume or Reject Executory Contracts or Unexpired Leases of Debtor. Hearing Continued. Exhibits received. Witnesses: Carl Kingston; Mont William Rogerson; Anthony Carl Pollastro; Rachel Arlene Young; Elliott Finley; Charles Reynolds; Kenneth Adam Kingston. (related document(s): 344) Appearances: Michael Zundel TR, Mark Hansen STANDARD INDUSTRIES, Peter Guyon HIAWATHA, Keith Kelly AQUILA. Hearing scheduled for 3/10/2009 at 02:00 PM at US Bankruptcy Court. (arb) (EOD: 03/09/2009)
03/09/2009		Adversary Case 2:09-ap-2046 Disposed. (kpc) (EOD: 03/09/2009)
03/09/2009	535	Order Granting Motion For Examination of Russell S. Walker Under Rule 2004 (Related Doc # 529) (gci) (EOD: 03/09/2009)
03/07/2009	533	Certificate of Service Re: Order. (related document(s): 528 Order on Motion for Examination) Service Date 03/07/2009. (Admin.) (EOD: 03/07/2009)
03/07/2009	532	Certificate of Service Re: Order. (related document(s): 527 Order on Motion for Examination) Service Date 03/07/2009. (Admin.) (EOD: 03/07/2009)
03/06/2009	534	Standard Industries' Response to A-FABS's Motion to Vacate Order of Conversion. (related document(s): 470 Motion to Vacate) Filed by A-Fab Engineering, Inc. , Standard Industries, Inc.

BAPC Appraisal No. 111-577		Docket No. 18-41		Filed: 03/12/2011		Page: 1263 of 1628	
Appraisal No.	Docket No.	Date	Description	Case No.	Case Name	Case Type	Case Status
			(kpc) (EOD: 03/09/2009)				
03/06/2009	531		Certificate of Service Re: Order. (related document(s): 522 Order on Motion for Entry of Judgment/Order) Service Date 03/06/2009. (Admin.) (EOD: 03/06/2009)				
03/06/2009	530		Pending Order (Ex Parte) related documents(s): 529 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 104512] (EOD: 03/06/2009)				
03/06/2009	529		Ex Parte Motion for Examination Under Rule 2004 <i>Russell S. Walker</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/06/2009)				
03/05/2009	528		Order Granting Motion For Examination Under Rule 2004 Directing Inspection of the Bear Canyon Mine and Mine Operating Documents (Related Doc # 525) (gci) (EOD: 03/05/2009)				
03/05/2009	527		Order Granting Motion For Examination, Requiring the Production of documents by Ms. Selma Sierra, State Director, United States Bureau of Land Management Under Rule 2004 (Related Doc # 523) (gci) (EOD: 03/05/2009)				
03/04/2009	526		Pending Order (Agreed to/Stipulated) related documents(s): 525 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 104413] (EOD: 03/04/2009)				
03/04/2009	525		Motion for Examination Under Rule 2004 <i>Directing Inspection of the Bear Canyon Mine and Mine Operating Documents</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/04/2009)				
03/04/2009	524		Pending Order (Ex Parte) related documents(s): 523 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 104389] (EOD: 03/04/2009)				
03/04/2009	523		Ex Parte Motion for Examination Under Rule 2004 <i>Selma Sierra, State Director, United States Bureau of Land Management</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 03/04/2009)				
03/04/2009	522		Order Denying to Exclude Expert Report and Witnesses; To Dismiss Trustee's Motion to Extend Time to Assume or Reject Lease; to Preclude Opposing Parties' Participation in the February 27, 2009 Hearing and to Grant Without Hearing C.O.P Coal's Motion to Require the Trustee to Assume or Reject Lease and on Hiawatha's Motion for Relief From Stay. (Related Doc # 495) (gci) (EOD: 03/04/2009)				
03/02/2009			Minute Entry Re: Motion for Relief From Stay filed by World Enterprises, Security Funding Company, ABM, Inc.,(related document(s): 426 and 442 Motion for Relief From Stay filed by Standard Industries, Inc.) Hearing Continued. Appearances: Peter W. Guyon (Hiawatha Coal Co.); F. Mark Hansen (COP); Keith A. Kelly (Aquila Inc.); Russell S. Walker (CW Mining); Michael N. Zundel and Richard Thorton (tr) Hearing scheduled for 3/9/2009 at 09:00 AM at US Bankruptcy Court. (JAB,kmc,klc) (EOD: 03/03/2009)				
03/02/2009			Minute Entry Re: Motion for Relief From Stay filed by Hiawatha Coal Company, Inc. Hearing Continued. Exhibits received. Witness: Carl Pollastro. (related document(s): 432 Appearances:Peter W. Guyon (Hiawatha Coal Co.); F. Mark Hansen (COP); Keith A. Kelly (Aquila Inc.); Russell S. Walker (CW Mining); Michael N. Zundel and Richard Thorton (tr) Hearing scheduled for 3/9/2009 at 09:00 AM at US Bankruptcy Court. (JAB,kmc,klc) (EOD: 03/03/2009)				
03/02/2009			Minute Entry Re: Motion Extend Time filed by Kenneth A. Rushton. Hearing Continued. Exhibits received. Witness: Carl Pollastro. (related document(s): 344 Appearances:Peter W. Guyon (Hiawatha Coal Co.); F. Mark Hansen (COP); Keith A. Kelly (Aquila Inc.); Russell W. Walker (CW Mining); Michael N. Zundel and Richard Thorton(tr) Hearing scheduled for 3/9/2009 at 09:00 AM at US Bankruptcy Court. (JAB,kmc,klc) (EOD: 03/03/2009)				
03/02/2009			Minute Entry Re: Motion for Ex Parte Relief filed by C.O.P. Coal Development Company. Hearing continued. Exhibits received. Witness: Carl Pollastro. (related document(s): 398 Appearances:Peter W. Guyon (Hiawatha Coal Co.); F. Mark Hansen (COP); Keith A. Kelly (Aquila Inc.); Russell S. Walker (CW Mining); Michael N. Zundel and Richard Thorton (tr) Hearing scheduled for 3/9/2009 at 09:00 AM at US Bankruptcy Court. (JAB,kmc,klc) (EOD: 03/02/2009)				

03/02/2009	EBAFP / Appraisal / No. 111-557 / Docket / No. 18-41 / Filed: 08/12/2011 / Page: 1124 of 1628	Position Statement of Graymont Western US Inc.'s (related document(s): 442 Motion for Relief From Stay) J Filed by Graymont Western US Inc. (Kelly, Danny) Modified on 3/2/2009 (gci). (EOD: 03/02/2009)
02/28/2009	520	Certificate of Service Re: Order. (related document(s): 514 Order on Motion to File Overlength Memorandum) Service Date 02/28/2009. (Admin.) (EOD: 02/28/2009)
02/28/2009	519	Certificate of Service Re: Order. (related document(s): 511 Order on Motion to File Overlength Memorandum) Service Date 02/28/2009. (Admin.) (EOD: 02/28/2009)
02/27/2009	518	BNC Certificate of Service Re: Clerk's Notice (related document(s): Clerk's Notice For Creditor's to File Claims) Service Date 02/27/2009. (Admin.) (EOD: 02/27/2009)
02/27/2009		Minute Entry Re: Motion of Hiawatha Coal Company, Inc. for Relief From the Automatic Stay to Complete Utah Division of Gas, Oil, and Mining Reclamation Permit Requirements. Hearing Continued. (related document(s): 432) Appearances: Mark Hansen STANDARD INDUSTRIES, Michael Zundel TR, Keith Kelly AQUILA, Russell Walker DB, Peter Guyon HIAWATHA. Hearing scheduled for 3/2/2009 at 11:00 AM at US Bankruptcy Court. (arb) (EOD: 02/27/2009)
02/27/2009		Minute Entry Re: Motion to Extend Time for Trustee to Assume or Reject Executory Contracts or Unexpired Leases of Debtor. Hearing Continued. Exhibits received. Witnesses: Charles Reynolds; Paul Toscano; Rachel Young; Joseph Kingston; Anthony Carl Pollastro. (related document(s): 344) Appearances: Mark Hansen STANDARD INDUSTRIES, Michael Zundel TR, Keith Kelly AQUILA, Russell Walker DB, Peter Guyon HIAWATHA. Hearing scheduled for 3/2/2009 at 11:00 AM at US Bankruptcy Court. (arb) (EOD: 02/27/2009)
02/27/2009		Minute Entry Re: Motion to Require the Trustee to Assume or Reject Lease. Hearing Continued. Exhibits received. Witnesses: Charles Reynolds; Paul Toscano; Rachel Young; Joseph Kingston; Anthony Carl Pollastro. (related document(s): 398) Appearances: Mark Hansen STANDARD INDUSTRIES, Michael Zundel TR, Keith Kelly AQUILA, Russell Walker DB, Peter Guyon HIAWATHA. Hearing scheduled for 3/2/2009 at 11:00 AM at US Bankruptcy Court. (arb) (EOD: 02/27/2009)
02/27/2009		Minute Entry Re: COP Coal Development Company's Amended Motion to Exclude Expert Report and Witnesses; Dismiss Trustee's Motion to Extend Time to Assume or Reject Lease; Preclude Opposing Parties' Participation in the February 27, 2009 Hearing; and Grant Without Hearing COP Coal's Motion to Require the Trustee to Assume or Reject Lease and on Hiawatha's Motion for Relief From the Automatic Stay. Motions denied. Exhibits received. OTF Zundel. (JAB,arb,kc) (related document(s): 495) Appearances: Mark Hansen STANDARD INDUSTRIES, Michael Zundel TR, Keith Kelly AQUILA, Russell Walker DB, Peter Guyon HIAWATHA (arb) (EOD: 02/27/2009)
02/26/2009	517	Stipulation Regarding Admissibility of Parties' Exhibit for February 27, 2009 Hearing Filed by C.O.P. Coal Development Company (djf) (EOD: 02/27/2009)
02/26/2009	516	Response to (related document(s): 506 Amended Motion, 507 Objection, 508 Objection) Filed by Aquila Inc (Kelly, Keith) (EOD: 02/26/2009)
02/26/2009	515	Joinder (related document(s): 387 Objection) to Proposed Order Filed by C.W. Mining Company (Walker, Russell) (EOD: 02/26/2009)
02/26/2009	514	Order Granting Ex Parte Motion to File Overlength Memorandum in Opposition (Related Doc # 499) (gci) Modified on 2/26/2009 (gci). (EOD: 02/26/2009)
02/26/2009	513	Joinder (related document(s): 432 Motion for Relief From Stay) Motion Hiawatha Coal Company, Inc. for Relief from Automatic Stay to Complete Utah Division of Gas and Mining Reclamation Permit Requirements Filed by C.W. Mining Company (Walker, Russell) (EOD: 02/26/2009)
02/26/2009	512	Joinder (related document(s): 398 Motion for Ex Parte Relief) Motion to Require Trustee to Assume or Reject Lease Filed by C.W. Mining Company (Walker, Russell) (EOD: 02/26/2009)

02/26/2009	EBAFP Appraisal No. 111-577 Docket# No. 118-41 Filed: 09/12/2011 Page: 1285 of 1288 511	Order Granting Ex Parte Motion for Leave to File Overlength Memorandum (Related Doc # 479) (gci) (EOD: 02/26/2009)
02/26/2009	510	Objection to (related document(s): 478 Memorandum in Opposition filed by Petitioning Creditor Aquila Inc) <i>Hiawatha Coal Company's Objections to Aquila Inc's Use of Depositions of Elliot Finley and Charles Reynolds as Evidence in this Action</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 02/26/2009)
02/26/2009	509	Joinder (related document(s): 506 Amended Motion) <i>Hiawatha Coal Company's Joinder in C.O.P. Coal Development Company's Motion (1) to Exclude Expert Report and Witnesses; (2) to Dismiss Trustee's Motion to Extend Time to Assume or Reject Lease; (3) to Preclude Opposing Parties' Participation in the February 27, 2009 Hearing; and (4) to Grant Without Hearing C.O.P. Coal's Motion to Require the Trustee to Assume or Reject Lease and on Hiawatha's Motion for Rellief from Automatic Stay</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 02/26/2009)
02/26/2009	508	Objections to Aquila's Joinder in Chapter 7 Trustee's Motion to Extend Time for Trustee to Assume or Reject Executory Contracts or Unexpired Leases and Aquila's Joinder in Chapter 7 Trustee's Objection to Motion of C.O.P. Coal Development Co. to Require Trustee to Assume or Reject Unexpired Lease. (related document(s): 490 Joinder 492 Joinder) Filed by C.O.P. Coal Development Company (djf) (EOD: 02/26/2009)
02/26/2009	507	Objection to Aquila's Joinder in Chapter 7 Trustee's Opposition to Motion for Relief from Stay. (related document(s): 491 Joinder) Filed by ABM, Inc. , Security Funding Company , World Enterprises (djf) (EOD: 02/26/2009)
02/26/2009	506	Amended Motion (related document(s): 495 Motion to Exclude Expert Report and Witnesses; To Dismiss Trustee's Motion to Extend Time to Assume or Reject Lease; to Preclude Opposing Parties' Participation in the February 27, 2009 Hearing and to Grant Without Hearing C.O.P Coal's Motion to Require the Trustee to Assume or Reject Lease and on Hiawatha's Motion for Relief From Stay. (related document(s): 432 Motion for Relief From Stay) Filed by C.O.P. Coal Development Company) Filed by C.O.P. Coal Development Company (djf) (EOD: 02/26/2009)
02/25/2009	505	Certificate of Service Re: Order. (related document(s): 476 Order on Motion for Examination) Service Date 02/25/2009. (Admin.) (EOD: 02/25/2009)
02/25/2009	504	Certificate of Service Re: Order. (related document(s): 475 Order on Motion for Examination) Service Date 02/25/2009. (Admin.) (EOD: 02/25/2009)
02/25/2009	503	Certificate of Service Re: Order. (related document(s): 474 Order on Motion for Examination) Service Date 02/25/2009. (Admin.) (EOD: 02/25/2009)
02/25/2009	502	Affidavit/Declaration (related document(s): 501 Memorandum in Opposition) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/25/2009)
02/25/2009	501	Memorandum in Opposition (related document(s): 442 Motion for Relief From Stay) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/25/2009)
02/25/2009	500	Pending Order (Ex Parte) related documents(s): 499 Motion to File Overlength Memorandum Filed by: (Zundel, Michael) [Order# 104028] (EOD: 02/25/2009)
02/25/2009	499	Ex Parte Motion to File Overlength Memorandum <i>in Opposition to (related document(s): 442 Standard Industries' Second Motion for Relief From Stay)</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 2/26/2009 (gci). (EOD: 02/25/2009)
02/25/2009	498	Notice of Appearance and Request for Notice Filed by Danny C. Kelly on behalf of Graymont Western US Inc. (Kelly, Danny) (EOD: 02/25/2009)
02/25/2009	497	Memorandum in Opposition (related document(s): 442 Motion for Relief From Stay) Filed by Aquila Inc (Kelly, Keith) (EOD: 02/25/2009)

02/25/2009	496	Pending Order (Other) related documents(s): 495 Motion for Entry of Judgment/Order Motion to Dismiss/Withdraw Document Filed by: (djf) [Order# 104000] (EOD: 02/25/2009)
02/25/2009	495	Motion to Exclude Expert Report and Witnesses; To Dismiss Trustee's Motion to Extend Time to Assume or Reject Lease; to Preclude Opposing Parties' Participation in the February 27, 2009 Hearing and to Grant Without Hearing C.O.P Coal's Motion to Require the Trustee to Assume or Reject Lease and on Hiawatha's Motion for Relief From Stay. (related document(s): 432 Motion for Relief From Stay) Filed by C.O.P. Coal Development Company (djf) (EOD: 02/25/2009)
02/25/2009	494	Exhibit List for February 27, 2009 Hearing on C.O.P. Coal Development Company's Motion to Require the Trustee to Assume or Reject Lease, Trustee's Motion to Extend Time to Assume or Reject Lease and Hiawatha Coal Company's Motion for Relief From Automatic Stay (related document(s): 400 Notice of Hearing) Filed by C.O.P. Coal Development Company 432 Hiawatha Coal Company's Motion for Relief from Stay. (djf) (EOD: 02/25/2009)
02/25/2009	493	Exhibit List for February 27, 2009 Hearing -- (related document(s): 344 Ex Parte Motion to Extend Time Assume or Reject Executory Contracts, 398 Motion to Require The Trustee to Assume or Reject Lease, 432 Motion for Relief from Automatic Stay) Filed by Aquila Inc (Kelly, Keith) Modified on 2/26/2009 (gci). (EOD: 02/25/2009)
02/25/2009	492	Joinder (related document(s): 344 Trustee's Ex Parte Motion to Extend Time for Trustee to Assume or Reject Executory Contracts or Unexpired Leases of Debtor -- Filed by Aquila Inc (Kelly, Keith) Modified on 2/26/2009 (gci). (EOD: 02/25/2009)
02/25/2009	491	Joinder (related document(s): 453 in Trustee's Memorandum in Opposition to Motion for Relief from Automatic Stay of World Enterprises, ABM and Security Funding -- Filed by Aquila Inc (Kelly, Keith) Modified on 2/26/2009 (gci). (EOD: 02/25/2009)
02/25/2009	490	Joinder (related document(s): 450 in Trustee's Objection to Motion of COP Coal Development Co. to Require Trustee to Assume or Reject Unexpired Lease -- Filed by Aquila Inc (Kelly, Keith) Modified on 2/26/2009 (gci). (EOD: 02/25/2009)
02/25/2009		Clerk's Notice For Creditors to File Claims. Proofs of Claims due by 5/28/2009. (gci) (EOD: 02/25/2009)
02/25/2009		Trustee's Request for Creditors to File Claims filed by Trustee. (Rushton tr, Kenneth) (EOD: 02/25/2009)
02/25/2009	489	Trustee's First Amended Witness List (related document(s): 487 Notice filed by Creditor C.O.P. Coal Development Company) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr (Zundel, Michael) Modified on 2/25/2009 (gci). (EOD: 02/25/2009)
02/25/2009	488	Exhibit List (related document(s): 432 Motion for Relief From Stay filed by Witness Hiawatha Coal Company, Inc., 452 Order) Hearing of February 27, 2009 Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 2/25/2009 (gci). (EOD: 02/25/2009)
02/24/2009	487	Witness List for February 27, 2009 Hearing on (related document(s): 344 Motion Extend Time filed by Trustee Kenneth A. Rushton tr, 398 Motion to Require The Trustee to Assume or Reject Lease C.O.P. Coal Development Company, 432 Motion for Relief From Stay filed by Witness Hiawatha Coal Company, Inc.) Filed by C.O.P. Coal Development Company. (gci) (EOD: 02/25/2009)
02/24/2009	486	Memorandum in Support (related document(s): 398 Motion to Require The Trustee to Assume or Reject Lease) Filed by C.O.P. Coal Development Company. (gci) (EOD: 02/25/2009)
02/24/2009	485	Joinder (related document(s): 432 Motion for Relief From Stay) Filed by ABM, Inc., Security Funding Company, World Enterprises. (gci) (EOD: 02/25/2009)
02/24/2009	484	Exhibit (related document(s): 452 Order) Trustee's witness list Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/24/2009)

Case No.	Appraisal No.	Document No.	Filed	Page
02/24/2009	483	Notice (related document(s): 452 Order) <i>Hiawatha Coal Company's Witness List for Hearing of February 27, 2009</i> Filed by Peter W. Guyon on behalf of Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 02/24/2009)	08/12/2011	1137 of 1628
02/23/2009	482	Reply in Support to (related document(s): 459 Objection) Filed by C.O.P. Coal Development Company (gci) (EOD: 02/24/2009)		
02/23/2009	481	Memorandum in Opposition (related document(s): 432 Motion for Relief From Stay) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/23/2009)		
02/23/2009	480	Pending Order (Consent Orders) related documents(s): 479 Motion to File Overlength Memorandum Filed by: (Zundel, Michael) [Order# 103877] (EOD: 02/23/2009)		
02/23/2009	479	Ex Parte Motion to File Overlength Memorandum Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/23/2009)		
02/23/2009	478	Memorandum in Opposition (related document(s): 432 Motion for Relief From Stay) Filed by Aquila Inc (Kelly, Keith) (EOD: 02/23/2009)		
02/23/2009	477	Exhibit <i>submission of expert report</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/23/2009)		
02/23/2009	476	Order Granting Motion For Examination of Carl Kingston Under Rule 2004 (Related Doc # 468) (gci) (EOD: 02/23/2009)		
02/23/2009	475	Order Granting Motion For Examination of Paul James Toscano Under Rule 2004 (Related Doc # 466) (gci) (EOD: 02/23/2009)		
02/23/2009	474	Order Granting Motion For Examination of Russell S. Walker Under Rule 2004 (Related Doc # 464) (gci) (EOD: 02/23/2009)		
02/20/2009	473	Reply Memorandum in Support to (related document(s): 426 Motion for Relief From Stay) Filed by ABM, Inc., Security Funding Company, World Enterprises. (gci) (EOD: 02/23/2009)		
02/20/2009	472	Notice of Hearing (related document(s): 470 Motion to Vacate) Filed by A-Fab Engineering, Inc. Hearing scheduled for 4/9/2009 at 09:00 AM at US Bankruptcy Court. (gci) (EOD: 02/23/2009)		
02/20/2009	471	Memorandum in Support (related document(s): 470 Motion to Vacate) Filed by A-Fab Engineering, Inc. (gci) (EOD: 02/23/2009)		
02/20/2009	470	Motion to Vacate(related document(s): 220 Motion to Convert Case to Chapter 7) Filed by A-FAB Engineering, Inc. (gci) (EOD: 02/23/2009)		
02/20/2009	469	Pending Order (Ex Parte) related documents(s): 468 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 103773] (EOD: 02/20/2009)		
02/20/2009	468	Ex Parte Motion for Examination Under Rule 2004 (<i>Carl Kingston</i>) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/20/2009)		
02/20/2009	467	Pending Order (Ex Parte) related documents(s): 466 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 103770] (EOD: 02/20/2009)		
02/20/2009	466	Ex Parte Motion for Examination Under Rule 2004 (<i>Paul Toscano</i>) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/20/2009)		
02/20/2009	465	Pending Order (Ex Parte) related documents(s): 464 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 103769] (EOD: 02/20/2009)		
02/20/2009	464	Ex Parte Motion for Examination Under Rule 2004 (<i>Russell S. Walker</i>) Filed by Kenneth A.		

BAPC Appraisal No. 111-577		Docket No. 18-4		Filed: 09/12/2011		Page: 1318 of 1628	
		Rushton tr (Zundel, Michael) (EOD: 02/20/2009)					
02/20/2009	463	Notice <i>and Request for Removal from Sevice Lists</i> Filed by Steven C. Strong on behalf of Aquila Inc (Strong, Steven) (EOD: 02/20/2009)					
02/19/2009	461	Response to (related document(s): 459 Objection) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/19/2009)					
02/18/2009	460	Pending Order (Other) related documents(s): 348 Motion to Modify Filed by: (gci) [Order# 103672] (EOD: 02/19/2009)					
02/18/2009	459	Objection to (related document(s): 457 Pending Order) Filed by C.O.P. Coal Development Company. (gci) (EOD: 02/19/2009)					
02/16/2009	457	Pending Order (Hearing Held) related documents(s): 348 Motion to Modify Filed by: (Zundel, Michael) [Order# 103490] (EOD: 02/16/2009)					
02/14/2009	462	Certificate of Service Re: Order. (related document(s): 454 Order to Employ) Service Date 02/14/2009. (Admin.) (EOD: 02/20/2009)					
02/13/2009	456	Certificate of Service Re: Order. (related document(s): 452 Order) Service Date 02/13/2009. (Admin.) (EOD: 02/13/2009)					
02/13/2009	455	Certificate of Service Re: Order. (related document(s): 451 Order on Motion to Shorten Time) Service Date 02/13/2009. (Admin.) (EOD: 02/13/2009)					
02/12/2009	454	Order to Employ (related document(s): 404 Application to Employ (Professional)) Norwest Corporation as mining consultants for the Trustee. Applicant is required to maintain contemporaneous time and expense records. Allowance of fees and expenses are subject to Court approval pursuant to applicable law notwithstanding any provisions in the work order or 2009 Standard Terms and Conditions. (gci) (EOD: 02/12/2009)					
02/11/2009	453	Memorandum in Opposition to (related document(s): 426 Motion for Relief From Stay) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 2/12/2009 (gci). (EOD: 02/11/2009)					
02/11/2009	452	Order Governing Scheduling on February 27, 2009 Hearings (related document(s): 240 Motion to Dismiss Case, 344 Motion Extend Time, 356 Motion to Strike, Motion for Contempt/Sanctions, 398 Motion for Ex Parte Relief, 432 Motion for Relief From Stay) The motion to dismiss and the motion to strike are continued without date. Any responses to the motion for relief shall be filed no later than February 23, 2009. (gci) (EOD: 02/11/2009)					
02/11/2009		Hearing Set(related document(s): 432 Motion for Relief From Stay) Hearing scheduled for 2/27/2009 at 09:00 AM at US Bankruptcy Court. (gci) (EOD: 02/11/2009)					
02/11/2009	451	Order Granting Motion for Order to Shorten Time for Hearing on Motion from Relief from Automatic Stay of Hiawatha Coal Company, Inc. (Related Doc # 448) The motion shall be held on February 27, 2009 at 9:00 am at US Bankruptcy Court. Signed as modified by the Court. Changes can only be viewed electronically. (gci) (EOD: 02/11/2009)					
02/10/2009	458	Notice of Transcript Order Form - Appeal filed by Aquila Inc. Transcript of Hearing on Motion to Alter, Amend and Clarify by C.W. Mining heard 11/24/08 Due by 3/12/2009. [With Transcriptionist's signature] (tjc) (EOD: 02/18/2009)					
02/10/2009	450	Objection to (related document(s): 398 Require The Trustee to Assume or Reject Lease filed by Creditor C.O.P. Coal Development Company) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 02/10/2009)					
02/10/2009	449	Pending Order (Other) related documents(s): 448 Motion to Shorten Time Filed by: (Guyon, Peter) [Order# 103193] (EOD: 02/10/2009)					

02/10/2009	Appraisal No. 111-577	Docket No. 18-4 Filed: 09/12/2011 Page: 1359 of 1628 Deferred Adversary Fee. \$250.00. 09-2047. (gci) (EOD: 02/10/2009)
02/10/2009	448	Motion to Shorten Time for Hearing for (related document(s): 432 Motion for Relief From Stay filed by Witness Hiawatha Coal Company, Inc.) to Complete Utah Division of Gas, Oil and Mining Reclamation Permit Requirements Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 2/10/2009 (gci). (EOD: 02/10/2009)
02/09/2009	446	Transcript regarding Hearing Held 1/26/09 RE: Motion to Clarify. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 5/11/2009. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 348 Motion to Modify filed by Creditor C.O.P. Coal Development Company) Notice of Intent to Request Redaction Deadline Due By 2/17/2009. Redaction Request Due By 3/2/2009. Redacted Transcript Submission Due By 3/12/2009. Transcript access will be restricted through 5/11/2009. (gci) Additional attachment(s) added on 2/11/2009 (gci). (EOD: 02/11/2009)
02/09/2009	445	Declaration in Support of re: (related document(s): 442 Motion for Relief From Stay) Filed by Aaron Kingston (gci) (EOD: 02/10/2009)
02/09/2009	444	Notice of Hearing (related document(s): 442 Motion for Relief From Stay) Filed by Standard Industries, Inc. Hearing scheduled for 3/2/2009 at 02:30 PM at US Bankruptcy Court. (gci) (EOD: 02/10/2009)
02/09/2009	443	Memorandum in Support (related document(s): 442 Motion for Relief From Stay) Filed by Standard Industries, Inc. (gci) (EOD: 02/10/2009)
02/09/2009	442	Motion for Relief From Stay . Receipt Number: 258894, Fee Amount: \$150.00, Description of Property: Collection of Amounts Past Due and Owing from UtahAmericanEnergy, Inc. and Graymount Western Filed by Standard Industries, Inc. (gci) (EOD: 02/10/2009)
02/09/2009	441	Adversary case 09-02047 . (21 (Validity, priority or extent of lien or other interest in property),91 (Declaratory judgment)):Complaint of Kenneth A. Rushton against Standard Industries, Inc., ABM, Inc., Fidelity Funding Company, Security Funding Company, World Enterprises, UtahAmerican Energy, Inc..Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 2/10/2009 (gci). (EOD: 02/09/2009)
02/09/2009	440	Exhibit (related document(s): 404 Application to Employ (Professional)) <i>Mining Consultants</i> Filed by Kenneth A. Rushton tr (Rushton tr, Kenneth) (EOD: 02/09/2009)
02/09/2009	439	Adversary case 09-02046 . Complaint by F. Mark Hansen on behalf of C.O.P. Coal Development Company against Kenneth A. Rushton .(21 (Validity, priority or extent of lien or other interest in property),91 (Declaratory judgment)): Fee Amount \$250 (mfm) (EOD: 02/09/2009)
02/08/2009	436	Certificate of Service Re: Order. (related document(s): 434 Order on Motion for Protective Order) Service Date 02/08/2009. (Admin.) (EOD: 02/08/2009)
02/06/2009	438	Support Document (related document(s): 437 Transcript) (gci) (EOD: 02/09/2009)
02/06/2009	437	Transcript regarding Hearing Held 9/11/08 RE: Qualification of the Petitioning creditors. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 5/7/2009. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. .(related document(s): 81 Motion for Summary Judgment filed by Petitioning Creditor Aquila Inc) Notice of Intent to Request Redaction Deadline Due By 2/13/2009. Redaction Request Due By 2/27/2009. Redacted Transcript Submission Due By 3/9/2009. Transcript access will be restricted through 5/7/2009. (gci) Additional attachment(s) added on 2/10/2009 (tlb). (EOD: 02/09/2009)

EB/APP	Appraisal No.	Docket No.	Filed	Page
02/06/2009	435	111-577	08/12/2011	1130 off 1228
				Notice of Transcript Order Form-Appeal Filed by Aquila Inc. Transcript of 9/25/08 Hearing Due by 3/9/2009. (tjc) (EOD: 02/06/2009)
02/06/2009	434			
				Order Granting Aquila's Motion to Compel; Granting, in Part, Hiawatha's Motion for Protective Order; and Denying Hiawatha's Motion for Return of Documents and For Sanctions. (Related Doc # 277) (lph) (EOD: 02/06/2009)
02/06/2009				
				Filing Fee Paid. Receipt Number: 258858 Fee Amount \$150.00 (related document(s): 432 Motion for Relief From Stay) (sjl) (EOD: 02/06/2009)
02/05/2009	433			
				Memorandum in Support (related document(s): 432 Motion for Relief From Stay) <i>Memorandum in Support of Motion of Hiawatha Coal Compay, Inc. for Relief from Automatic Stay to Complete Utah Division of Gas, Oil and Mining Reclamation Permit Requirements</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 02/05/2009)
02/05/2009	432			
				Motion of Hiawatha Coal Company, Inc. for Relief from Automatic Stay to Complete Utah Division of Gas, Oil and Mining Reclamation Permit Requirements. Fee Amount: \$150, Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 2/25/2009 (lph). (EOD: 02/05/2009)
02/05/2009	431			
				Amended Notice of Hearing (related document(s): 240 Motion to Dismiss Case) Filed by Standard Industries, Inc. Hearing scheduled for 2/27/2009 at 09:00 AM at US Bankruptcy Court. (gci) (EOD: 02/05/2009)
02/04/2009	430			
				Declaration in Support of re: (related document(s): 426 Motion for Relief From Stay) Filed by Rachel Young. (gci) Additional attachment(s) added on 2/5/2009 (mfm). (EOD: 02/05/2009)
02/04/2009	429			
				Declaration in Support of re: (related document(s): 426 Motion for Relief From Stay) Filed by F.Mark Hansen. (gci) (EOD: 02/05/2009)
02/04/2009	428			
				Notice of Hearing (related document(s): 426 Motion for Relief From Stay) Filed by ABM, Inc., Security Funding Company, World Enterprises Hearing scheduled for 3/2/2009 at 02:30 PM at US Bankruptcy Court. (gci) (EOD: 02/05/2009)
02/04/2009	427			
				Memorandum in Support (related document(s): 426 Motion for Relief From Stay) Filed by ABM, Inc., Security Funding Company, World Enterprises. (gci) (EOD: 02/05/2009)
02/04/2009	426			
				Motion for Relief From Stay. Receipt Number: 258848, Fee Amount: \$150.00, Description of Property: Foreclosure on the collateral Filed by ABM, Inc., Security Funding Company, World Enterprises. (gci) (EOD: 02/05/2009)
02/04/2009	425			
				Certificate of Service Re: Order. (related document(s): 423 Order on Motion to Extend Time) Service Date 02/04/2009. (Admin.) (EOD: 02/05/2009)
02/04/2009	424			
				Certificate of Service Re: Order. (related document(s): 422 Order on Motion For Relief From Stay) Service Date 02/04/2009. (Admin.) (EOD: 02/05/2009)
02/02/2009	423			
				Order Granting Ex Parte Motion to Extend Time until March 13, 2009 For Trustee to Assume or Reject Executory Contracts or unexpired Leases of Personal Property of Debtor. The portion of the Trustee's ex parte Motion asking to extend time to assume executory contracts regarding non-residential real estate is continued, without prejudice. (Related Doc # 344) (lph) (EOD: 02/02/2009)
02/02/2009	422			
				Order Denying Standard Industries' Motion For Relief From Stay Without Prejudice. (Related Doc # 302) (lph) (EOD: 02/02/2009)
01/30/2009	421			
				Certificate of Service Re: Order. (related document(s): 416 Order on Motion for Examination) Service Date 01/30/2009. (Admin.) (EOD: 01/30/2009)
01/30/2009	420			
				Pending Order (Ex Parte) related documents(s): 404 Application to Employ (Professional) Filed by: (Rushton tr, Kenneth) [Order# 102719] (EOD: 01/30/2009)

Case No.	Appraisal No.	Document No.	Filed	Page
01/29/2009	419	111-577	Docket# 118-41	Filed: 08/12/2011
				Page: 1164 of 1228
01/29/2009	419	Certificate of Service Re: Order. (related document(s): 411 Order on Motion for Examination) Service Date 01/29/2009. (Admin.) (EOD: 01/29/2009)		
01/29/2009	418	Certificate of Service Re: Order. (related document(s): 409 Unsigned Order) Service Date 01/29/2009. (Admin.) (EOD: 01/29/2009)		
01/28/2009	417	Certificate of Service Re: Order. (related document(s): 397 Order to Employ) Service Date 01/28/2009. (Admin.) (EOD: 01/28/2009)		
01/28/2009		Notice of Endorsement(related document(s): 389 Pending Order [Order# 102159]). Endorsed with no objection Filed by Steven C. Strong on behalf of Aquila Inc (Strong, Steven) (EOD: 01/28/2009)		
01/28/2009		Notice of Endorsement(related document(s): 388 Pending Order [Order# 102156]). Endorsed with no objection Filed by Steven C. Strong on behalf of Aquila Inc (Strong, Steven) (EOD: 01/28/2009)		
01/28/2009	416	Order Granting Motion For Examination of A-Fab Under Rule 2004 (Related Doc # 414) (gci) (EOD: 01/28/2009)		
01/27/2009	415	Pending Order (Agreed to/Stipulated) related documents(s): 414 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 102504] (EOD: 01/27/2009)		
01/27/2009	414	Motion for Examination Under Rule 2004 <i>Including Production of Documents</i> Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/27/2009)		
01/27/2009	412	Pending Order (Hearing Held) related documents(s): 277 Motion for Protective Order; 327 Motion to Compel; 335 Motion to Strike -- Filed by: (Kelly, Keith) [Order# 102491] (EOD: 01/27/2009)		
01/27/2009	411	Order Granting Motion For Examination Under Rule 2004 or, in The Alternative, Pursuant to Rule 7034 and 11 U.S.C. 362(Related Doc # 394) Hiawatha Coal Company, Inc. shall permit inspection as requested by the Trustee and shall designate one or more representatives to accompany the Trustee to ensure access and safety during the inspection and to respond to questions posed by the Trustee. The Court has reviewed the response of Hiawatha Coal Company and it is overruled. (gci) (EOD: 01/27/2009)		
01/27/2009	410	Memorandum in Opposition (related document(s): 394 Motion for Examination Under Rule 2004) <i>Hiawatha Coal Company, Inc.'s Response to Trustee's Emergency Motion for Order Directing Inspection of the Bear Canyon Mine and Mine Operating Documents Pursuant to Rule 2004 of, in the Alternative, Pursuant to Rule 7034 and 11 USC §362</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 01/27/2009)		
01/27/2009	409	Unsigned Order (related document(s): 404 Application to Employ (Professional)) Reason Order Was Unsigned: Order does not comply with Local Rule 5005-3. Please resubmit with correct margins. Eorder number: 102458. (gci) (EOD: 01/27/2009)		
01/26/2009	408	Appellant Designation of Record and Statement of Issues of Appeal (related document(s): 312 Notice of Appeal) Filed by C.W. Mining Company Appellee designation due by 02/5/2009. Transmission of Designation Due by 02/25/2009. (Williams, David) (EOD: 01/26/2009)		
01/26/2009	407	Response to (related document(s): 356 Motion to Strike, Motion for Contempt/Sanctions) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/26/2009)		
01/26/2009	406	Pending Order (Ex Parte) related documents(s): 404 Application to Employ (Professional) Filed by: (Rushton tr, Kenneth) [Order# 102458] (EOD: 01/26/2009)		
01/26/2009	405	Affidavit/Declaration (related document(s): 404 Application to Employ (Professional)) Filed by Kenneth A. Rushton tr (Rushton tr, Kenneth) (EOD: 01/26/2009)		
01/26/2009	404	Ex Parte Application to Employ Norwest Corporation as Mining Consultants Filed by Kenneth A. Rushton tr (Rushton tr, Kenneth) Modified on 1/27/2009 (gci). (EOD: 01/26/2009)		

01/26/2009	Appraisal No. 403	Declaration re: (related document(s): 398 Motion to Require The Trustee to Assume or Reject Lease) Filed by Rachel Young. (gci) (EOD: 01/26/2009)
01/26/2009	402	Declaration in Support of re: (related document(s): 398 Motion to Require The Trustee to Assume or Reject Lease) Filed by Charles Reynolds. (gci) (EOD: 01/26/2009)
01/26/2009	401	Declaration in Support of re: (related document(s): 398 Motion to Require The Trustee to Assume or Reject Lease) Filed by Joseph Kingston. (gci) (EOD: 01/26/2009)
01/26/2009	400	Notice of Hearing (related document(s): 398 Motion TO Require The Trustee to Assume or Reject Lease) Filed by C.O.P. Coal Development Company Hearing scheduled for 2/27/2009 at 09:00 AM at US Bankruptcy Court. (gci) (EOD: 01/26/2009)
01/26/2009	399	Memorandum in Support (related document(s): 398 Motion to Require The Trustee to Assume or Reject Lease) Filed by C.O.P. Coal Development Company (gci) (EOD: 01/26/2009)
01/26/2009	398	Motion to Require The Trustee to Assume or Reject Lease filed by C.O.P. Coal Development Company. (gci) (EOD: 01/26/2009)
01/26/2009	397	Order to Employ (related document(s): 382 Application to Employ (Professional)) Dale W. Westenskow of Robison, Hill & Co. as Accountant. (gci) (EOD: 01/26/2009)
01/26/2009		Minute Entry Re: C.O.P. Coal Development Co.'s Motion to Clarify Order Denying in Part Motion of Aquila, Inc. for Order Preserving and Protecting Assets of Bankruptcy Estate. Motion denied. OTF Zundel. (JAB,arb,lo) (related document(s): 348) Appearances: Mark Hansen STANDARD INDUSTRIES, Keith Kelly and Steven Strong AQUILA, Michael Zundel TR, Russell Walker DB, Peter Guyon HIAWATHA, Troy Aramburu LYNDON PROPERTY, Steven Alder (arb) (EOD: 01/26/2009)
01/25/2009	395	Pending Order (Other) related documents(s): 394 Motion for Examination Under Rule 2004 Filed by: (Zundel, Michael) [Order# 102391] (EOD: 01/25/2009)
01/25/2009	394	Emergency Motion for Examination Under Rule 2004 or, in The Alternative, Pursuant to Rule 7034 and 11 U.S.C. 362 Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 1/26/20209 (gci). (EOD: 01/25/2009)
01/23/2009	396	Reply Memorandum in Support (related document(s): 348 Motion to Modify) Filed by C.O.P. Coal Development Company (mkp) (EOD: 01/26/2009)
01/22/2009	393	Certificate of Service Re: Order. (related document(s): 385 Unsigned Order) Service Date 01/22/2009. (Admin.) (EOD: 01/22/2009)
01/22/2009	392	Certificate of Service Re: Order. (related document(s): 384 Unsigned Order) Service Date 01/22/2009. (Admin.) (EOD: 01/22/2009)
01/21/2009	391	Joinder (related document(s): 348 Motion to Clarify) <i>Denying in Part Motion of Aquila, Inc. For Order Preserving and Protecting Assets of Bankruptcy Estate Declaration Under Penalty of Perjury of Elliot Finley</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 1/22/2009 (gci). (EOD: 01/21/2009)
01/21/2009	390	Notice of Hearing (related document(s): 344 Motion Extend Time) Filed by Michael N. Zundel on behalf of Kenneth A. Rushton tr Hearing scheduled for 2/27/2009 at 09:00 AM at US Bankruptcy Court. (Zundel, Michael) (EOD: 01/21/2009)
01/21/2009	389	Pending Order (Hearing Held) related documents(s): 344 Motion Extend Time Filed by: (Zundel, Michael) [Order# 102159] (EOD: 01/21/2009)
01/21/2009	388	Pending Order (Hearing Held) related documents(s): 302 Motion for Relief From Stay Filed by: (Zundel, Michael) [Order# 102156] (EOD: 01/21/2009)

BAP Appraisal No.	Appraisal No.	Document No. Filed: Page of
01/21/2009	387	111577 Document No. 118-41 Filed: 08/12/2011 Page: 1363 of 1528 Objection to (related document(s): 344 Motion Extend Time filed by Trustee Kenneth A. Rushton tr) Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, International Association of United Workers Union, Security Funding Company, Standard Industries, Inc., World Enterprises. (gci) (EOD: 01/21/2009)
01/20/2009	413	Objection to (related document(s): 377 Pending Order, 398 Motion for Ex Parte Relief filed by Creditor C.O.P. Coal Development Company) Filed by ABM, Inc. , C.O.P. Coal Development Company , Fidelity Funding Company , International Association of United Workers Union , Security Funding Company , Standard Industries, Inc. , World Enterprises (gci) (EOD: 01/27/2009)
01/20/2009	386	Response to (related document(s): 348 Motion to Modify) <i>Aquila's Objection to Motion by COP Coal Seeking to Clarify Order Preserving Estate Assets</i> Filed by Aquila Inc (Strong, Steven) (EOD: 01/20/2009)
01/20/2009	385	Unsigned Order (related document(s): 344 Motion Extend Time to Assume or Reject Executory Contracts or Unexpired Leases) Reason Order Was Unsigned: Order does not comply with Local Rule 5005-3 and has not been circulated for objection. Please resubmit with correct margins. Eorder number: 101880. (gci) (EOD: 01/20/2009)
01/20/2009	384	Unsigned Order (related document(s): 302 Motion for Relief From Stay) Reason Order Was Unsigned: Order does not comply with Local Rule 5005-3. Please resubmit with correct margins. Also, the caption says "Dismissing" rather than "Denying," and there is not a certificate of service indicating that the proposed order was circulated for objection pursuant to Local Rule 9021-1(b). Eorder number: 101881. (gci) (EOD: 01/20/2009)
01/20/2009	383	Pending Order (Other) related documents(s): 382 Application to Employ (Professional) Filed by: (Rushton tr, Kenneth) [Order# 102006] (EOD: 01/20/2009)
01/20/2009	382	Application to Employ and Declaration of W. Dale Westenskow of Robison, Hill & Co. as Accountant Filed by Kenneth A. Rushton tr (Rushton tr, Kenneth) Modified on 1/20/2009 (gci). (EOD: 01/20/2009)
01/16/2009	381	Notice of Hearing (related document(s): 356 Motion to Strike) Filed by ABM, Inc., C.O.P. Coal Development Company, Security Funding Company, Standard Industries, Inc., World Enterprises Hearing scheduled for 2/27/2009 at 09:00 AM at US Bankruptcy Court. (gci) (EOD: 01/16/2009)
01/16/2009	380	Notice of Hearing (related document(s): 311 Order on Motion To Reconsider) Filed by C.O.P. Coal Development Company Hearing scheduled for 1/26/2009 at 09:00 AM at US Bankruptcy Court. (gci) (EOD: 01/16/2009)
01/16/2009	379	Joinder (related document(s): 348 Motion to Modify, 349 Memorandum in Support) Filed by C.W. Mining Company (Walker, Russell) (EOD: 01/16/2009)
01/16/2009	378	Pending Order (Hearing Held) related documents(s): 302 Motion for Relief From Stay Filed by: (Zundel, Michael) [Order# 101881] (EOD: 01/16/2009)
01/16/2009	377	Pending Order (Ex Parte) related documents(s): 344 Motion Extend Time Filed by: (Zundel, Michael) [Order# 101880] (EOD: 01/16/2009)
01/15/2009	376	Certificate of Service Re: Order. (related document(s): 374 Unsigned Order) Service Date 01/15/2009. (Admin.) (EOD: 01/16/2009)
01/15/2009	375	Notice from BAP: Scheduling Information. Notice includes deadlines for filing papers with the BAP (related document(s): 312 Notice of Appeal). (BAP2) (EOD: 01/15/2009)
01/13/2009	374	Unsigned Order (related document(s): 344 Motion Extend Time) Reason Order Was Unsigned: Alternative order to be filed. Eorder number: 101218. (gci) (EOD: 01/13/2009)
01/13/2009	373	Notice of Appearance and Request for Notice Filed by Lon A. Jenkins on behalf of Lyndon Property Insurance Company (Jenkins, Lon) (EOD: 01/13/2009)

EBAFP Appraisal No.	111-577	Docket No. 18-4 Filed: 08/12/2011 Page: 1154 of 1228 Minute Entry Re: Standard Industries' Motion for Relief From Automatic Stay. Motion denied without prejudice; Standard may bring the matter back before the Court as an evidentiary hearing if the Trustee has not filed the variety of adversary pleadings that they set forth in their responsive pleadings, within 60 days. Trustee is granted a 60 day extension to assume or reject executory contract or unexpired leases. Witness: Charles Reynolds. Exhibits received. OTF Zundel. (JAB,arb,km) (related document(s): 302) Appearances: Peter Guyon HIAWATHA, Keith Kelly and Steven Strong AQUILA, Michael Zundel TR, Mark Hansen STANDARD INDUSTRIES (arb) Modified on 1/22/2009 (arb). (EOD: 01/14/2009)
01/12/2009		Minute Entry Re: Aquila's Motion to Compel. Motion granted. OTF Kelly. (JAB,arb,km) (related document(s): 327) Appearances: Peter Guyon HIAWATHA, Keith Kelly and Steven Strong AQUILA, Michael Zundel TR, Mark Hansen STANDARD INDUSTRIES (arb) (EOD: 01/14/2009)
01/12/2009		Minute Entry Re: Hiawatha Coal Company's Motion for Return of Documents, for Protective Order and for Sanctions. Motion for return of documents and motion for sanctions denied. Motion for protective order granted. Findings of fact and conclusions of law made on the record. OTF Kelly. (JAB,arb,km) (related document(s): 277) Appearances: Peter Guyon HIAWATHA, Keith Kelly and Steven Strong AQUILA, Michael Zundel TR, Mark Hansen STANDARD INDUSTRIES (arb) (EOD: 01/14/2009)
01/11/2009	371	Certificate of Service Re: Order. (related document(s): 366 Order on Application to Employ Attorney) Service Date 01/11/2009. (Admin.) (EOD: 01/11/2009)
01/11/2009	370	Certificate of Service Re: Order. (related document(s): 365 Order on Application to Employ Attorney) Service Date 01/11/2009. (Admin.) (EOD: 01/11/2009)
01/10/2009	369	Certificate of Service Re: Order. (related document(s): 363 Order on Motion To Reconsider) Service Date 01/10/2009. (Admin.) (EOD: 01/10/2009)
01/10/2009	368	Certificate of Service Re: Order. (related document(s): 362 Order on Motion to Expedite Hearing) Service Date 01/10/2009. (Admin.) (EOD: 01/10/2009)
01/09/2009	372	Memorandum in Opposition (related document(s): 344 Motion Extend Time)and Request for Evidentiary Hearing Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, Security Funding Company, Standard Industries, Inc., World Enterprises. (gci) (EOD: 01/12/2009)
01/09/2009	367	Certificate of Service Re: Order. (related document(s): 353 Order on Motion to Vacate) Service Date 01/09/2009. (Admin.) (EOD: 01/10/2009)
01/09/2009	366	Order Granting Application to Employ Attorney. The Trustee is authorized to employ Michael N. Zundel as general and litigation counsel. (Related Doc # 323) (lph) (EOD: 01/09/2009)
01/09/2009	365	Order Granting Application to Employ Attorney. The Trustee is authorized to employ Kenneth A. Rushton as attorney. (Related Doc # 320) (lph) (EOD: 01/09/2009)
01/08/2009	364	Reply Memorandum in Response to Memorandum filed by Michael Zundel Opposing Standard Industries' Motion For Relief From Automatic Stay (related document(s): 326 Memorandum in Opposition) Filed by Standard Industries, Inc. (mtm) (EOD: 01/09/2009)
01/08/2009	363	Order Denying Motion for Resolution of Election Dispute and in Response to Aquila's Objection to Creditors' Claims and to their Participation in Election of Trustee (Related Doc # 358)The interim Trustee shall serve as the Trustee in this Chapter 7 case. (gci) Modified on 1/8/2009 (mmb). (EOD: 01/08/2009)
01/08/2009	362	Order Granting Motion Expedite Hearing On Motion to Clarify Order Denying in Part Motion of Aquila, Inc. for Order Preserving and Protecting Assets of Bankruptcy Estate (Related Doc # 350) Signed as modified by the Court. Changes can only be viewed electronically. A hearing on the motion will be held on 1/26/2009 at 09:00 AM at US Bankruptcy Court. (Order replaces pending order 101318) (gci) . (EOD: 01/08/2009)

01/07/2009	Appraisal No. 361	111-577 Docket# 118-41 Filed: 08/12/2011 Page: 1135 of 1628 Notice of Continuance of Hearing without Date (related document(s): 240 Motion to Dismiss Case) Filed by Standard Industries, Inc. (gci) (EOD: 01/08/2009)
01/07/2009	360	Affidavits in Support of Motion for Resolution of Election Dispute and in Response to Aquila's Objection to Creditors' Claims and to Their Participation in Election of Trustee. (gci) (EOD: 01/08/2009)
01/07/2009	359	Memorandum in Support (related document(s): 358 Motion to Reconsider) Filed by ABM, Inc., C.O.P. Coal Development Company, Security Funding Company, Standard Industries, Inc., World Enterprises (gci) (EOD: 01/08/2009)
01/07/2009	358	Motion for Resolution of Election Dispute and in Response to Aquila's Objection to Creditors' Claims and to Their Participation in Election of Trustee(related document(s): 330 Objection) Filed by ABM, Inc., C.O.P. Coal Development Company, Security Funding Company, Standard Industries, Inc., World Enterprises (gci) (EOD: 01/08/2009)
01/07/2009	357	Memorandum in Support (related document(s): 356 Motion to Strike, Motion for Contempt/Sanctions) Filed by ABM, Inc., C.O.P. Coal Development Company, Security Funding Company, Standard Industries, Inc., World Enterprises. (gci) (EOD: 01/08/2009)
01/07/2009	356	Motion to Strike All Filings by Michael Zundel, Motion For Sanctions Against Michael Zundel and his Law Firm. Filed by ABM, Inc. , C.O.P. Coal Development Company, Security Funding Company, Standard Industries, Inc., World Enterprises. (gci) (EOD: 01/08/2009)
01/07/2009	355	Reply Memorandum in Support of (related document(s): 71 Motion to Compel and Reply Memorandum in Opposition to 335 Motion to Strike 337 Reply) Filed by Aquila Inc (Kelly, Keith) Modified on 1/8/2009 (gci). (EOD: 01/07/2009)
01/07/2009	354	Response to (related document(s): 323 Application to Employ) <i>Aquila's Response to Trustee's Ex Parte Application for Order Authorizing Employment of Counsel</i> Filed by Aquila Inc (Strong, Steven) (EOD: 01/07/2009)
01/07/2009	353	Order Continuing Hearings and Requiring Standard Industries, Inc. and the Debtor's pre-petition management to produce documents. (Related Doc # 107) The hearing of the reconsideration is continued without date. That 2/9/09, Standard shall provide to the Trustee the documents mentioned on this order. The Trustee's request for time cards, W2 statements of Standard's employees and the accounting program disk used by Standard is denied. The Court is not entering a protective order at this time, the Trustee shall not disseminate the documents produced by Standard. The Court has considered the debtor's objection and overrules that objection. (gci) (EOD: 01/07/2009)
01/06/2009	352	Opposition Response to (related document(s): 277 Motion for Protective Order) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/06/2009)
01/06/2009	351	Pending Order (Hearing Scheduled) related documents(s): 350 Motion to Expedite Hearing Filed by: (Walker, Russell) [Order# 101318] (EOD: 01/06/2009)
01/05/2009	350	Motion for Emergency Expedited Hearing on (related document(s): 348 Motion to Clarify) Filed by C.O.P. Coal Development Company. (gci) (EOD: 01/06/2009)
01/05/2009	349	Memorandum in Support (related document(s): 348 Motion to Modify) Filed by C.O.P. Coal Development Company (gci) (EOD: 01/06/2009)
01/05/2009	348	Motion to Clarify (related document(s): 138 Memorandum Decision/Opinion and Order) Filed by C.O.P. Coal Development Company. (gci) (EOD: 01/06/2009)
01/05/2009	347	Certificate of Service (related document(s): 326 Memorandum in Opposition, 340 Memorandum in Opposition, 344 Motion Extend Time, 345 Pending Order, 346 Response) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/05/2009)

01/05/2009	EBAFP / Appraisal No. 111-577 / Docket No. 18-4 / Filed: 08/12/2011 / Page: 1336 of 1528 346	Response to (related document(s): 334 Memorandum in Opposition) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/05/2009)
01/05/2009	345	Pending Order (Ex Parte) related documents(s): 344 Motion Extend Time Filed by: (Zundel, Michael) [Order# 101218] (EOD: 01/05/2009)
01/05/2009	344	Ex Parte Motion to Extend Time Assume or Reject Executory Contracts or Unexpired Leases Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 01/05/2009)
12/31/2008	343	Objection to related documents(s): 338 <i>Order Continuing Hearings and Requiring Standard Industries, Inc. and the Debtor's Pre-Petition Management to produce Documents</i> Filed by C.W. Mining Company (Walker, Russell) Modified on 1/5/2009 (gci). (EOD: 12/31/2008)
12/31/2008	342	Certificate of Service (related document(s): 326 Memorandum in Opposition, 340 Memorandum in Opposition) Filed by Kenneth A. Rushton tr (Zundel, Michael) (EOD: 12/31/2008)
12/30/2008		Notice of Endorsement(related document(s): 338 Pending Order [Order# 100763]). Endorsed with no objection Filed by Mary Margaret Hunt on behalf of Aquila Inc (Hunt, Mary) (EOD: 12/30/2008)
12/30/2008	341	Adversary case 08-02338 . (14 (Recovery of money/property - other)):Complaint by Michael N. Zundel, on behalf of Kenneth A. Rushton against Hiawatha Coal Company, Inc.Receipt Number DEFER, Fee Amount \$250 (Zundel, Michael) Modified on 12/31/2008 (djf). (EOD: 12/30/2008)
12/29/2008	340	Memorandum in Opposition (related document(s): 240 Motion to Dismiss Case) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 12/30/2008 (gci). (EOD: 12/29/2008)
12/23/2008	339	Report of Disputed Trustee Election in Chapter 7 Case Filed by United States Trustee (Morgan tr, John) (EOD: 12/23/2008)
12/23/2008	338	Pending Order (Hearing Held) related documents(s): 107 Motion to Vacate Filed by: (Zundel, Michael) [Order# 100763] (EOD: 12/23/2008)
12/23/2008	337	Reply to (related document(s): 327 Document) <i>HIAWATHA COAL COMPANY, INC.'S REPLY MEMORANDUM TO AQUILA'S OPPOSITION TO MOTION FOR RETURN OF DOCUMENTS, FOR PROTECTIVE ORDER AND FOR SANCTIONS; AND OPPOSITION TO AQUILA'S MOTION TO COMPEL</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 12/23/2008)
12/23/2008	336	Memorandum in Support (related document(s): 335 Motion to Strike) <i>MEMORANDUM IN SUPPORT OF HIAWATHA COAL COMPANY, INC.'S MOTION TO STRIKE PORTIONS OF DECLARATION OF KEITH A. KELLY DATED DECEMBER 16, 2008 OR IN THE ALTERNATIVE NOTICE OF OBJECTION TO PORTIONS OF SAID DECLARATION</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 12/23/2008)
12/23/2008	335	Motion to Strike(related document(s): 327 Document) <i>HIAWATHA COAL COMPANY, INC.'S MOTION TO STRIKE PORTIONS OF DECLARATION OF KEITH A. KELLY DATED DECEMBER 16, 2008</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 12/23/2008)
12/22/2008	334	Memorandum in Opposition (related document(s): 323 Application to Employ) Filed by ABM, Inc. , C.O.P. Coal Development Company , Fidelity Funding Company , Security Funding Company , Standard Industries, Inc. , World Enterprises (gci) (EOD: 12/22/2008)
12/19/2008	333	Certificate of Service (related document(s): 332 Notice of Hearing) Filed by Aquila Inc (Kotter, Benjamin) (EOD: 12/19/2008)
12/19/2008	332	Notice of Hearing on <i>Aquila's Motion to Compel</i> (related document(s): 327 Documents Filed Under Seal. Filed by Benjamin J. Kotter on behalf of Aquila Inc Hearing scheduled for 1/12/2009 at 02:00 PM at US Bankruptcy Court. (Kotter, Benjamin) Modified on 12/19/2008 (gci). (EOD: 12/19/2008)
12/18/2008	331	Certificate of Service (related document(s): 330 Objection) Filed by Aquila Inc (Strong, Steven) (EOD: 12/18/2008)

BAP/ Appraisal No.	111-577	Docket No. 18-4	Filed: 08/12/2011	Page: 147 of 162
12/18/2008	330	Objection to <i>Objection to Claims filed by Kingston Entities and to Their Participation in Election of Trustee</i> Filed by Aquila Inc (Strong, Steven) (EOD: 12/18/2008)		
12/17/2008	329	Certificate of Service Re: Order. (related document(s): 319 Order) Service Date 12/17/2008. (Admin.) (EOD: 12/18/2008)		
12/17/2008	328	Certificate of Service (related document(s): 327 Document) Filed by Aquila Inc (Kotter, Benjamin) (EOD: 12/17/2008)		
12/16/2008	327	DOCUMENT FILED UNDER SEAL. (related document(s): 319 Order) (djf) (EOD: 12/17/2008)		
12/15/2008	326	Memorandum in Opposition (related document(s): 302 Motion for Relief From Stay) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 12/16/2008 (gci). (EOD: 12/15/2008)		
12/15/2008	325	Pending Order (Ex Parte) related documents(s): 323 Application to Employ Filed by: (Zundel, Michael) [Order# 100301] (EOD: 12/15/2008)		
12/15/2008	324	Declaration re: (related document(s): 323 Application to Employ) Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 12/16/2008 (gci). (EOD: 12/15/2008)		
12/15/2008	323	Ex Parte Application to Employ Michael N. Zundel as Attorney Filed by Kenneth A. Rushton tr (Zundel, Michael) Modified on 12/16/2008 (gci). (EOD: 12/15/2008)		
12/15/2008	322	Memorandum in Opposition to(related document(s): 302 Motion for Relief From Stay) Filed by Aquila Inc (Strong, Steven) Modified on 12/16/2008 (gci). (EOD: 12/15/2008)		
12/15/2008	321	Pending Order (Other) related documents(s): 320 Application to Employ Filed by: (Rushton tr, Kenneth) [Order# 100253] (EOD: 12/15/2008)		
12/15/2008	320	Application and Declaration to Employ Kenneth A. Rushton as Attorney Filed by Kenneth A. Rushton tr (Rushton tr, Kenneth) Modified on 12/15/2008 (gci). (EOD: 12/15/2008)		
12/15/2008	319	Order Granting Stipulation to File Certain Exhibits Under Seal(related document(s): 318 Stipulation) (gci) Additional attachment(s) added on 12/19/2008 (sjl). (EOD: 12/15/2008)		
12/12/2008	318	Stipulation and Joint Motion to File Documents Under Seal Re: Filed by Aquila Inc, C.W. Mining Company, Hiawatha Coal Company, Inc., Kenneth A. Rushton tr. (gci) (EOD: 12/15/2008)		
12/12/2008		Minute Entry Re: Aquila's Order to Show Cause Issued to Standard Industries, Inc. and COP Coal Development Co. Hearing Continued Without Date. Documents stated on the record are to be provided to the Trustee no later than February 9, 2009. July 23, 2008 Contempt order is to remain in effect. Order executed Authorizing Filing of Certain Exhibits Under Seal. OTF Zundel. (JAB,arb,cf) (related document(s): 236) Appearances: Mark Hansen STANDARD INDUSTRIES, Keith Kelly AQUILA, Russell Walker DB, Michael Zundel TR (arb) (EOD: 12/12/2008)		
12/12/2008		Minute Entry Re: Evidentiary Hearing on Motion for Relief From Order of Civil Contempt Filed by Standard Industries, Inc. and C.O.P. Coal Development Company Regarding Rule 60(b)(5). Hearing Continued Without Date. Documents stated on the record are to be provided to the Trustee no later than February 9, 2009. July 23, 2008 Contempt order is to remain in effect. Order executed Authorizing Filing of Certain Exhibits Under Seal. OTF Zundel. (JAB,arb,cf) (related document(s): 107) Appearances: Mark Hansen STANDARD INDUSTRIES, Keith Kelly AQUILA, Russell Walker DB, Michael Zundel TR (arb) (EOD: 12/12/2008)		
12/11/2008	317	Correspondence <i>Regarding Citations to Supplemental Authority for Memorandum in Opposition to Standard Industries' and COP Coal's Motion for Relief From Order of Civil Contempt [Docket No. 152]</i> Filed by Aquila Inc (Hunt, Mary) (EOD: 12/11/2008)		
12/11/2008	316	Notice from BAP: Order to Show Cause why appeal should not be dismissed as interlocutory (related document(s): 312 Notice of Appeal). (BAP2) (EOD: 12/11/2008)		

BAP Appeal No.	Appraisal No.	Docket No. Filed: Page: of
12/11/2008	315	111-577 Docket No. 18-4 Filed: 08/12/2011 Page: 1468 of 1628 Notice from BAP: Interlocutory appeal has been docketed. Notice includes deadlines for filing papers with the BAP. Additional deadlines will be set if BAP grants leave to appeal (related document(s): 312 Notice of Appeal). (BAP2) (EOD: 12/11/2008)
12/10/2008	314	Certificate of Service Re: Order. (related document(s): 311 Order on Motion To Reconsider) Service Date 12/10/2008. (Admin.) (EOD: 12/11/2008)
12/09/2008	313	Clerk's Certificate of Service of Notice of Appeal (related document(s): 312 Notice of Appeal) [Copy of NOA, Cert/Service, BAP Guidelines, and Docket to Walker, Kelly, Johansen, and Morgan.] (tjc) (EOD: 12/09/2008)
12/09/2008		Notice from BAP: BAP Appeal Number:UT-08-102 (related document(s): 312 Notice of Appeal). (BAP2) (EOD: 12/09/2008)
12/08/2008		Receipt of filing fee for Notice of Appeal(08-20105) [appeal,ntcap] (255.00). Receipt number 6786438, amount 255.00. (U.S. Treasury) (EOD: 12/08/2008)
12/08/2008	312	Notice of Appeal (related document(s): 192 Order on Motion For Summary Judgment, 291 Order on Motion To Reconsider) Fee Amount: 255, Filed by C.W. Mining Company Appellant Designation due by 12/18/2008.Certificate of Readiness Due Date 01/20/2009. (Walker, Russell) (EOD: 12/08/2008)
12/08/2008	311	Order Amending and Clarifying Court's Prior Order Denying in Part and Granting in Part Aquila Inc.'s Motion for Order Preserving Assets of the Estate. (Related Doc # 158) The Supplemental Order remains a valid order notwithstanding the automatic stay. (djf) (EOD: 12/08/2008)
12/05/2008	310	Declaration re: (related document(s): 278 Memorandum in Support) <i>HIAWATHA COAL COMPANY, INC.'S CORRECTED DECLARATION UNDER PENALTY OF PERJURY OF PAUL TOSCANO</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 12/05/2008)
12/04/2008	309	Certificate of Service Re: Miscellaneous Pleadings Service Date 12/04/2008. (Admin.) (EOD: 12/05/2008)
12/03/2008		Filing Fee Paid. Receipt Number: 258278 Fee Amount \$150.00 (related document(s): 302 Motion for Relief From Stay, Clerk's Notice of Fees Due) (tlb) (EOD: 12/03/2008)
12/03/2008	308	Special and Limited Appearance in Opposition to (related document(s): 245 Ex Parte Motion for Order to Show Cause) <i>Issued to Hiawatha Coal Company, Inc. and Elliot Finley</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 12/3/2008 (gci). (EOD: 12/03/2008)
12/02/2008	307	Reply to (related document(s): 265 Objection, 273 Objection) Filed by Standard Industries, Inc. (gci) (EOD: 12/03/2008)
12/02/2008	306	Joinder (related document(s): 240 Motion to Dismiss Case) Filed by International Association of United Workers Union , ABM, Inc., C.O.P. Coal Development Company, Security Funding Company, World Enterprises. (gci) (EOD: 12/03/2008)
12/02/2008		Clerk's Notice of Fees Due (related document(s): 302 Motion for Relief From Stay). Amount Due: \$150.00. Fee due by 12/9/2008. (gci) (EOD: 12/02/2008)
12/01/2008	305	Amended Notice of Hearing (related document(s): 240 Motion to Dismiss Case) Filed by Standard Industries, Inc. Hearing scheduled for 1/12/2009 at 02:00 PM at US Bankruptcy Court. (gci) (EOD: 12/02/2008)
12/01/2008	304	Notice of Hearing (related document(s): 302 Motion for Relief From Stay) Filed by Standard Industries, Inc. Hearing scheduled for 1/12/2009 at 02:00 PM at US Bankruptcy Court. (gci) (EOD: 12/02/2008)
12/01/2008	303	Memorandum in Support (related document(s): 302 Motion for Relief From Stay) Filed by Standard Industries, Inc. (gci) (EOD: 12/02/2008)

BANKRPT Appraisal No. 111-557 Docket No. 118-41 Filed: 08/12/2011 Page: 1/59 of 1528		
12/01/2008	302	Motion for Keller From Stay. Fee Amount: \$150.00, Description of Property: Collection of amounts past due and owing from UtahAmericanEnergy, Inc. (UEI) Filed by Standard Industries, Inc. (gci) (EOD: 12/02/2008)
11/28/2008	296	Certificate of Service Re: Order. (related document(s): 291 Order on Motion To Reconsider) Service Date 11/28/2008. (Admin.) (EOD: 11/28/2008)
11/27/2008	295	Certificate of Service Re: Order. (related document(s): 289 Unsigned Order) Service Date 11/27/2008. (Admin.) (EOD: 11/27/2008)
11/26/2008	301	Support Document (related document(s): 297 Transcript) Filed by Aquila Inc (gci) (EOD: 12/01/2008)
11/26/2008	300	Support Document (related document(s): 297 Transcript) Filed by Aquila Inc (gci) (EOD: 12/01/2008)
11/26/2008	299	Support Document (related document(s): 297 Transcript) Filed by Aquila Inc (gci) (EOD: 12/01/2008)
11/26/2008	298	Support Document (related document(s): 297 Transcript) Filed by Aquila Inc (gci) (EOD: 12/01/2008)
11/26/2008	297	Transcript regarding Hearing Held 08/01/08 RE: Motion for Order Preserving and Protecting Assets of Bankruptcy Estate.. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 2/24/2009. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 71 Motion to Compel filed by Petitioning Creditor Aquila Inc) Notice of Intent to Request Redaction Deadline Due By 12/3/2008. Redaction Request Due By 12/17/2008. Redacted Transcript Submission Due By 12/29/2008. Transcript access will be restricted through 2/24/2009. (gci) (EOD: 12/01/2008)
11/26/2008	294	Certificate of Service Re: Order. (related document(s): 284 Order on Motion to Vacate) Service Date 11/26/2008. (Admin.) (EOD: 11/27/2008)
11/26/2008	293	Certificate of Service Re: Miscellaneous Pleadings Service Date 11/26/2008. (Admin.) (EOD: 11/27/2008)
11/26/2008	292	Certificate of Service Re: Miscellaneous Pleadings Service Date 11/26/2008. (Admin.) (EOD: 11/27/2008)
11/26/2008	291	Order Denying Motion To Alter, Amend and Clarify Order Granting Aquila's Motion For Partial Summary Judgment Regarding Section 303(h)(1) Issues And Order For Relief On Involuntary Petition Against C.W. Mining Company and Order Granting Aquila Inc.'s Motion For Partial Summary Judgment (Related Doc # 211) (mtm) (EOD: 11/26/2008)
11/25/2008	290	Pending Order (Hearing Held) related documents(s): 158 Motion to Alter, Amend and Clarify Filed by: (Strong, Steven) [Order# 99293] Modified on 11/26/2008 (mtm). Modified on 11/26/2008 (mtm). (EOD: 11/25/2008)
11/25/2008	289	Unsigned Order (related document(s): 158 Motion to Reconsider) Reason Order Was Unsigned: Alternate order to be signed. Eorder number: 95625. (gci) (EOD: 11/25/2008)
11/24/2008		Minute Entry Re: Motion to Alter, Amend, and Clarify Filed by C.W. Mining Company. Matter taken under advisement. (JAB,arb,cf) (related document(s): 211) Appearances: Keith Kelly and Steven Strong AQUILA, Tyler Foutz OWELL PRECAST, Kenneth Rushton TR, John Morgan USTR, Mark Hansen STANDARD INDUSTRIES, Russell Walker DB (arb) (EOD: 11/24/2008)
11/24/2008		Minute Entry Re: Aquila Inc.'s Motion to Alter, Amend, and Clarify Order Denying in Part and Granting in Part on Aquila, Inc.'s Motion for Order Preserving Assets of the Estate and Related Relief. Motion granted to extent stated on the record. OTF Kelly. (JAB,arb,cf) (related document(s):

EAFB Appraisal No.	111-557	Docket No. 18-4	Filed: 08/15/2011	Page: 1473 of 1528
				158 Appearances: Keith Kelly and Steven Strong AQUILA, Tyler Foutz OWELL PRECAST, Kenneth Rushton TR, John Morgan USTR, Mark Hansen STANDARD INDUSTRIES, Russell Walker DB (arb) (EOD: 11/24/2008)
11/24/2008		288		Response to (related document(s): 249 Order on Motion for Order to Show Cause) Filed by Standard Industries, Inc. (gci) (EOD: 11/24/2008)
11/24/2008		287		Declaration re: (related document(s): 249 Order on Motion for Order to Show Cause) Filed by Joseph Kingston. (gci) (EOD: 11/24/2008)
11/24/2008		286		Declaration re: (related document(s): 249 Order on Motion for Order to Show Cause) Filed by Mark Hansen. (gci) (EOD: 11/24/2008)
11/24/2008		285		Declaration re: (related document(s): 249 Order on Motion for Order to Show Cause) Filed by Aaron Kingston (gci) (EOD: 11/24/2008)
11/24/2008				Hearing Set(related document(s): 107 Motion for Civil Contempt) Hearing scheduled for 12/12/2008 at 10:00 AM at US Bankruptcy Court. (gci) (EOD: 11/24/2008)
11/24/2008		284		Order Denying Motion for Relief from (related document(s): 98 Order on Motion for Civil Contempt) (Related Doc # 107) The Court finds that the movants have not met their burden of showing mistake, inadvertence, surprise, or excusable neglect. The hearing on the motion is continued until December 12, 2008 at 10:00 am. (gci) (EOD: 11/24/2008)
11/24/2008		283		Clerk's Notice of Rescheduled/Continued 341 Meeting of Creditors Reason for Continued Meeting: Incorrect date, time and location on previous notice of meeting of creditors 341(a) meeting to be held on 12/18/2008 at 405 South Main.. (jtt) (EOD: 11/24/2008)
11/22/2008		282		341 Meeting Notice (see image for details) and BNC Certificate of Service. (related document(s): 275 Notice of Meeting of Creditors Chapter 7 No Asset) Service Date 11/22/2008. (Admin.) (EOD: 11/22/2008)
11/22/2008		281		Certificate of Service Re: Order. (related document(s): 261 Order on Motion to Convert Case to Chapter 7) Service Date 11/22/2008. (Admin.) (EOD: 11/22/2008)
11/21/2008				Clerk's Notice of Filing Proof of Claim Pursuant to Federal Rule Bankruptcy Procedure 3004.Name of Creditor:US Trustee;Amount of Claim:\$26650.00 (mfm) (EOD: 11/24/2008)
11/20/2008		280		Reply in Support to (related document(s): 158 Aquila's Motion to Alter, Amend and Clarify Order) Filed by Aquila Inc (Strong, Steven) Modified on 11/21/2008 (gci). (EOD: 11/20/2008)
11/20/2008		279		Notice of Hearing (related document(s): 277 Motion for Protective Order) Filed by Hiawatha Coal Company, Inc. Hearing scheduled for 1/12/2009 at 02:00 PM at US Bankruptcy Court. (Guyon, Peter) Modified on 11/21/2008 (gci). (EOD: 11/20/2008)
11/20/2008		278		Memorandum in Support (related document(s): 277 Motion for Protective Order) Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) (EOD: 11/20/2008)
11/20/2008		277		Motion for Protective Order, <i>Motion for Return of Documents and for Sanctions</i> Filed by Hiawatha Coal Company, Inc. (Guyon, Peter) Modified on 11/21/2008 (gci). (EOD: 11/20/2008)
11/20/2008		276		Response to (related document(s): 261 Order on Motion to Convert Case to Chapter 7, 265 Objection) Filed by Standard Industries, Inc. (gci) (EOD: 11/20/2008)
11/20/2008		275		Notice of Meeting of Creditors 341(a) meeting to be held on 12/15/2008 at Provo City Library.. (dlg) (EOD: 11/20/2008)
11/19/2008		274		Notice (related document(s): 261 Order on Motion to Convert Case to Chapter 7) of <i>Appointment of Interim Trustee, Kenneth A. Rushton</i> Filed by John T. Morgan tr on behalf of United States Trustee

BANK Appraisal No. 111-577		Docket No. 18-4		Filed: 08/12/2011		Page: 1474 of 1628	
							(Morgan tr, John) (EOD: 11/19/2008)
11/19/2008	273						Objection to (related document(s): 240 Motion to Dismiss Case filed by Creditor Standard Industries, Inc., 241 Memorandum in Support filed by Creditor Standard Industries, Inc., 272 Memorandum in Support filed by Creditor Standard Industries, Inc.) <i>Standard Industries, Inc.'s Motion to Dismiss</i> Filed by United States Trustee (Morgan tr, John) (EOD: 11/19/2008)
11/18/2008	271						Return of Service (related document(s): 249 Order on Motion for Order to Show Cause) (<i>Standard Industries</i>) Filed by Aquila Inc (Hunt, Mary) (EOD: 11/18/2008)
11/18/2008	270						Return of Service (related document(s): 249 Order on Motion for Order to Show Cause) Filed by Aquila Inc (Hunt, Mary) (EOD: 11/18/2008)
11/17/2008	272						Memorandum in Support (related document(s): 240 Motion to Dismiss Case) Filed by Standard Industries, Inc. (mtm) (EOD: 11/18/2008)
11/17/2008	269						Support Document (related document(s): 266 Transcript) Filed by C.W. Mining Company (gci) (EOD: 11/18/2008)
11/17/2008	268						Support Document (related document(s): 266 Transcript) Filed by C.W. Mining Company (gci) (EOD: 11/18/2008)
11/17/2008	267						Support Document (related document(s): 266 Transcript) Filed by C.W. Mining Company. (gci) (EOD: 11/18/2008)
11/17/2008	266						Transcript regarding Hearing Held 11/10/08 RE: Motion to Appoint Trustee or Alternatively, to Convert Case to a Chapter 7.. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 2/17/2009. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 218 Motion to Appoint Trustee filed by Petitioning Creditor Aquila Inc, 220 Motion to Convert Case to Chapter 7 filed by Petitioning Creditor Aquila Inc) Notice of Intent to Request Redaction Deadline Due By 11/24/2008. Redaction Request Due By 12/8/2008. Redacted Transcript Submission Due By 12/18/2008. Transcript access will be restricted through 2/17/2009. (gci) (EOD: 11/18/2008)
11/17/2008	265						Objection to (related document(s): 240 Motion to Dismiss Case filed by Creditor Standard Industries, Inc.) Filed by Aquila Inc (Hunt, Mary) (EOD: 11/17/2008)
11/15/2008	264						Certificate of Service Re: Order. (related document(s): 261 Order on Motion to Convert Case to Chapter 7) Service Date 11/15/2008. (Admin.) (EOD: 11/15/2008)
11/13/2008	263						Pending Order (Hearing Held) related documents(s): 107 Order (1) Denying Motion for Relief from Order of Civil Contempt, and (2) Continuing Hearing on Motion for Relief from Order of Civil Contempt Filed by: (Hunt, Mary) [Order# 98636] (EOD: 11/13/2008)
11/13/2008	261						Order Granting Motion to Convert Case to Chapter 7 Pursuant to 11 U.S.C. 1112. (Related Doc # 220) (gci) (EOD: 11/13/2008)
11/12/2008	262						Transcript regarding Hearing Held 11/03/2008 RE: Motion for Relief on Order for Motion for Civil Contempt). THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING, TRANSCRIPT RELEASE DATE IS 2/10/2009. Until that time the transcript may be viewed at the Bankruptcy Court or a copy may be obtained from the official court transcriber. (related document(s): 107 Motion to Vacate filed by Creditor C.O.P. Coal Development Company, Creditor Standard Industries, Inc.) Notice of Intent to Request Redaction Deadline Due By 11/19/2008. Redaction Request Due By 12/3/2008. Redacted Transcript Submission Due By 12/15/2008. Transcript access will be restricted through 2/10/2009. (gci) (EOD: 11/13/2008)

Case No.	Appraisal No.	Docket No.	Filed	Page
11/12/2008	260	111-577	Docket No. 118-41	Filed: 08/12/2011
				Page: 1452 of 1628
11/12/2008	260			Certificate of Service (related document(s): 259 Pending Order) <i>Granting Motion to Convert Case to Chapter 7</i> Filed by Aquila Inc (Hunt, Mary) (EOD: 11/12/2008)
11/11/2008	259			Pending Order (Hearing Held) related documents(s): 220 Motion to Convert Case to Chapter 7 Filed by: (Hunt, Mary) [Order# 98524] Modified on 11/12/2008 (gci). (EOD: 11/11/2008)
11/07/2008	258			Reply to (related document(s): 255 Memorandum in Opposition, 257 Joinder) (1) <i>Standard Industries, Inc.'s Memorandum in Opposition to Motion for Appointment of Chapter 11 Trustee or, Alternatively, to Convert Case to Chapter 7, and (2) to Debtor's Joinder Notice</i> Filed by Aquila Inc (Hunt, Mary) Modified on 11/7/2008 (gci). (EOD: 11/07/2008)
11/05/2008	257			Joinder (related document(s): 255 Memorandum in Opposition) <i>in Opposition to Aquila's Motion to Appoint Chapter 11 Trustee or Convert Case to Chapter 7</i> Filed by C.W. Mining Company (Walker, Russell) (EOD: 11/05/2008)
11/03/2008				Minute Entry Re: Motion for Relief From Order of Civil Contempt Filed by Standard Industries, Inc. and C.O.P. Coal Development Company. Motion denied with the exception that an evidentiary hearing regarding the 60(b)(5) motion is continued to December 12, 2008. Findings of fact and conclusions of law made on the record. OTF Kelly. (JAB,arb,kc) (related document(s): 107) Appearances: Mark Hansen STANDARD INDUSTRIES, Keith Kelly AQUILA, Russell Walker DB (arb) (EOD: 11/03/2008)
11/03/2008	256			Subpoena/Subpoena Duces Tecum. Return of Service Re: <i>Rule 2004 Examination Subpoena Served Upon Hiawatha Coal Company</i> -- Filed by Aquila Inc (Strong, Steven) (EOD: 11/03/2008)
11/02/2008	254			Certificate of Service Re: Order. (related document(s): 249 Order on Motion for Order to Show Cause) Service Date 11/02/2008. (Admin.) (EOD: 11/02/2008)
11/02/2008	253			Certificate of Service Re: Order. (related document(s): 248 Order on Motion to Continue/Reschedule Hearing) Service Date 11/02/2008. (Admin.) (EOD: 11/02/2008)
10/31/2008	255			Memorandum in Opposition (related document(s): 218 Motion to Appoint Trustee, 220 Motion to Convert Case to Chapter 7) Filed by Standard Industries, Inc. (gci) (EOD: 11/03/2008)
10/31/2008	252			Statement of Financial Affairs and Schedules filed by Debtor(s). (Walker, Russell) (EOD: 10/31/2008)
10/31/2008	251			Disclosure of Compensation of Attorney for Debtor (per BR 2016) filed by Debtor(s). (Walker, Russell) (EOD: 10/31/2008)
10/31/2008	250			20 Largest Unsecured Creditors filed by Debtor(s) (Walker, Russell) (EOD: 10/31/2008)
10/31/2008	249			Order Granting Motion for Order to Show Cause (Related Doc # 236). Show Cause hearing to be held on 12/12/2008 at 10:00 AM at US Bankruptcy Court. Paragraphs 7 and 8 have been stricken from the order. Signed as modified by the Court. Changes can only be viewed electronically. (lph) (EOD: 10/31/2008)
10/31/2008	248			Order Denying Motion To Reschedule Hearing on Aquila's Motion to Appoint Chapter 11 Trustee. (Related Doc # 242) (lph) (EOD: 10/31/2008)
10/30/2008	247			Pending Order (Ex Parte) related documents(s): 245 Motion for Order to Show Cause Why Hiawatha Coal Co., Inc. and Elliot Finley Should Not Be Held in Civil Contempt Filed by: (Hunt, Mary) [Order# 97935] (EOD: 10/30/2008)
10/30/2008	246			Ex Parte Memorandum in Support (related document(s): 245 Motion for Order to Show Cause) <i>Why Hiawatha Coal Co., Inc. and Elliot Finley Should Not Be Held in Civil Contempt</i> Filed by Aquila Inc (Hunt, Mary) (EOD: 10/30/2008)
10/30/2008	245			Ex Parte Motion for Order to Show Cause <i>Why Hiawatha Coal Co., Inc. and Elliott Finley Should Not Be Held in Civil Contempt</i> Filed by Aquila Inc (Hunt, Mary) (EOD: 10/30/2008)

EB/APP	Appraisal/No.	Docket/No.	Filed	Page	
10/30/2008	244	111-577	113-41	008/11/2011	Page: 1473 of 1528
10/30/2008	244	Pending Order (Other) related documents(s): 242 Motion to Continue/Reschedule Hearing Filed by: (gci) [Order# 97929] (EOD: 10/30/2008)			
10/30/2008	243	Notice of Hearing (related document(s): 240 Motion to Dismiss Case) Filed by Standard Industries, Inc. Hearing scheduled for 11/24/2008 at 02:00 PM at US Bankruptcy Court. (gci) (EOD: 10/30/2008)			
10/30/2008	242	Motion to Reschedule Hearing (related document(s): 218 Motion to Appoint Trustee) Filed by Standard Industries, Inc. (gci) (EOD: 10/30/2008)			
10/29/2008	241	Memorandum in Support (related document(s): 240 Motion to Dismiss Case) Filed by Standard Industries, Inc. (gci) (EOD: 10/30/2008)			
10/29/2008	240	Motion to Dismiss Case Pursuant to 11 U.S.C. 1112 and 305 Filed by Standard Industries, Inc. (gci) (EOD: 10/30/2008)			
10/29/2008	239	Pending [Proposed] Order (Ex Parte) related documents(s): 236 Motion for Order to Show Filed by: (Hunt, Mary) [Order# 97883] (EOD: 10/29/2008)			
10/29/2008		Withdrawal of Document (related document(s): 238 Pending Order) filed by Debtor(s) Reason for Withdrawal: to Refile [proposed order] to include exhibits (Hunt, Mary) (EOD: 10/29/2008)			
10/28/2008	238	Pending Order (Ex Parte) related documents(s): 236 Motion for Ex Parte Relief Filed by: (Kelly, Keith) [Order# 97850] (EOD: 10/28/2008)			
10/28/2008	237	Memorandum in Support (related document(s): 236 Motion for Ex Parte Relief) (a) for Order to Show Cause Why Standard Industries, Inc. and C.O.P. Coal Development Co. Should Not be Held in Further Civil Contempt of Court and (b) to Enforce this Court's 7-23-08 Civil Contempt Order Filed by Aquila Inc (Kelly, Keith) (EOD: 10/28/2008)			
10/28/2008	236	Motion for Ex Parte Relief (2) for Order to Show Cause Why Standard Industries, Inc. and C.O.P. Coal Development Co. Should Not be Held in Further Civil Contempt of Court and (b) to Enforce this Court's 7-23-08 Civil Contempt Order Filed by Aquila Inc (Kelly, Keith) (EOD: 10/28/2008)			
10/26/2008	235	Certificate of Service Re: Order. (related document(s): 233 Order on Motion for Examination) Service Date 10/26/2008. (Admin.) (EOD: 10/26/2008)			
10/24/2008	234	Objection to (related document(s): 211 Motion to Reconsider filed by Debtor C.W. Mining Company) Filed by Aquila Inc (Kelly, Keith) (EOD: 10/24/2008)			
10/24/2008	233	Order Granting Motion For Examination of Hiawatha Coal Company Under Rule 2004 (Related Doc # 231) (gci) (EOD: 10/24/2008)			
10/23/2008	232	Pending Order (Ex Parte) related documents(s): 231 Motion for Examination Under Rule 2004 of Hiawatha Coal Company -- Filed by: (Strong, Steven) [Order# 97617] (EOD: 10/23/2008)			
10/23/2008	231	Ex Parte Motion for Examination Under Rule 2004 of Hiawatha Coal Company -- Filed by Aquila Inc (Strong, Steven) (EOD: 10/23/2008)			
10/19/2008	230	Certificate of Service Re: Order. (related document(s): 227 Order on Motion to Expedite Hearing) Service Date 10/19/2008. (Admin.) (EOD: 10/19/2008)			
10/17/2008	229	341 Meeting Notice (see image for details) and BNC Certificate of Service. (related document(s): 222 Notice Meeting of Creditors Chapter 11 & 12) Service Date 10/17/2008. (Admin.) (EOD: 10/18/2008)			
10/17/2008	228	Amended Notice of Hearing (related document(s): 218 Motion to Appoint Trustee, 220 Motion to Convert Case to Chapter 7) Filed by Mary Margaret Hunt on behalf of Aquila Inc Hearing scheduled for 11/10/2008 at 10:00 AM at US Bankruptcy Court. (Hunt, Mary) Modified on 10/20/2008 (gci).			

BAPC Appraisal No. 111-577		Docket No. 18-41		Filed: 08/12/2011		Page: 1474 of 1628	
							(EOD: 10/17/2008)
10/17/2008		227					Order Granting Motion Expedite Hearing On Motion For Appointment of Chapter 11 Trustee Or, Alternatively, To Convert Case to Chapter 7 and For Order Shortening Notice Time. (order signed as modified by the Court) Order replaced Order number 97270. (Related Doc # 224) Hearing scheduled for 11/10/2008 at 10:00 AM at US Bankruptcy Court. (mtm) (EOD: 10/17/2008)
10/17/2008							Receipt of filing fee for Electronically Paid Fee(08-20105) [misc,epfmisc] (15.00). Receipt number 6657823, amount 15.00. (U.S. Treasury) (EOD: 10/17/2008)
10/17/2008							Electronically Paid Fee. (related document(s): 220 Motion to Convert Case to Chapter 7). Amount of Payment: \$15 Filed by Aquila Inc (Kelly, Keith) (EOD: 10/17/2008)
10/16/2008		226					Certificate of Service Re: Miscellaneous Pleadings Service Date 10/16/2008. (Admin.) (EOD: 10/17/2008)
10/16/2008		225					Pending Order (Hearing Scheduled) related documents(s): 224 Motion to Expedite Hearing Filed by: (Hunt, Mary) [Order# 97270] (EOD: 10/16/2008)
10/16/2008		224					Ex Parte Motion to Expedite Hearing (related document(s): 218 Motion to Appoint Trustee, 220 Motion to Convert Case to Chapter 7) <i>and for Order Shortening Time</i> Filed by Aquila Inc (Hunt, Mary) (EOD: 10/16/2008)
10/16/2008		223					Notice of Stipulation to Extension of Time to Respond to CW Mining's Motion to Alter, Amend and Clarify Orders Granting Summary Judgment and Order for Relief on Involuntary Petition (related document(s): 211 Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) Modified on 10/17/2008 (mtm). (EOD: 10/16/2008)
10/15/2008		222					Notice of Meeting of Creditors 341(a) meeting to be held on 11/13/2008 at 405 South Main. Proofs of Claims due by 2/11/2009.Government Proof of Claim due by 7/7/2008.. (jtt) (EOD: 10/15/2008)
10/15/2008							Creditor(s) uploaded (142 creditors). (jtt) (EOD: 10/15/2008)
10/14/2008		221					Notice of Hearing (related document(s): 218 Motion to Appoint Trustee, 220 Motion to Convert Case to Chapter 7) Filed by Mary Margaret Hunt on behalf of Aquila Inc Hearing scheduled for 12/1/2008 at 09:30 AM at US Bankruptcy Court. (Hunt, Mary) Modified on 10/14/2008 (gci). (EOD: 10/14/2008)
10/14/2008							Clerk's Notice of Fees Due (related document(s): 220 Motion to Convert Case to Chapter 7). Amount Due:\$15.00. Fee due by 10/21/2008. (gci) (EOD: 10/14/2008)
10/13/2008		220					Motion to Convert Case to Chapter 7 Filed by Aquila Inc (gci) (EOD: 10/14/2008)
10/13/2008		219					Memorandum in Support (related document(s): 218 Motion to Appoint Trustee, 220 Motion to Convert Case to Chapter 7) Filed by Aquila Inc (Kelly, Keith) Modified on 10/14/2008 (gci). (EOD: 10/13/2008)
10/13/2008		218					Motion to Appoint Trustee <i>or, Alternatively, to Convert Case to Chapter 7</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 10/13/2008)
10/12/2008		217					Certificate of Service Re: Order. (related document(s): 215 Order on Motion for Entry of Judgment/Order) Service Date 10/12/2008. (Admin.) (EOD: 10/12/2008)
10/10/2008		216					Notice of Hearing (related document(s): 211 Motion to Reconsider) Filed by Russell S. Walker on behalf of C.W. Mining Company Hearing scheduled for 11/24/2008 at 02:00 PM at US Bankruptcy Court. (Walker, Russell) (EOD: 10/10/2008)
10/10/2008		215					Order Granting Motion for Extension of Time to File Schedules, Statements and Initial Financial Report (Related Doc # 213). Time is extended to 10/30/2008. (djf) (EOD: 10/10/2008)

Date	Appraisal No.	Description
10/09/2008	214	Pending Order (Ex Parte) related documents(s): 213 Motion for Entry of Judgment/Order Authorizing Extension of Time to File Schedules, Statements and Initial Financial Report Filed by: (Walker, Russell) [Order# 96933] (EOD: 10/09/2008)
10/09/2008	213	Ex Parte Motion for Entry of Judgment/Order <i>Authorizing an Extension of Time to File Schedules, Statements and Initial Financial Report</i> Filed by C.W. Mining Company (Walker, Russell) (EOD: 10/09/2008)
09/29/2008	212	Memorandum in Support (related document(s): 211 Motion to Alter, Amend and Clarify) Filed by C.W. Mining Company (Williams, David) Modified on 9/30/2008 (gci). (EOD: 09/29/2008)
09/29/2008	211	Motion to Alter, Amend and Clarify (related document(s): 192 Order on Motion For Summary Judgment, 204 Order on Motion For Summary Judgment) Filed by C.W. Mining Company (Williams, David) Modified on 9/30/2008 (gci). (EOD: 09/29/2008)
09/28/2008	210	Certificate of Service Re: Order. (related document(s): 206 Unsigned Order) Service Date 09/28/2008. (Admin.) (EOD: 09/28/2008)
09/28/2008	209	Certificate of Service Re: Order. (related document(s): 205 Order on Motion to Withdraw as Attorney) Service Date 09/28/2008. (Admin.) (EOD: 09/28/2008)
09/28/2008	208	Certificate of Service Re: Order. (related document(s): 204 Order on Motion For Summary Judgment) Service Date 09/28/2008. (Admin.) (EOD: 09/28/2008)
09/26/2008	207	Certificate of Service Re: Order. (related document(s): 199 Order on Motion to Amend) Service Date 09/26/2008. (Admin.) (EOD: 09/27/2008)
09/26/2008	206	Unsigned Order (related document(s): 185 Motion for Summary Judgment) Reason Order Was Unsigned: Duplicate Order. Eorder number: 92062 (gci) (EOD: 09/26/2008)
09/26/2008	205	Ex Parte Order Granting Motion To Withdraw As Attorney (Related Doc # 200) Paul James Toscano and Paul Toscano, P.C. is authorized to withdraw as counsel for Debtor. (gci) (EOD: 09/26/2008)
09/26/2008	204	Order Granting Motion For Partial Summary Judgment (Related Doc # 185) All relevant requirements for commencing an involuntary bankruptcy case against CWM have been fully satisfied, and relief is ordered under chapter 11 Bankruptcy Code against debtor CWM in this bankruptcy case. (gci) (EOD: 09/26/2008)
09/25/2008		Minute Entry Re: Status Conference (related document(s): 158 Motion to Reconsider filed by Aquila Inc, 185 Motion for Summary Judgment filed by Aquila Inc) Motion to limit subject matter of deposition of Aquila's representative as it relates to Para. 2(d) of the Amended Notice of Deposition of Representative of Aquila dated September 18, 2008, is granted to the extent that no attorney work product or attorney-client confidential matters will be inquired into. No issues of fact or law remain. The trial scheduled on October 6 and 7, 2008, is stricken. Order granting Aquila's Motion for Partial Summary Judgment and Order for Relief on Involuntary Petition executed. Appearances: Keith Kelly and Steven Call, AQUILA, Russell Walker DB, Tyler Foutz OWELL PRECAST. (tjc) (EOD: 09/25/2008)
09/24/2008	203	Pending Order (Other) related documents(s): 185 Motion for Summary Judgment Filed by: (Strong, Steven) [Order# 96062] (EOD: 09/24/2008)
09/24/2008	202	Certificate/Affidavit of Non-Opposition to Motion (related document(s): 185 Motion for Summary Judgment) <i>Certificate of Non-Response to Motion by Aquila for Summary Judgment Regarding Section 303(h) Issues</i> -- Filed by Aquila Inc (Strong, Steven) (EOD: 09/24/2008)
09/24/2008	201	Pending Order (Ex Parte) related documents(s): 200 Motion to Withdraw as Attorney of Record Filed by: (Toscano, Paul) [Order# 96058] (EOD: 09/24/2008)

09/24/2008	EB/APP / Appraisal No. 111-577 / Docket No. 18-41 / Filed: 09/12/2011 / Page: 1496 of 1528	Ex Parte Motion to Withdraw as Attorney of Record Attorney: Paul James Toscano <i>and Paul Toscano, P.C.</i> Filed by on behalf of C.W. Mining Company (Toscano, Paul) (EOD: 09/24/2008)
09/24/2008	200	Order Granting Stipulated Motion to Amend Scheduling Order(Related Doc # 197)The proposed pretrial order, Trial Briefs, Exhibit and Witness list and Proposed Findings and Conclusions shall be filed by the parties on or before Tuesday September 30, 2008. The debtor's response to Aquila, Inc.'s motion for summary judgment is due by 12:00 PM Wednesday, September 24, 2008. The original and two copies of all exhibits and a stipulation regarding admissibility of exhibits is also due on September 30, 2008. (gci) (EOD: 09/24/2008)
09/23/2008	199	Pending Order (Agreed to/Stipulated) related documents(s): 197 Motion to Amend the Amended Scheduling Order Filed by: (Walker, Russell) [Order# 95994] (EOD: 09/23/2008)
09/23/2008	198	Stipulated Motion to Amend (related document(s): 168 Order on Motion to Amend) <i>Scheduling Order</i> Filed by C.W. Mining Company (Walker, Russell) (EOD: 09/23/2008)
09/23/2008	197	Amended Notice of Hearing (related document(s): 158 Motion to Reconsider) Filed by Mary Margaret Hunt on behalf of Aquila Inc Hearing scheduled for 11/24/2008 at 02:00 PM at US Bankruptcy Court. Status hearing to be held on 9/25/2008 at 10:30 AM at US Bankruptcy Court. (Hunt, Mary) Modified on 9/23/2008 (gci). (EOD: 09/22/2008)
09/22/2008	196	Certificate of Service Re: Order. (related document(s): 192 Order on Motion For Summary Judgment) Service Date 09/19/2008. (Admin.) (EOD: 09/20/2008)
09/19/2008	195	Certificate of Service Re: Order. (related document(s): 191 Memorandum Decision/Opinion and Order) Service Date 09/19/2008. (Admin.) (EOD: 09/20/2008)
09/19/2008	194	Notice to Take Deposition of Representative of Aquila, Inc. <i>Amended</i> Filed by Russell S. Walker on behalf of C.W. Mining Company (Walker, Russell) (EOD: 09/18/2008)
09/18/2008	193	Order Granting Motion For Summary Judgment (Related Doc # 185) Ordered that each of the petitioning creditors held claims that were not contingent as to liability or the subject of a bona fide dispute as to liability or amount when the involuntary petition was filed. (gci) (EOD: 09/17/2008)
09/17/2008	192	Memorandum Decision/Opinion and Order Granting (related document(s): 185 Motion for Partial Summary Judgment) (gci) (EOD: 09/17/2008)
09/17/2008	191	Memorandum in Opposition (related document(s): 158 Aquila, Inc.'s Motion to Alter, Amend and Clarify) Filed by C.W. Mining Company (Walker, Russell) Modified on 9/17/2008 (gci). (EOD: 09/16/2008)
09/16/2008	190	Pending Order (Other) Amending and Clarifying Court's Prior Order Denying in Part and Granting in Part Aquila, Inc.'s Motion for Order Preserving Assets of the Estate; related documents(s): 158 Motion -- Filed by: (Strong, Steven) [Order# 95625] Modified on 9/15/2008 (gci). (EOD: 09/15/2008)
09/15/2008	189	Certificate of Non-Response (related document(s): 158 Motion to Alter, Amend and Clarify Order Denying, In Part, and Granting, In Part, Aquila, Inc's Motion for Order Preserving Assets) Filed by Aquila Inc (Strong, Steven) Modified on 9/15/2008 (gci). (EOD: 09/15/2008)
09/15/2008	188	Certificate of Service (related document(s): 185 Motion for Summary Judgment) (<i>Partial</i>) <i>Regarding Section 303(h)(1) Issues</i> Filed by Aquila Inc (Hunt, Mary) (EOD: 09/15/2008)
09/15/2008	187	Memorandum in Support (related document(s): 185 Motion for Summary Judgment) (<i>Partial</i>) <i>on Section 303(h)(1) Issues</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 09/12/2008)
09/12/2008	186	Motion for Summary Judgment (<i>Partial</i>) <i>Regarding Section 303(h)(1) Issues</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 09/12/2008)
09/12/2008	185	

EB/APP	Appraisal/No.	Docket/No. Filed: Page: of
09/12/2008	184	111-557 118-41 Filed: 09/12/2011 Page: 1507 of 1628 Notice (related document(s): 139 Order on Motion to Compel,,) <i>Notice of Letter from Utah Division of Oil, Gas and Mining Regarding Debtor's Mining Permit --</i> Filed by Steven C. Strong on behalf of Aquila Inc (Strong, Steven) (EOD: 09/12/2008)
09/11/2008		Minute Entry Re: Motion for Partial Summary Judgment. Matter taken under advisement. (JAB,arb,cf) (related document(s): 81) Appearances: Keith Kelly, Steven Call, and Steven Strong AQUILA, Paul Toscano and Russell Walker DB, Mark Hansen STANDARD INDUSTRIES, Tyler Foutz OWELL PRECAST (arb) (EOD: 09/11/2008)
09/10/2008	183	Certificate of Service Re: Order. (related document(s): 178 Order,) Service Date 09/10/2008. (Admin.) (EOD: 09/11/2008)
09/08/2008	182	Notice of Hearing (related document(s): 181 Memorandum in Support) Filed by C.O.P. Coal Development Company, Standard Industries, Inc. Hearing scheduled for 11/3/2008 at 02:00 PM at US Bankruptcy Court. (gci,) (EOD: 09/09/2008)
09/08/2008	181	Reply Memorandum in Support (related document(s): 107 Motion for Relief from Order on Motion for Civil Contempt) Filed by C.O.P. Coal Development Company, Standard Industries, Inc. (gci,) (EOD: 09/09/2008)
09/08/2008	180	Memorandum in Opposition (related document(s): 132 Motion to Dismiss Case) <i>to Standard Industries' Motion for Summary Judgment to Dismiss the Petition --</i> Filed by Aquila Inc (Strong, Steven) (EOD: 09/08/2008)
09/08/2008	179	Notice to Take Deposition of Representative of Aquila, Inc. Filed by Russell S. Walker on behalf of C.W. Mining Company (Walker, Russell) (EOD: 09/08/2008)
09/08/2008	178	Order Denying(related document(s): 176 Request For Hearing on Motion to Dismiss Involuntary Bankruptcy Petition and Motion for Summary Judgment to Dismiss the Petition) There is no reason given why the hearing was not timely requested and the motion to shorten time is denied. (gci,) (EOD: 09/08/2008)
09/05/2008	177	Pending Order Granting Request for Hearing on Motion to Dismiss Involuntary Bankruptcy Petition and Motion for Summary Judgment to Dismiss the Petition. (Other) related documents(s): 176 Request Filed by: (lph,) [Order# 95211] (EOD: 09/05/2008)
09/04/2008	176	Request For Hearing on Motion to Dismiss Involuntary Bankruptcy Petition and Motion for Summary Judgment to Dismiss the Petition. Filed by Standard Industries, Inc. (lph,) (EOD: 09/05/2008)
09/04/2008	175	Certificate of Service Re: Order. (related document(s): 173 Order) Service Date 09/04/2008. (Admin.) (EOD: 09/05/2008)
09/02/2008	174	Reply in Support of Aquila's Motion for Partial Summary Judgment Regarding Eligibility of Petitioning Creditors (related document(s): 156 Memorandum in Opposition,, Memorandum in Support,) Filed by Aquila Inc (Kelly, Keith) Modified on 9/3/2008 (lph,). (EOD: 09/02/2008)
09/02/2008	173	Order Granting Motion to Compel Production of Documents and Appearance at Depositions, and Denying Motions (a) To Quash and (b) for Protective Order. (related document(s): 141 Motion to Compel) (deed,) (EOD: 09/02/2008)
08/29/2008	172	Certificate of Service Re: Order. (related document(s): 168 Order on Motion to Amend,) Service Date 08/29/2008. (Admin.) (EOD: 08/29/2008)
08/29/2008	171	Certificate of Service Re: Order. (related document(s): 167 Unsigned Order) Service Date 08/29/2008. (Admin.) (EOD: 08/29/2008)
08/29/2008	170	Notice to Take Deposition of Ryan Balls Filed by Russell S. Walker on behalf of C.W. Mining Company (Walker, Russell) (EOD: 08/29/2008)

08/29/2008	EBAFP / Appraisal / No. 111-577 169	Docket / No. 13-41 Filed: 08/13/2011 Page: 1578 of 1628 Notice to Take Deposition of Jen Schmidt Filed by Russell S. Walker on behalf of C.W. Mining Company (Walker, Russell) (EOD: 08/29/2008)
08/27/2008	168	Stipulated Order Granting Motion To Amend the Amended Scheduling Order (Related Doc # 162)The discovery cutoff date is extended until 9/8/08. The deadline for filing dispositive motions shall be 9/12/08. The parties shall file a proposed pretrial order on or before 9/25/08. Proposed findings and conclusions shall be filed on or before 9/29/08. Exhibits and Witness list are due 9/29/08. All other dates and matters addressed in the scheduling order shall remain unchanged. (gci,) (EOD: 08/27/2008)
08/27/2008	167	Unsigned Order (related document(s): 162 Motion to Amend) Reason Order Was Unsigned: Alternate order to be signed. Eorder number: 94557. (gci,) (EOD: 08/27/2008)
08/27/2008		Withdrawal of Document Reason for Withdrawal: Stipulated order filed to replace #163 (related document(s): 163 Pending Order) Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) (EOD: 08/27/2008)
08/26/2008	166	Pending Stipulated Order relating to document 162 Motion to Amend (replaces previous proposed Order #163) Filed by: (Kelly, Keith) [Order# 94819] (EOD: 08/26/2008)
08/25/2008		Notice of Endorsement(related document(s): 163 Pending Order (Other) related documents(s): 162 Motion to Amend Scheduling Order Filed by: (Kelly, Keith) [Order# 94557] Modified on 8/21/2008 (gci,). Endorsed with no objection Filed by Paul James Toscano on behalf of C.W. Mining Company (Toscano, Paul) (EOD: 08/25/2008)
08/21/2008	165	Certificate of Service (related document(s): 161 Pending Order) -- Filed by Aquila Inc (Kelly, Keith) (EOD: 08/21/2008)
08/20/2008	164	Notice of Hearing (related document(s): 158 Motion to Alter) <i>Amend and Clarify Order Denying in Part and Granting in Part Aquila's Motion for Order Preserving Assets of the Estate and Related Relief</i> -- Filed by Steven C. Strong on behalf of Aquila Inc Hearing scheduled for 9/25/2008 at 10:30 AM at US Bankruptcy Court. (Strong, Steven) Modified on 8/21/2008 (gci,). (EOD: 08/20/2008)
08/20/2008	163	Pending Order (Other) related documents(s): 162 Motion to Amend Scheduling Order Filed by: (Kelly, Keith) [Order# 94557] Modified on 8/21/2008 (gci,). (EOD: 08/20/2008)
08/20/2008	162	Motion to Amend (related document(s): 61 Order Approving Stipulation,) <i>the Amended Scheduling Order</i> -- Filed by Aquila Inc (Kelly, Keith) (EOD: 08/20/2008)
08/20/2008	161	Pending Order (Hearing Held) related documents(s): 141 Motion to Compel Production of Documents and Appearance at Depositions and Denying Motions (a) to Quash and (b) for Protective Order -- Filed by: (Kelly, Keith) [Order# 94544] (EOD: 08/20/2008)
08/19/2008	160	Certificate of Service (related document(s): 158 Motion to Reconsider, 159 Motion to Reconsider,) -- Filed by Aquila Inc (Strong, Steven) (EOD: 08/19/2008)
08/18/2008	159	Memorandum in Support(related document(s): 158 Motion to Reconsider) <i>Memorandum of Points and Authorities in Support of Motion to Alter and Amend Court Order (Docket No. 139) and Memorandum Decision (Docket No. 138)</i> Filed by Aquila Inc (Call, Steven) Modified on 8/19/2008 (kpc,). (EOD: 08/18/2008)
08/18/2008	158	Aquila Inc.'s Motion to Alter, Amend, and Clarify Order Denying in part and Granting in Part Aquila, Inc's Motion for Order Preserving Assets of the Estate and Related Relief. Filed by Aquila Inc (Call, Steven) Modified on 8/19/2008 (kpc,). (EOD: 08/18/2008)
08/18/2008	157	Memorandum in Support (related document(s): 81 Motion for Summary Judgment) <i>Reply Memorandum; responding to arguments of Standard Industries, Inc.,</i> -- Filed by Aquila Inc (Kelly, Keith) Modified on 8/19/2008 (kpc,). (EOD: 08/18/2008)

EBAFP	Appraisal No.	Docket No. 111-577 (Docket No. 113-4) Filed: 08/12/2011 Page: 1529 of 1628
08/18/2008	156	Memorandum in Opposition (related document(s): 81 Motion for Summary Judgment) to Aquila's Motion for Partial Summary Judgment on Petitioners' Eligibility to Commence Action, Memorandum in Support (related document(s): 132 Motion to Dismiss Case) of Standard Industries, Inc. Motion for Summary Judgment to Dismiss the Petition Filed by C.W. Mining Company (Williams, David) Modified on 8/19/2008 (kpc,). (EOD: 08/18/2008)
08/18/2008	155	Notice of Respondent's Joinder in Motion for Summary Judgment to Dismiss the Petition. (related document(s): 132 Motion to Dismiss Case filed by Creditor Standard Industries, Inc.) of Respondent's Joinder in Motion for Summary Judgment to Dismiss the Petition Filed by David R. Williams on behalf of C.W. Mining Company (Williams, David) Modified on 8/19/2008 (kpc,). (EOD: 08/18/2008)
08/18/2008		Minute Entry Re: Motion to Compel Production of Documents and Appearance at Depositions. The Motion to Quash is denied. The Motion to Compel Production of Documents and Appearance at the Depositions is granted. Depositions will be conducted on 8/28, 9/2, 9/3, 9/4, 9/5 and concluding on 9/8 at the close of business on that day. No deposition will last more than 7 hours a day. Mr. Kelly will file a Motion to modify the Scheduling Order and set it for hearing. No sanctions are awarded at this time. OTF-Kelly. (JAB;cjf,klc) (related document(s): 141) Appearances: Keith Kelly, Benjamin Kotter (Aquila, Inc.) , Tyler Foutz (Owell Precast). Mark Hansen (C.O.P. Coal Development Company, Standard Industries, Inc., ABM, Inc., Fidelity Funding Company, Kingston & Associates, Security Funding Company, World Enterprises). (cjf,) (EOD: 08/18/2008)
08/15/2008	154	Reply Memorandum in Support of Motion to Quash Subpoenas and Memorandum in Opposition to Aquila's Motion to Compel and in Support of Motion for Protective Order. (related document(s): 141 Motion to Compel, 153 Motion for Protective Order) Filed by ABM, Inc. , C.O.P. Coal Development Company , Fidelity Funding Company , Kingston & Associates , Security Funding Company , Standard Industries, Inc. , World Enterprises (clo,) (EOD: 08/18/2008)
08/15/2008	153	Motion for Protective Order Filed by ABM, Inc. , C.O.P. Coal Development Company , Fidelity Funding Company , Kingston & Associates , Security Funding Company , Standard Industries, Inc. , World Enterprises (clo,) (EOD: 08/18/2008)
08/15/2008	152	Memorandum in Opposition to (related document(s): 107 Motion to Vacate) Order of Civil Contempt Against Standard Industries Filed by Aquila Inc (Call, Steven) Modified on 8/18/2008 (gci,). (EOD: 08/15/2008)
08/14/2008	151	Certificate of Service Re: Order. (related document(s): 147 Order on Motion to Expedite Hearing,) Service Date 08/14/2008. (Admin.) (EOD: 08/14/2008)
08/13/2008	150	Affidavit/Declaration (related document(s): 149 Memorandum in Opposition) of Keith A. Kelly in Opposition to Standard's Motion to Dismiss Involuntary Bankruptcy Petition -- Filed by Aquila Inc (Kelly, Keith) (EOD: 08/13/2008)
08/13/2008	149	Memorandum in Opposition (related document(s): 73 Motion to Dismiss Case) -- Filed by Aquila Inc (Kelly, Keith) (EOD: 08/13/2008)
08/12/2008	148	Expedited Notice of Hearing (related document(s): 141 Motion to Compel, 147 Order on Motion to Expedite Hearing,, 142 Memorandum in Support) -- Filed by Keith A. Kelly on behalf of Aquila Inc Hearing scheduled for 8/18/2008 at 01:15 PM at US Bankruptcy Court. (Kelly, Keith) Modified on 8/13/2008 (gci,). (EOD: 08/12/2008)
08/12/2008	147	Order Granting Ex Parte Motion for Expedited Hearing (Related Doc # 145) Hearing scheduled for 8/18/2008 at 01:15 PM at US Bankruptcy Court. The order governing Scheduling and setting trial date, as amended by the stipulated order on June 19, 2008, is amended to extend the discovery deadline for the limited purpose referenced in the stipulated order until August 18, 2008. Signed as modified by the Court. (EOD: 08/12/2008)
08/11/2008	146	Pending Order (Ex Parte) related documents(s): 145 Motion to Expedite Hearing Filed by: (Kelly, Keith) [Order# 94079] (EOD: 08/11/2008)

08/11/2008	EB/APP / Appraisal No. 111-577 / Docket No. 112-41 / Filed: 08/12/2011 / Page: 153 of 1628	Ex Parte Motion to Expedite Hearing <i>and Shorten Time</i> (related document(s): 141 Motion to Compel Production of Documents Filed by Aquila Inc (Kelly, Keith) Modified on 8/12/2008 (gci,). (EOD: 08/11/2008)
08/10/2008	145	Certificate of Service Re: Order. (related document(s): 139 Order on Motion to Compel, ,) Service Date 08/10/2008. (Admin.) (EOD: 08/10/2008)
08/10/2008	144	Certificate of Service Re: Order. (related document(s): 138 Memorandum Decision/Opinion and Order,) Service Date 08/10/2008. (Admin.) (EOD: 08/10/2008)
08/08/2008	143	Memorandum in Support (related document(s): 141 Motion to Compel) <i>Production of Documents and Attendance at Depositions, and in Opposition to Motion to Quash Subpoenas</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/08/2008)
08/08/2008	142	Motion to Compel <i>Production of Documents and Appearance at Depositions</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/08/2008)
08/08/2008	141	Notice (related document(s): 139 Order on Motion to Compel,,) of Order -- Filed by Steven C. Strong on behalf of Aquila Inc (Strong, Steven) (EOD: 08/08/2008)
08/08/2008	140	Order Denying in Part and Granting in Part Motion of Aquila, Inc. for Order Preserving and Protecting Assets of Bankruptcy Estate and Requesting Notice and Hearing in Connection with Debtor's Purported Sale of Substantially all Operating Assets to a Related Entity. It is further ordered that from this point forward any use, transfer, or disposition of any of the Debtor's assets outside the ordinary course of the Debtor's business is subject to the provisions of 11 U.S.C. Section 363 of the Bankruptcy Code. Any attempt from this point forward to transfer, sell or to seek approval of the transfer or sale of the Debtor's assets to Hiawatha Coal Mining Company or any other party outside the ordinary course of the Debtor's business must be set for hearing and properly noticed. (Related Doc # 71) (lph,) (EOD: 08/08/2008)
08/08/2008	139	Memorandum Decision Denying in Part and Granting in Part Motion of Aquila, Inc. For Order Preserving and Protecting Assets of Bankruptcy Estate and Requesting Notice and Hearing in Connection with Debtor's Purported Sale Of Substantially all Operating Assets to a Related Entity. (related document(s): 71 Motion to Compel,) (lph,) (EOD: 08/08/2008)
08/07/2008	138	Subpoena For Rule 2004 Examination (related document(s): 117 Order on Motion for Examination) of <i>Subpoena for Rule 2004 Examination of Far West Bank</i> -- Filed by Aquila Inc (Strong, Steven) Modified on 8/8/2008 (lph,). (EOD: 08/07/2008)
08/06/2008	137	Supplemental to Motion of Aquila Inc. for Order preserving and Protection Assets of Bankruptcy Estate(related document(s): 71 Motion to Compel,) -- Filed by Aquila Inc (Strong, Steven) Modified on 8/6/2008 (deed,). (EOD: 08/06/2008)
08/06/2008	136	Notice to Take Deposition of Ken Kingston <i>on August 15, 2008 at 3:00</i> -- Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) (EOD: 08/06/2008)
08/06/2008	135	Notice to Take Deposition of Dolly Stevens <i>on August 15, 2008 at 1:00 p.m</i> -- Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) (EOD: 08/06/2008)
08/05/2008	134	Standard Industries' Memorandum in Opposition to Aquila's Motion for Partial Summary Judgment on Petitioners' Eligibility to Commence Action and in Support of Motion for Summary Judgment to Dismiss the Petition (related document(s): 81 Motion for Summary Judgment, 132 Motion to Dismiss Case) Filed by Standard Industries, Inc. (deed,) Modified on 8/7/2008 (deed,). (EOD: 08/06/2008)
08/05/2008	133	Standard Industries' Motion for Summary Judgment to Dismiss Case the Petition Filed by Standard Industries, Inc. (deed,) (EOD: 08/06/2008)
08/05/2008	132	Notice to Take Deposition of Ken Kingston <i>on August 15, 2008 at 3:00 p.m.</i> -- Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) (EOD: 08/05/2008)
08/05/2008	131	

EB/APP	Appraisal/No.	Docket/No.	Filed: 08/12/2011	Page: 184 of 1828
08/05/2008	130	111-577	Docket/No. 118-4	Notice to Take Deposition of Dolly Stevens on August 13, 2008 at 1:00 p.m. -- Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) (EOD: 08/05/2008)
08/05/2008	129			Subpoena/Subpoena Duces Tecum. Return of Service Re: <i>ABM, Inc.</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/05/2008)
08/05/2008	128			Subpoena/Subpoena Duces Tecum. Return of Service Re: <i>Security Funding, Inc.</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/05/2008)
08/05/2008	127			Subpoena/Subpoena Duces Tecum. Return of Service Re: <i>Charles Reynolds</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/05/2008)
08/04/2008				Attorney F. Mark Hansen for Kingston & Associates; Security Funding Company; World Enterprises; ABM, Inc. and Fidelity Funding Company added to case. (gci,) (EOD: 08/04/2008)
08/04/2008	126			Memorandum in Support (related document(s): 125 Motion to Quash) Filed by ABM, Inc., C.O.P. Coal Development Company, Fidelity Funding Company, Kingston & Associates, Security Funding Company, Standard Industries, Inc., World Enterprises (gci,) (EOD: 08/04/2008)
08/04/2008	125			Motion to Quash Subpoenas Filed by Kingston & Associates, Fidelity Funding Company, ABM, Inc., Security Funding Company, World Enterprises, C.O.P. Coal Development Company, Standard Industries, Inc. (gci,) (EOD: 08/04/2008)
08/04/2008	124			Subpoena/Subpoena Duces Tecum. Return of Service Re: <i>World Enterprises</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/04/2008)
08/04/2008	123			Subpoena/Subpoena Duces Tecum. Return of Service Re: <i>Standard Industries, Inc.</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/04/2008)
08/04/2008	122			Subpoena/Subpoena Duces Tecum. Return of Service Re: <i>Kingston & Associates</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/04/2008)
08/04/2008	121			Subpoena/Subpoena Duces Tecum. Return of Service Re: <i>Fidelity Funding Co.</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/04/2008)
08/04/2008	120			Subpoena/Subpoena Duces Tecum. Return of Service Re: <i>COP Coal Development Co.</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 08/04/2008)
08/02/2008	119			Certificate of Service Re: Order. (related document(s): 117 Order on Motion for Examination) Service Date 08/02/2008. (Admin.) (EOD: 08/02/2008)
08/01/2008				Minute Entry Re: Motion of Aquila, Inc. for Order Preserving and Protecting Assets of Bankruptcy Estate. Matter taken under advisement. Witness: Charles Reynolds. Exhibits received. (JAB,arb,cf) (related document(s): 71) Appearances: Steve Strong and Keith Kelly PETITIONING CREDITOR, Russell Walker and Paul Toscano DB, Mark Hansen STANDARD INDUSTRIES, Tyler Foutz OWELL PRECAST (arb) (EOD: 08/01/2008)
07/31/2008	118			Certificate of Service Re: Order. (related document(s): 112 Order on Motion to Extend Time) Service Date 07/31/2008. (Admin.) (EOD: 08/01/2008)
07/31/2008	117			Order Granting Motion For Examination of a Representative of Far West Bank Under Rule 2004 (Related Doc # 115) (gci,) (EOD: 07/31/2008)
07/30/2008	116			Pending Order (Ex Parte) related documents(s): 115 Motion for Examination Under Rule 2004 Filed by: (Strong, Steven) [Order# 93519] (EOD: 07/30/2008)
07/30/2008	115			Ex Parte Motion for Examination Under Rule 2004 of a Representative of Far West Bank -- Filed by Aquila Inc (Strong, Steven) (EOD: 07/30/2008)

EBAFP	Appraisal No.	Docket No. Filed: Page: off
07/30/2008	114	Certificate of Service (related document(s): 113 Reply) of Reply Memorandum in Support of Motion of Aquila, Inc. for Order Preserving and Protecting Assets of Bankruptcy Estate -- Filed by Aquila Inc (Strong, Steven) (EOD: 07/30/2008)
07/29/2008	113	Reply Memorandum in Support of (related document(s): 71 Motion of Aquila for Order Preserving and Protecting Assets of Bankruptcy Estate) Filed by Aquila Inc (Strong, Steven) Modified on 7/30/2008 (gci,). (EOD: 07/29/2008)
07/29/2008	112	Order Granting Motion to Extend Time to Respond to Motion Dismiss Involuntary Petition(Related Doc # 103) The time has been extended until August 13, 2008 to file a response to the motion. (gci,) (EOD: 07/29/2008)
07/28/2008	111	Declaration re: (related document(s): 107 Motion to Vacate) Filed by Mark Hansen. (gci,) (EOD: 07/29/2008)
07/28/2008	110	Declaration re: (related document(s): 106 Memorandum in Opposition, 105 Memorandum in Opposition) Filed by Charles Reynolds (gci,) (EOD: 07/29/2008)
07/28/2008	109	Declaration re: (related document(s): 106 Memorandum in Opposition, 105 Memorandum in Opposition) Filed F. Mark Hansen. (gci,) Additional attachment(s) added on 7/29/2008 (gci,). (EOD: 07/29/2008)
07/28/2008	108	Memorandum in Support (related document(s): 107 Motion to Vacate) Filed by C.O.P. Coal Development Company, Standard Industries, Inc. (gci,) (EOD: 07/29/2008)
07/28/2008	107	Motion for Relief from (related document(s): 98 Order on Motion for Civil Contempt) Filed by Standard Industries, Inc., C.O.P. Coal Development Company. (gci,) (EOD: 07/29/2008)
07/28/2008	106	Memorandum in Opposition (related document(s): 65 Motion for Contempt/Sanctions) Filed by C.O.P. Coal Development Company. (gci,) (EOD: 07/29/2008)
07/28/2008	105	Memorandum in Opposition (related document(s): 65 Motion for Contempt/Sanctions) Filed by Standard Industries, Inc. (gci,) (EOD: 07/29/2008)
07/28/2008	104	Pending Order (Other) related documents(s): 103 Motion for Extension of Time to Respond to Motion to Dismiss Involuntary Petition filed by Standard Industries -- filed by: (Kelly, Keith) [Order# 93312] (EOD: 07/28/2008)
07/28/2008	103	Motion to Extend Time to Respond to Motion Dismiss Involuntary Petition filed by Standard Industries -- Filed by Aquila Inc (Kelly, Keith) (EOD: 07/28/2008)
07/25/2008	102	Certificate of Service Re: Order. (related document(s): 98 Order on Motion for Contempt/Sanctions, ,) Service Date 07/25/2008. (Admin.) (EOD: 07/26/2008)
07/25/2008	101	Certificate of Service Re: Order. (related document(s): 95 Order on Motion for Ex Parte Relief,) Service Date 07/25/2008. (Admin.) (EOD: 07/26/2008)
07/25/2008	100	Objection to (related document(s): 71 Motion to Compel, filed by Petitioning Creditor Aquila Inc) Filed by C.W. Mining Company (Walker, Russell) (EOD: 07/25/2008)
07/23/2008	99	DOCUMENT FILED UNDER SEAL (related document(s): 95 Order on Motion for Ex Parte Relief to File Exhibits Under Seal) (djf,) (EOD: 07/23/2008)
07/23/2008	98	Order of Civil Contempt Against Standard Industries, Inc. and C.O.P. Coal Development Company for Violations of the Automatic Stay (Related Doc # 65) Standard is ordered to immediately pay and return to the bankruptcy estate all money, property and other assets of any kind as to which CWM had any legal or equitable interest or claim that Standard received on or after the petition date from any person. Standard is ordered to provide an accounting to the Court and to Aquila of the repayment and return of such money, property and assets. (djf,) (EOD: 07/23/2008)

Date	Appraisal No.	Description
07/23/2008	97	Pending Order (Hearing Scheduled) related documents(s): 65 Motion for Civil Contempt Against Standard Industries, Inc. and C.O.P. Coal Development Company for Violations of the Automatic Stay -- Filed by: (Strong, Steven) [Order# 93225] (EOD: 07/23/2008)
07/23/2008	96	Certificate/Affidavit of Non-Opposition to Motion (related document(s): 65 Motion for Contempt/Sanctions) <i>against Standard Industries, Inc. and C.O.P. Coal Development Company for Violations of the Automatic Stay</i> -- Filed by Aquila Inc (Strong, Steven) (EOD: 07/23/2008)
07/23/2008	95	Order Authorizing Filing of Certain Exhibits Under Seal. The Clerk of the Court shall seal Exhibits C and D to the Contempt Memorandum and such Exhibits shall not be available for public inspection without further order of this Court. The movant is ordered to file copies of the seal documents conventionally with the Court on or before 7/23/2008.(Related Doc # 86) (djf,) (EOD: 07/23/2008)
07/21/2008	94	Certificate of Service (related document(s): 66 Memorandum in Support, 65 Motion for Contempt/Sanctions, 67 Declaration, 68 Declaration, 69 Certificate of Service) <i>service by Constable</i> -- Filed by Aquila Inc (Strong, Steven) (EOD: 07/21/2008)
07/21/2008	93	Notice of Hearing (related document(s): 81 Motion for Summary Judgment) Filed by Steven C. Strong on behalf of Aquila Inc Hearing scheduled for 9/11/2008 at 09:00 AM at US Bankruptcy Court. (Strong, Steven) (EOD: 07/21/2008)
07/20/2008	92	Certificate of Service Re: Order. (related document(s): 89 Unsigned Order) Service Date 07/20/2008. (Admin.) (EOD: 07/20/2008)
07/18/2008	91	Certificate of Service Re: Order. (related document(s): 85 Order) Service Date 07/18/2008. (Admin.) (EOD: 07/18/2008)
07/18/2008	90	Pending Order (Ex Parte) related documents(s): 86 Motion to File Exhibits Under Seal Filed by: (Strong, Steven) [Order# 92998] (EOD: 07/18/2008)
07/18/2008	89	Unsigned Order (related document(s): 86 Motion for Ex Parte Relief) Reason Order Was Unsigned: Order does not comply with Local Rule 5005-3. Please resubmit with correct margins. Eorder number: 92876 (lb) (EOD: 07/18/2008)
07/16/2008	88	Certificate of Service Re: Order. (related document(s): 77 Order on Motion to Compel) Service Date 07/16/2008. (Admin.) (EOD: 07/16/2008)
07/16/2008	87	Pending Order (Ex Parte) related documents(s): 86 Motion to File Exhibits Under Seal Filed by: (Strong, Steven) [Order# 92876] (EOD: 07/16/2008)
07/16/2008	86	Motion for Ex Parte <i>to File Exhibits Under Seal</i> Filed by Aquila Inc (Strong, Steven) Modified on 7/17/2008 (gci,). (EOD: 07/16/2008)
07/16/2008	85	Order Granting Aquila's Request for Leave to Proceed with a Motion for Partial Summary Judgment (related document(s): 79 Request) (gci,) (EOD: 07/16/2008)
07/16/2008	84	Notice of Respondent's Joinder in (related document(s): 73 Motion to Dismiss Case filed by Creditor Standard Industries, Inc.) Filed by Paul James Toscano on behalf of C.W. Mining Company (Toscano, Paul) Modified on 7/16/2008 (gci,). (EOD: 07/16/2008)
07/15/2008	83	Declaration re: (related document(s): 81 Motion for Summary Judgment) <i>of Ryan Balls in Support of Petitioning Creditors Motion for Partial Summary Judgment</i> -- Filed by Aquila Inc (Call, Steven) (EOD: 07/15/2008)
07/15/2008	82	Memorandum in Support (related document(s): 81 Motion for Summary Judgment) <i>of Aquila's Motion regarding Eligibility of Petitioning Creditors to Commence this Involuntary Bankruptcy Case</i> -- Filed by Aquila Inc (Call, Steven) Modified on 7/15/2008 (gci,). (EOD: 07/15/2008)
07/15/2008	81	Motion for Summary Judgment -- <i>Motion for Partial Summary Judgment regarding Eligibility of Petitioning Creditors to Commence this Involuntary Bankruptcy Case</i> -- Filed by Aquila Inc (Call,

BAPF Appraisal No. 111-577		Docket No. 18-4		Filed: 08/15/2011		Page: 184 of 228	
							Steven) (EOD: 07/15/2008)
07/15/2008	80						Pending Order (Other) related documents(s): 79 Request Filed by: (Call, Steven) [Order# 92816] (EOD: 07/15/2008)
07/15/2008	79						Request for Leave to Proceed with a Motion for Partial Summary Judgment -- Filed by Aquila Inc (Call, Steven) (EOD: 07/15/2008)
07/15/2008	78						Notice to Take Deposition of C.W. Mining Co. <i>Third Amended Notice; July 16, 2008</i> , Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) (EOD: 07/15/2008)
07/14/2008	77						Order Regarding Motion To Compel (Related Doc # 65 Motion For Contempt/Sanctions) The hearing is set for August 1, 2008 at 2:00 pm. 2008. The parties will have until July 18, 2008, to file a memoranda in response to the motion. (gci,) (EOD: 07/14/2008)
07/11/2008	76						Notice of Substitution of Parties Filed by Standard Industries, Inc. (gci,) (EOD: 07/14/2008)
07/11/2008	75						Motion to Extend Time Respond to Aquila's Motion for Order of Civil Contempt Against Standard Industries and C.O.P. Coal Company Filed by C.O.P. Coal Development Company, Standard Industries, Inc. (gci,) (EOD: 07/14/2008)
07/11/2008	74						Memorandum in Support (related document(s): 73 Motion to Dismiss Case) Filed by Standard Industries, Inc. (gci,) (EOD: 07/14/2008)
07/11/2008	73						Motion to Dismiss Involuntary Bankruptcy Petition Filed by Standard Industries, Inc. (gci,) (EOD: 07/14/2008)
07/07/2008	72						Notice of Hearing (related document(s): 71 Motion of Aquila for Order Preserving and Protecting Assets of Bankruptcy Estate) -- <i>and Requiring Notice and Hearing in Connection with Debtor's Purported Sale of Substantially All Operating Assets to a Related Entity</i> -- Filed by Steven C. Strong on behalf of Aquila Inc Hearing scheduled for 8/1/2008 at 02:00 PM at US Bankruptcy Court. (Strong, Steven) Modified on 7/30/2008 (gci,). (EOD: 07/07/2008)
07/07/2008	71						Motion -- <i>of Aquila, Inc. for Order Preserving and Protecting Assets of Bankruptcy Estate and Requiring Notice and Hearing in Connection with Debtor's Purported Sale of Substantially All Operating Assets to a Related Entity</i> , Filed by Aquila Inc (Strong, Steven) Modified on 7/30/2008 (gci,). (EOD: 07/07/2008)
06/30/2008	70						Notice of Hearing (related document(s): 65 Motion for Contempt/Sanctions Filed by Steven C. Strong on behalf of Aquila Inc Hearing scheduled for 8/1/2008 at 02:00 PM at US Bankruptcy Court. (Strong, Steven) Modified on 7/1/2008 (gci,). (EOD: 06/30/2008)
06/30/2008	69						Certificate of Service (related document(s): 66 Memorandum in Support, 65 Motion for Contempt/Sanctions, 67 Declaration, 68 Declaration) Filed by Aquila Inc (Strong, Steven) (EOD: 06/30/2008)
06/25/2008	68						Declaration re: (related document(s): 66 Memorandum in Support) <i>of Steven W. Call</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 06/25/2008)
06/25/2008	67						Declaration re: (related document(s): 66 Memorandum in Support) <i>of Keith A. Kelly</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 06/25/2008)
06/25/2008	66						Memorandum in Support (related document(s): 65 Motion for Contempt/Sanctions) <i>against Standard Industries and C.O.P. Development Co. for Violations of the Automatic Stay</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 06/25/2008)
06/25/2008	65						Motion For Contempt/Sanctions Against Standard Industries and C.O.P. Development Company <i>for Violations of the Automatic Stay</i> Filed by Aquila Inc (Kelly, Keith) (EOD: 06/25/2008)

EB/APP	Appraisal/No.	Docket/No.	Filed:	Page:
06/24/2008	64	111-577	08/12/2011	185 of 228
06/24/2008	64			
06/23/2008	63			
06/21/2008	62			
06/19/2008				
06/19/2008	61			
06/19/2008	60			
06/19/2008	59			
06/18/2008	58			
06/18/2008	57			
06/18/2008	56			
06/18/2008	55			
06/16/2008	54			
06/13/2008	53			
06/13/2008	52			
06/09/2008	51			
06/09/2008	50			
06/09/2008	49			
06/09/2008	48			
06/09/2008	47			

EB/APP	Appraisal No.	Docket No.	Filed	Pages
06/09/2008	46	111-577	08/12/2011	1895 of 1828
		118-41		
06/09/2008	46	Notice to Take Deposition of CW Mining Co. <i>Amended Notice; June 29, 2008</i> , Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) (EOD: 06/09/2008)		
06/09/2008	45	Notice to Take Deposition of CW Mining Co. <i>on June 9, 2008</i> , Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) (EOD: 06/09/2008)		
06/09/2008	44	Notice of Intent to Issue Subpoenas in a Case Under the Bankruptcy Code Filed by Keith A. Kelly on behalf of Aquila Inc (Kelly, Keith) (EOD: 06/09/2008)		
05/16/2008	43	Notice of Change of Address for Attorney Filed by Conrad H. Johansen on behalf of Howell Precast LLC (jtt,) (EOD: 05/16/2008)		
05/12/2008	42	Certificate of Service for Initial Rule 26(a)(1) Disclosures Filed by C.W. Mining Company (Walker, Russell) (EOD: 05/12/2008)		
04/29/2008	41	Certificate of Service for Initial Rule 26(a)(1) Disclosures of Petitioning Creditor Aquila, Inc. Filed by Aquila Inc (Kelly, Keith) (EOD: 04/29/2008)		
04/14/2008	40	Notice of Initial Disclosures as Per Bankruptcy Rule 7026(a)(1) Filed by Howell Precast LLC (gci,) (EOD: 04/14/2008)		
04/10/2008	39	Certificate of Service re Initial Rule 26(a)(1) Disclosures of Petitioning Creditor House of Pumps, Inc. Filed by House of Pumps (Leta, David) (EOD: 04/10/2008)		
03/20/2008	38	Certificate of Service Re: Order. (related document(s): 37 Order Governing Scheduling and Preliminary Matters) Service Date 03/20/2008. (Admin.) (EOD: 03/20/2008)		
03/18/2008	37	Order Governing Scheduling and Preliminary Matters Pre-Trial Order due by 8/25/2008. Trial date set for 10/6/2008 at 09:00 AM at US Bankruptcy Court. (gci,) (EOD: 03/18/2008)		
03/15/2008	36	Certificate of Service Re: Order. (related document(s): 34 Order to Employ) Service Date 03/15/2008. (Admin.) (EOD: 03/15/2008)		
03/15/2008	35	Certificate of Service Re: Order. (related document(s): 33 Order to Employ) Service Date 03/15/2008. (Admin.) (EOD: 03/15/2008)		
03/13/2008	34	Order to Employ (related document(s): 9 Application to Employ) Russell S. Walker for C.W. Mining Company. (gci,) (EOD: 03/13/2008)		
03/13/2008	33	Supplemental Order to Employ (related document(s): 2 Application to Employ) Oliver K. Myers as an additional counsel for C.W. Mining Company. (gci,) (EOD: 03/13/2008)		
03/12/2008	32	Pending Order (Ex Parte) related documents(s): 9 Application to Employ Filed by: (Walker, Russell) [Order# 86942] (EOD: 03/12/2008)		
03/12/2008	31	Affidavit/Declaration (related document(s): 9 Application to Employ) <i>Supplemental</i> Filed by C.W. Mining Company (Walker, Russell) (EOD: 03/12/2008)		
03/10/2008		Minute Entry Re: Initial Pretrial Conference. Briefs Due: September 8, 2008. Proposed Findings of Fact and Conclusions of Law Due: September 15, 2008. Witness Lists, Exhibits Lists, and Stipulation Regarding Admissibility Due: September 22, 2008. Trial to be held October 6-7, 2008 at 9:00 AM at US Bankruptcy Court. OTF Court. (JAB,arb,km) (related document(s): 27) Appearances: Keith Kelly and Steve Call AQUILA INC, Russell Walker CW MINING CO., Tracy Wilder OWELL PRECAST (arb) (EOD: 03/11/2008)		
03/07/2008	30	Certificate of Service (related document(s): 27 Notice, 29 Motion to Amend) Filed by Aquila Inc (Strong, Steven) (EOD: 03/07/2008)		
03/07/2008	29	Motion to Amend (related document(s): 25 Order/Notice of Initial Pretrial Conference,) -- Filed by		

EBAP Appraisal No. 111-577		Docket No. 13-4		Filed: 03/12/2011		Page: 167 of 168	
		Aquila Inc (Strong, Steven) (EOD: 03/07/2008)					
03/07/2008	28	Supplemental Memorandum in Support of Ex Parte Motion for Order Authorizing Employment of Special Counsel (related document(s): 9 Application to Employ) Filed by C.W. Mining Company (Walker, Russell) Modified on 3/7/2008 (lph,). (EOD: 03/07/2008)					
03/07/2008	27	Amended Report of Attorney Planning Meeting Filed by Steven W. Call on behalf of Aquila Inc (Call, Steven) Modified on 3/7/2008 (lph,). (EOD: 03/07/2008)					
03/06/2008	26	Certificate of Service Re: Order. (related document(s): 25 Order/Notice of Initial Pretrial Conference,) Service Date 03/06/2008. (Admin.) (EOD: 03/06/2008)					
03/04/2008		Trustee/USTR's Notice of Endorsement filed by Trustee/USTR. (related document(s): 24 Pending Order (Other) related documents(s): 2 Application to Employ Attorney Filed by: (Toscano, Paul) [Order# 86543] Modified on 3/4/2008 (gci,). Endorsed with no objection (Morgan tr, John) (EOD: 03/04/2008)					
03/04/2008	25	Order Requiring Filing of Amended Report of Parties' Planning Meeting and Disallowing Additional Pleadings (related document(s): Order/Notice of Initial Pretrial Conference) Any additional pleadings, including motions for summary judgment, not contemplated in Rule 1011 are disallowed. The parties shall file an amended Report not later than March 7, 2008 at 12:00 PM. (gci,) (EOD: 03/04/2008)					
03/03/2008	24	Pending Order (Other) related documents(s): 2 Application to Employ Attorney Filed by: (Toscano, Paul) [Order# 86543] Modified on 3/4/2008 (gci,). (EOD: 03/03/2008)					
02/28/2008	23	Agreed Notice of Rule 26(f) Report of Attorney Planning Meeting Filed by Steven W. Call on behalf of Aquila Inc (Call, Steven) (EOD: 02/28/2008)					
02/28/2008		Attorney Oliver K. Myers for C.W. Mining Company added to case (gci,) (EOD: 02/28/2008)					
02/27/2008	22	Declaration re: (related document(s): 21 Notice) of <i>Oliver Myers, Of Counsel in the Law Office of Paul Toscano, P.C.</i> Filed by C.W. Mining Company (Toscano, Paul) (EOD: 02/27/2008)					
02/27/2008	21	Notice (related document(s): 2 Application to Employ filed by Debtor C.W. Mining Company) of <i>addition of Of Counsel to Law Office of Paul Toscano, P.C.</i> Filed by Paul James Toscano on behalf of C.W. Mining Company (Toscano, Paul) (EOD: 02/27/2008)					
02/26/2008	20	Return of Service (related document(s): 16 Notice to Take Deposition filed by Petitioning Creditor Aquila Inc) of <i>Subpoena for Documents</i> Re: C.O.P. Coal Development Company Filed by Aquila Inc (Call, Steven) Modified on 2/26/2008 (gci,). (EOD: 02/26/2008)					
02/13/2008	19	Amended Answer Filed by C.W. Mining Company (Walker, Russell) (EOD: 02/13/2008)					
02/12/2008		Notice of Appearance of Counsel and Request for Notice Filed by David E. Leta on behalf of House of Pumps (Leta, David) (EOD: 02/12/2008)					
02/08/2008	18	Certificate of Service Re: Miscellaneous Pleadings Service Date 02/08/2008. (Admin.) (EOD: 02/08/2008)					
02/06/2008		Order and Notice of Initial Pre-Trial Conference. Pre-Trial Conference set for 3/10/2008 at 09:00 AM at US Bankruptcy Court. Report of Parties Planning Meeting due by 2/28/2008. (tjc) (EOD: 02/06/2008)					
02/01/2008	17	Certificate of Service Re: Order. (related document(s): 13 Unsigned Order,) Service Date 02/01/2008. (Admin.) (EOD: 02/01/2008)					
02/01/2008	16	Notice to Take Deposition of C.O.P. Coal Development Company <i>Notice relates to subpoena served for the production of documents only</i> Filed by Steven W. Call on behalf of Aquila Inc (Call, Steven)					

BAPF Appraisal No. 111-577		Docket No. 18-4		Filed: 08/15/2011		Page: 168 of 168	
		(EOD: 02/01/2008)					
01/31/2008	15	Certificate of Service Re: Order. (related document(s): 8 Order on Application to Employ Attorney,) Service Date 01/31/2008. (Admin.) (EOD: 01/31/2008)					
01/30/2008	14	Response to <i>Involuntary Petition</i> filed by Debtor(s) (Walker, Russell) (EOD: 01/30/2008)					
01/30/2008	13	Unsigned Order (related document(s): 9 Application to Employ) Reason Order Was Unsigned: Please clarify the division of responsibilities between Paul Toscano P.C as general counsel and the applicant as special counsel and resubmit after circulating the amendment to parties in interest including the United States Trustee. Eorder number: 85099. (gci,) (EOD: 01/30/2008)					
01/29/2008	12	Return of Service (Summons Service Executed)(related document(s): 1 Involuntary Petition (Chapter 11) filed by Debtor C.W. Mining Company, Petitioning Creditor Aquila Inc, Petitioning Creditor House of Pumps) <i>Return of Service of Summons to Debtor in Involuntary Case</i> Filed by Aquila Inc (Call, Steven) Modified on 1/30/2008 (gci,). (EOD: 01/29/2008)					
01/29/2008	11	Pending Order (Ex Parte) related documents(s): 9 Application to Employ Filed by: (Walker, Russell) [Order# 85099] (EOD: 01/29/2008)					
01/29/2008	10	Affidavit/Declaration (related document(s): 9 Application to Employ) <i>Russell Walker as Special Counsel</i> Filed by C.W. Mining Company (Walker, Russell) (EOD: 01/29/2008)					
01/29/2008	9	Ex Parte Application to Employ Russell S. Walker as Attorney <i>Special Counsel</i> Filed by C.W. Mining Company (Walker, Russell) (EOD: 01/29/2008)					
01/29/2008	8	Order Granting Ex Parte Motion for Order Authorizing Appointment of Paul Toscano, P.C. as General Bankruptcy Counsel for C.W. Mining Company as Respondent and as General Bankruptcy Counsel for C.W. Mining as Debtor or Debtor-in-Possession in the Event of the Entry of an Order for Relief. (Related Doc # 2) (djf,) (EOD: 01/29/2008)					
01/29/2008		Notice of Appearance of Counsel and Request for Notice Filed by John T. Morgan tr on behalf of United States Trustee (Morgan tr, John) (EOD: 01/29/2008)					
01/26/2008	7	Certificate of Service Re: Order. (related document(s): 6 Unsigned Order) Service Date 01/26/2008. (Admin.) (EOD: 01/26/2008)					
01/25/2008		Trustee/USTR's Notice of Endorsement filed by Trustee/USTR. (related document(s): 5 Pending Order (Ex Parte) related documents(s): 2 Application to Employ Filed by: (Toscano, Paul) [Order# 84881]). Endorsed with no objection (Morgan tr, John) (EOD: 01/25/2008)					
01/24/2008	6	Unsigned Order (related document(s): 2 Application to Employ) Reason Order Was Unsigned: The image is a copy of the underlying application. It is not a proposed order. Eorder number: 84855. (gci,) (EOD: 01/24/2008)					
01/24/2008	5	Pending Order (Ex Parte) related documents(s): 2 Application to Employ Filed by: (Toscano, Paul) [Order# 84881] (EOD: 01/24/2008)					
01/24/2008		Withdrawal of Document Reason for Withdrawal: Incorrect pleading filed (related document(s): 4 Pending Order) Filed by Paul James Toscano on behalf of C.W. Mining Company (Toscano, Paul) (EOD: 01/24/2008)					
01/23/2008		Clerk's Notice of Possible Error Re: (related document(s): 4 Pending Order) Description of Error: The image of the pleading is that of the motion. (gci,) (EOD: 01/23/2008)					
01/23/2008		Notice of Appearance of Counsel and Request for Notice Filed by John T. Morgan tr on behalf of United States Trustee (Morgan tr, John) (EOD: 01/23/2008)					
01/23/2008	4	Pending Order (Ex Parte) related documents(s): 2 Application to Employ Filed by: (Toscano, Paul)					

BAP Appraisal No. 111-577 Docket No. 18-4 Filed: 08/15/2011 Page: 169 of 162		
		[Order# 84835](Chambers and Attorney notified) Modified on 1/23/2008 (gci,). (EOD: 01/23/2008)
01/23/2008	3	Declaration re: (related document(s): 2 Application to Employ) <i>Paul Toscano (The Law Office of Paul Toscano, P.C.) as general bankruptcy counsel</i> Filed by C.W. Mining Company (Toscano, Paul) (EOD: 01/23/2008)
01/23/2008	2	Ex Parte Application for Order Authorizing Appointment of <i>Paul Toscano (The Law Office of Paul Toscano, P.C.)</i> as a General Bankruptcy Counsel Filed by C.W. Mining Company (Toscano, Paul) Modified on 1/23/2008 (gci,). (EOD: 01/23/2008)
01/08/2008		Voluntary Petition Filing Fee Payment. Receipt Number: 255309 Fee Amount: \$1039 (PW) (EOD: 01/09/2008)
01/08/2008	1	Chapter 11 Involuntary Petition. Filed by Re: C.W. Mining Company Filed by Petitioning Creditor(s): Aquila Inc (attorney Keith A. Kelly), House of Pumps (attorney Keith A. Kelly) . (pvw,) (EOD: 01/08/2008)

PACER Service Center

Transaction Receipt

08/15/2011 11:21:50

PACER Login:	us3967	Client Code:	
Description:	Docket Report	Search Criteria:	08-20105 Fil or Ent: filed Doc From: 0 Doc To: 99999999 Term: included Format: html
Billable Pages:	30	Cost:	2.40

UNITED STATES BANKRUPTCY APPELLATE PANEL

OF THE TENTH CIRCUIT

OFFICE OF THE CLERK

BYRON WHITE UNITED STATES

COURTHOUSE

1823 STOUT STREET

DENVER, COLORADO 80257

(303) 335-2900

FAX: (303) 335-2999

www.bap10.uscourts.gov

August 19, 2011

Blaine F. Bates
Clerk of Court

Stephanie Freeman
Panel Attorney

Laura Guice
Administrative Attorney

TO: All Parties
RE: Kenneth Rushton v. Rachel Young, et al
BAP No.: UT-11-057
Bk. No.: 08-20105
Adv. No.: 10-02772

Notice: This appeal was entered on the docket on August 17, 2011 by the Bankruptcy Appellate Panel (“BAP”) and assigned the above BAP number. Provided no timely election is filed, this appeal will proceed before the BAP. A copy of the appeal caption is attached for your review.

Scheduling Information:

- **Within 14 days after the date of this letter**, all parties must file an entry of appearance containing the filer’s name, address, telephone and facsimile numbers, and ECF e-mail address. 10th Cir. BAP L.R. 8001-4(a). An appellant’s failure to enter an appearance may result in dismissal of the case. An appellee who fails to enter an appearance may be removed from the case for purposes of service by the Court without further notice. See 10th Cir. BAP ECF - 16. Although attorneys who authorize their names to appear on filed papers are deemed to have entered an appearance, and may not withdraw without the Court’s permission, the Court requires a separate appearance from all attorneys. 10th Cir. BAP L.R. 8001-4(a).
- **Within 14 days after the date of this letter**, all parties, other than governmental parties, must file a statement disclosing any interested party who is not listed in the notice of appeal. 10th Cir. BAP L.R. 8001-4(b). An appellant’s failure to file this statement may result in dismissal of the case. An appellee’s failure to file this statement may result in any papers filed by the appellee being stricken from the record.
- **Within 14 days after the date of this letter**, all parties must file a statement regarding oral argument indicating whether oral argument is requested. 10th Cir. BAP L.R. 8001-4(c). An appellant’s failure to file this statement may result in dismissal of the case. An appellee’s failure to file this statement may result in any papers filed by the appellee being stricken from the record.
- The Entry of Appearance, Statement of Interested Parties, and Statement Regarding Oral Argument may be combined into one document. 10th Cir. BAP L.R. 8001-4(d).

- **Within 45 days after the date of this letter**, the Appellant’s opening brief and appendix must be filed. An appellant’s failure to file a brief and appendix may result in dismissal of the case. The Appellee’s opening brief is due 14 days after the Appellant’s brief is served, and the Appellant’s reply brief is due 14 days after the Appellee’s brief is served. Fed. R. Bankr. P. 8009 to 8010; 10th Cir. BAP L.R. 8009-1 to 8010-1.
- **Within 14 days after the filing of the notice of appeal**, the appellant shall file with the clerk of the bankruptcy court a designation of the items to be included in the record on appeal and a statement of the issues to be presented. An appellant’s failure to file a designation and statement may result in dismissal of the case. Fed. R. Bankr. P. 8006; 10th Cir. BAP L.R. 8018-4(c).
- **Please note:** This Court has adopted a mandatory electronic case filing system (“ECF”). 10th Cir. BAP L.R. 8008-1(a). Persons exempt from mandatory ECF shall file an original and three copies of all papers. Fed. R. Bankr. P. 8008(a). All appeals filed after October 1, 2010, other than those filed by pro se parties, shall be referred to the Tenth Circuit Mediation Office. General Order No. 6 (Sept. 30, 2010). All papers presented for filing shall contain proof of service. Fed. R. Bankr. P. 8008(d). Any motion, other than a procedural motion or motion for stay that does not contain a statement regarding opposition may be denied. 10th Cir. BAP L.R. 8011-1(a).

Appeals before the BAP are governed by Part VIII of the Federal Rules of Bankruptcy Procedure, the BAP’s local rules, and the ECF Filing Procedures and Guidance. The rules, ECF Filing Procedures, “Guide to BAP Appeals,” and samples of papers filed in a typical BAP appeal are available on the BAP’s website, www.bap10.uscourts.gov, or upon request from the BAP Clerk’s Office. Please contact the BAP Clerk’s Office with any questions.

cc:

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT**

IN RE C.W. MINING COMPANY, doing
business as Co-Op Mining Company,

Debtor.

KENNETH A. RUSHTON, Trustee,

Plaintiff - Appellant,

v.

RACHEL YOUNG, JAMES YOUNG,
JESSICA YOUNG, CARL E. KINGSTON,
as Trustee under Deed of Trust, and
FIDELITY FUNDING COMPANY,

Defendants - Appellees.

BAP No. UT-11-057

Bankr. No. 08-20105

Adv. No. 10-02772

Chapter 7

Michael N. Zundel (#3755) mnz@princeyeates.com

PRINCE, YEATES & GELDZAHLER

A Professional Corporation

City Centre I, Suite 900

175 East 400 South

Salt Lake City, UT 84111-2357

Telephone: (801) 524-1000

Attorneys for Chapter 7 Trustee, Kenneth A. Rushton

UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT

IN RE C.W. MINING COMPANY, doing
business as Co-Op Mining Company,

Debtor.

KENNETH A. RUSHTON, Trustee,

Plaintiff - Appellant,

v.

STANDARD INDUSTRIES, INC., ABM, INC.,
FIDELITY FUNDING COMPANY, SECURITY
FUNDING, INC., WORLD ENTERPRISES, a
Utah Corporation, WORLD ENTERPRISES, a
Nevada Corporation, UTAHAMERICAN
ENERGY, INC., C.O.P. COAL DEVELOPMENT
COMPANY, HIAWATHA COAL COMPANY,
INC., ANR, INC., PAUL KINGSTON, an
individual, JOSEPH O. KINGSTON, an
individual, CHARLES REYNOLDS, an
individual, JOHN DAVID KINGSTON, JR., an
individual, RAILCO, INC., A-FAB
ENGINEERING, INC., LATTER DAY
CHURCH OF CHRIST, also known as Latter Day
Church of Jesus Christ, INTERMOUNTAIN
POWER AGENCY, COMMONWEALTH COAL

BAP Nos. UT-11-41, 11-42, 11-43, 11-44,
11-45, 11-46, 11-47, 11-48, 11-49, 11-50,
11-51, 11-52, 11-53, 11-54, 11-55, 11-56,
11-57, 11-58, 11-59, 11-60, 11-61, 11-62,
11-63, 11-64, 11-65, 11-66, 11-67, 11-68,
11-69, 11-70, 11-71, 11-72, 11-73, 11-74,
11-75, 11-76, 11-77, 11-78, 11-79

Bankr. No. 08-20105

Adv. Nos. 11-08001, 09-2047, 09-2248, 09-2375,
10-2739, 10-2755, 10-2756, 10-2764, 10-2765,
10-2766, 10-2767, 10-2768, 10-2769, 10-2770,
10-2771, 10-2772, 10-2773, 10-2774, 10-2775,
10-2776, 10-2777, 10-2778, 10-2779, 10-2780,
10-2781, 10-2782, 10-2783, 10-2785, 10-2787,
10-2789, 10-2791, 10-2810, 10-2816, 10-2818,
10-2819, 10-2820, 10-2853, 10-2855, 10-2865

(Chapter 7)

**APPELLANT’S MOTION TO
COMPANION APPEALS**

[Filed Electronically]

SERVICES, INC., NEVADA POWER COMPANY, TENNESSEE VALLEY AUTHORITY, ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking, CTC Trucking LLC, MOUNTAIN COIN MACHINE DISTRIBUTORS, GOLDEN WEST INDUSTRIES, INC., NINTH STREET DEVELOPMENT, LLC, NINTH STREET, INC., RACHEL YOUNG, JAMES YOUNG, JESSICA YOUNG, CARL E. KINGSTON, as Trustee under Deed of Trust, COALT, INC., N.W.R. LIMITED PARTNERSHIP, N.U.R., INC., FOUR CORNERS PRECISION MFG. CO., D.U. COMPANY, INC., SMC ELECTRICAL PRODUCTS, INC., BECKER MINING AMERICA, INC., L.A. MILLER, GRAYMONT WESTERN US, INC., AMERICA WEST MARKETING, INC., SECURITY FUNDING COMPANY, NATIONAL BUSINESS MANAGEMENT, INC., doing business as NBM, RUTH BROWN, doing business as NBM, HOUSE OF PUMPS, INC., and TRIMAC TRANSPORTATION CENTRAL, INC.

Defendants - Appellees.

Appellant, Kenneth A. Rushton, Chapter 7 Trustee, moves this Court for an order companioning, for all purposes, the following appeals pending in the United States Bankruptcy Court for the District of Utah (“**Bankruptcy Court**”): Nos. 11-41, 11-42, 11-43, 11-44, 11-45, 11-46, 11-47, 11-48, 11-49, 11-50, 11-51, 11-52, 11-53, 11-54, 11-55, 11-56, 11-57, 11-58, 11-59, 11-60, 11-61, 11-62, 11-63, 11-64, 11-65, 11-66, 11-67, 11-68, 11-69, 11-70, 11-71, 11-72, 11-73, 11-74, 11-75, 11-76, 11-77, 11-78, 11-79.

Appellant makes this motion (“**Motion**”) pursuant to Fed. R. App. P. 3(b)(2) and Fed. R.

Bankr. P. 8011. The Trustee proposes that the companioned cases each use the pleading caption of this Motion.

While the Trustee filed individual notices of appeal in each of the impacted adversary proceedings in order to fully preserve and protect his rights against each potentially affected party, the Trustee believes that companioning the appeals is appropriate for the following reasons.

1. The appeals in each case were timely filed.

The Federal Rules of Appellate Procedure specifically allow for joinder of appeals “[w]hen the parties have filed separate timely notices of appeal.” Fed R. App. P. 3(b)(2). In this case the order being appealed from, the *Order Granting Defendants’ Motions for Summary Judgment in Hiawatha Coal Proceeding, Denying Motion of Trustee for Partial Summary Judgment, and Dismissing Defendants’ Rule 56(d) Motion as Moot (“Order”)*, was entered in some of the affected adversary proceedings on July 29, 2011, and in the other affected proceedings on August 1, 2011. The Trustee filed the notices of appeal in each of the affected adversary proceedings on August 12, 2011. Thus, with respect to each of the affected adversary proceedings, the Trustee’s notices were timely.

2. The appeals each arise from the same bankruptcy case and seek review of the same Order.

Each appeal arises from adversary proceedings in the same bankruptcy case, *In re C.W. Mining Company, dba Co-Op Mining Company*, Bankr. No. 08-20105, United

States Bankruptcy Court for the District of Utah. The Order being appealed resolves cross-motions for summary judgment filed by the Trustee and various defendants in a consolidated miscellaneous adversary proceeding, No. 11-8001. The Bankruptcy Court initiated that miscellaneous adversary proceeding to resolve “[a]ll common questions of law and fact related to the issue of whether the Coal and the Coal proceeds were property of the bankruptcy estate and whether the Trustee’s claims are barred by his prior election of remedy” The Bankruptcy Court’s decision, found in the Order, was entered in No. 11-8001 and also into each of the affected adversary proceedings.

3. The issues in each appeal are substantially similar.

Because the appeals each ask for review of the same Order, the Trustee will raise the same issues and arguments in each appeal. Likewise, it is expected that the arguments and issues raised by the appellees in each case will be closely related to the arguments and issues raised in every other case.

4. No party will be prejudiced by joinder.

The Trustee filed a notice of appeal in each case on August 12, 2011. None of the deadlines for the parties to take action have expired. The Court has not yet taken any substantive action with respect to these appeals. Thus, no party will be prejudiced by companioning the appeals at this early date.

CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of August, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent a notice of electronic filing to all parties whose names appear on the electronic mail notice list for this case.

I further certify that on the 19th day of August, 2011, I served the foregoing by transmitting a copy of the same, via electronic transmission, to the following parties:

Gerald H. Suniville
(gsuniville@vancott.com)
Van Cott, Bagley, Cornwall & McCarthy
36 South State Street, Suite 1900
Salt Lake City, UT 84111

Robert H. Scott
(robert.scott@akerman.com)
Akerman Senterfitt, LLP
50 West Broadway, Suite 475
Salt Lake City, UT 84101-2020

F. Mark Hansen (fmhlaw@comcast.net)
431 North 1300 West
Salt Lake City, UT 84116

Kim R. Wilson (krw@scmlaw.com)
P. Matthew Cox (mcox@scmlaw.com)
Snow Christensen & Martineau
10 Exchange Place, 11th Floor
Salt Lake City, UT 84111

Peter W. Guyon (pguyon@yahoo.com)
614 Newhouse Bldg.
10 Exchange Place
Salt Lake City, UT 84111

Carl E. Kingston (carlkingston@yahoo.com)
3212 South State
Salt Lake City, UT 84115

David Kingston
(davidekingston@yahoo.com)
3212 South State
Salt Lake City, UT 84115

Mark W. Dykes
(mdykes@parsonsbehle.com)
Parsons Behle & Latimer
201 South Main, Suite 1800
Salt Lake City, UT 84145

Kevin Anderson
(kanderson@fabianlaw.com)
David R. Hague (dhague@fabianlaw.com)
Fabian & Clendenin
215 South State, 12th Floor
Salt Lake City, UT 84151-0210

Edward C. Meade (ecmeade@tva.gov)
Richard E. Riggs (reriggs@tva.gov)
Tennessee Valley Authority
Office of the General Counsel
400 West Summit Hill Drive (WT 6A)
Knoxville, TN 37902

Russell S. Walker (rwalker@wklawpc.com)
Woodbury & Kesler
265 East 100 South
Suite 300
Salt Lake City, UT 84111

George B. Hofmann
(gbh@pkhlawyers.com)
Melyssa D. Davidson
(mdd@pkhlawyers.com)
Parsons Kinghorn & Harris
111 East Broadway, 11th Floor
Salt Lake City, UT 84111

Jeffrey L. Shields (jlshields@cnmlaw.com)
Callister Nebeker & McCullough
Zions Bank Building, Suite 900
10 East South Temple
Salt Lake City, UT 84133

Danny C. Kelly
Stoel Rives LLP (dckelly@stoel.com)
One Utah Center
201 South Main Street
Suite 1100
Salt Lake City, UT 84111

David E. Leta (dleta@swlaw.com)
Snell & Wilmer
15 West South Temple
Suite 1200
Salt Lake City, UT 84101-1547

Adelaide Maudsley
(maudsley@chapman.com)
Chapman and Cutler LLP
201 South Main Street
Suite 2000
Salt Lake City, UT 84111

/s/ Michael N. Zundel

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT**

IN RE C.W. MINING COMPANY,
doing business as Co-Op Mining
Company,

Debtor.

BAP Nos.

UT-11-041, UT-11-042, UT-11-043,
UT-11-044, UT-11-045, UT-11-046,
UT-11-047, UT-11-048, UT-11-049,
UT-11-050, UT-11-051, UT-11-052,
UT-11-053, UT-11-054, UT-11-055,
UT-11-056, UT-11-057, UT-11-058,
UT-11-059, UT-11-060, UT-11-061,
UT-11-062, UT-11-063, UT-11-064,
UT-11-065, UT-11-066, UT-11-067,
UT-11-068, UT-11-069, UT-11-070,
UT-11-071, UT-11-072, UT-11-073,
UT-11-074, UT-11-075, UT-11-076,
UT-11-077, UT-11-078, UT-11-079

KENNETH A. RUSHTON, Trustee,

Plaintiff – Appellant,

v.

STANDARD INDUSTRIES, INC.,
ABM, INC., FIDELITY FUNDING
COMPANY, SECURITY FUNDING,
INC., WORLD ENTERPRISES, a Utah
Corporation, WORLD ENTERPRISES,
a Nevada Corporation,
UTAHAMERICAN ENERGY, INC.,
C.O.P. COAL DEVELOPMENT
COMPANY, HIAWATHA COAL
COMPANY, INC., ANR, INC., PAUL
KINGSTON, an individual, JOSEPH O.
KINGSTON, an individual, CHARLES
REYNOLDS, an individual, JOHN
DAVID KINGSTON, JR., an
individual, RAILCO, INC., A-FAB
ENGINEERING, INC., LATTER DAY
CHURCH OF CHRIST, also known as
Latter Day Church of Jesus Christ,
INTERMOUNTAIN POWER
AGENCY, COMMONWEALTH COAL
SERVICES, INC., NEVADA POWER

Bankr. No. 08-20105

Adv. Nos.

11-08001, 09-2047, 09-2248, 09-
2375, 10-2739, 10-2755, 10-2756,
10-2764, 10-2765, 10-2766, 10-
2767, 10-2768, 10-2769, 10-2770,
10-2771, 10-2772, 10-2773, 10-
2774, 10-2775, 10-2776, 10-2777,
10-2778, 10-2779, 10-2780, 10-
2781, 10-2782, 10-2783, 10-2785,
10-2787, 10-2789, 10-2791, 10-
2810, 10-2816, 10-2818, 10-2819,
10-2820, 10-2853, 10-2855, 10-2865

Chapter 7

COMPANY, TENNESSEE VALLEY
AUTHORITY, ATTCO TRUCKING
COMPANY, INC., doing business as
CTC Trucking, CTC Trucking LLC,
MOUNTAIN COIN MACHINE
DISTRIBUTORS, GOLDEN WEST
INDUSTRIES, INC., NINTH STREET
DEVELOPMENT, LLC, NINTH
STREET, INC., RACHEL YOUNG,
JAMES YOUNG, JESSICA YOUNG,
CARL E. KINGSTON, as Trustee under
Deed of Trust, COALT, INC., N.W.R.
LIMITED PARTNERSHIP, N.U.R.,
INC., FOUR CORNERS PRECISION
MFG. CO., D.U. COMPANY, INC.,
SMC ELECTRICAL PRODUCTS,
INC., BECKER MINING AMERICA,
INC., L.A. MILLER, GRAYMONT
WESTERN US, INC., AMERICA
WEST MARKETING, INC.,
SECURITY FUNDING COMPANY,
NATIONAL BUSINESS
MANAGEMENT, INC., doing business
as NBM, RUTH BROWN, doing
business as NBM, HOUSE OF PUMPS,
INC., and TRIMAC
TRANSPORTATION CENTRAL,
INC.,

Defendants – Appellees.

ORDER COMPANIONING CASES

August 23, 2011

The matter before the Court is the Appellant's Motion to Companion Appeals, filed by Appellant Kenneth A. Rushton on August 19, 2011, in the above-referenced BAP Appeals (UT-11-041 through UT-11-079, inclusive).

It is HEREBY ORDERED that:

- (1) BAP Appeals UT-11-041, UT-11-042, UT-11-043, UT-11-044, UT-11-045, UT-11-046, UT-11-047, UT-11-048, UT-11-049, UT-11-050, UT-11-051, UT-11-052, UT-11-053, UT-11-054, UT-11-055, UT-11-056, UT-11-057, UT-11-058, UT-11-059, UT-11-060, UT-11-061, UT-11-062, UT-11-063, UT-11-064, UT-11-065, UT-11-066, UT-11-067, UT-11-068, UT-11-069, UT-11-070, UT-11-071, UT-11-072, UT-11-073, UT-11-074,

UT-11-075, UT-11-076, UT-11-077, UT-11-078, and UT-11-079 (collectively, the “Companioned Appeals”) are procedurally companioned, including for briefing and oral argument purposes.

- (2) The docket in BAP No. UT-11-041 shall be maintained as the master docket for the Companioned Appeals. All papers filed by the parties in the Companioned Appeals, except as otherwise set forth in paragraph (7) below, shall only be filed in BAP No. UT-11-041 and shall contain the same combined caption as used in this Order.
- (3) Each party must only file the entry of appearance, statement of interested parties and statement regarding oral argument required by 10th Circuit BAP Local Rule 8001-4 in BAP No. UT-11-41.
- (4) The appellant may file one consolidated brief and appendix. Appellees may jointly file briefs or may file joinders in briefs filed by other appellees.
- (5) Except as set forth herein, all other rules governing the form, contents and timeliness of briefs and appendices are unaffected by this Order. While these cases are in mediation, any requests to extend the briefing deadlines should be made to the Circuit Mediator in accordance with BAP General Order No. 6.
- (6) Any requests to change the combined caption should be made by motion, and such motion shall state whether it is opposed.
- (7) Dispositive motions shall be filed in both BAP No. UT-11-41 and in the specific appeal to which such motion relates, and shall use the individual caption for such appeal rather than the combined caption. A motion seeking disposition of all of the

Companioned Appeals, however, shall be filed in accordance with paragraph (2) above.

For the Panel:

Blaine F. Bates, Clerk of Court

By:



Gregory Wright
Deputy Clerk

CARL E. KINGSTON (#1826)
ATTORNEY AT LAW
3212 South State Street
Salt Lake City, Utah 84115
Phone (801) 486-1458
Fax (801) 746-2819

Attorney for Appellee-Defendants PAUL KINGSTON, an individual; JOSEPH O. KINGSTON, an individual; RAILCO, INC.; LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ; ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking; NINTH STREET DEVELOPMENT, LLC; NINTH STREET, INC.; RACHEL YOUNG; JAMES YOUNG; JESSICA YOUNG; CARL E. KINGSTON, as Trustee under Deed of Trust; COALT, INC.; FOUR CORNERS PRECISION MFG. CO.; D.U. COMPANY, INC.; L.A. MILLER

UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT

IN RE C.W. MINING COMPANY, doing
business as Co-Op Mining Company,

Debtor,

BAP Nos.

UT-11-041, UT-11-042, UT-11-043,
UT-11-044, UT-11-045, UT-11-046,
UT-11-047, UT-11-048, UT-11-049,
UT-11-050, UT-11-051, UT-11-052,
UT-11-053, UT-11-054, UT-11-055,
UT-11-056, UT-11-057, UT-11-058,
UT-11-059, UT-11-060, UT-11-061,
UT-11-062, UT-11-063, UT-11-064,
UT-11-065, UT-11-066, UT-11-067,
UT-11-068, UT-11-069, UT-11-070,
UT-11-071, UT-11-072, UT-11-073,
UT-11-074, UT-11-075, UT-11-076,
UT-11-077, UT-11-078, UT-11-079

Bankr. No. 08-20105

KENNETH A. RUSHTON, Trustee,

Plaintiff-Appellant,

v.

Adv. No.

11-08001, 10-2739, 10-2764, 10-2771, 10-
2772, 10-2775, 10-2776, 10-2777, 10-2778,
10-2779, 10-2780, 10-2782, 10-2783, 10-
2791

Chapter 7

STANDARD INDUSTRIES, INC.; ABM, INC.; FIDELITY FUNDING COMPANY; SECURITY FUNDING, INC.; WORLD ENTERPRISES, a Utah corporation; WORLD ENTERPRISES, a Nevada corporation; UTAHAMERICAN ENERGY, INC.; C.O.P. COAL DEVELOPMENT COMPANY; HIAWATHA COAL COMPANY, INC.; ANR, INC.; PAUL KINGSTON, an individual; JOSEPH O. KINGSTON, an individual; CHARLES REYNOLDS, an individual; JOHN DAVID KINGSTON, JR., an individual; RAILCO, INC.; A-FAB ENGINEERING, INC.; LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ; INTERMOUNTAIN POWER AGENCY; COMMONWEALTH COAL SERVICES, INC.; NEVADA POWER COMPANY; TENNESSEE VALLEY AUTHORITY; ATTCO TRUCKING COMPANY, INC., doing business a CTC Trucking, CTC Trucking LLC; MOUNTAIN COIN MACHINE DISTRIBUTORS; GOLDEN WEST INDUSTRIES, INC.; NINTH STREET DEVELOPMENT, LLC; NINTH STREET, INC.; RACHEL YOUNG; JAMES YOUNG; JESSICA YOUNG; CARL E. KINGSTON, as Trustee under Deed of Trust; COALT, INC.; N.W.R. LIMITED PARTNERSHIP; N.U.R., INC.; FOUR CORNERS PRECISION MFG. CO.; D.U. COMPANY, INC.; SMS ELECTRICAL PRODUCTS, INC; BECKER MINING AMERICA, INC.; L.A. MILLER; GRAYMONT WESTERN US, INC.; AMERICA WEST MARKETING, INC.; SECURITY FUNDING COMPANY; NATIONAL BUSINESS MANAGEMENT, INC. doing business as NBM; RUTH BROWN doing business as NBM; HOUSE OF PUMPS, INC.; and TRIMAC TRANSPORTATION CENTRAL, INC.,

Defendants-Appellees.

COMBINED ENTRY OF APPEARANCE, STATEMENT OF INTERESTED PARTIES, AND STATEMENT REGARDING ORAL ARGUMENT PURSUANT TO 10TH CIR. BAP L.R. 8001-4(D) ON BEHALF OF PAUL KINGSTON, an individual (11-043); JOSEPH O. KINGSTON, an individual (11-043); RAILCO, INC. (11-044, 11-053, 11-055, 11-056, 11-064); LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ(11-044, 11-048); ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking (11-045, 11-067); NINTH STREET DEVELOPMENT, LLC (11-054, 11-061); NINTH STREET, INC. (11-054, 11-061); RACHEL YOUNG (11-057); JAMES YOUNG (11-057); JESSICA YOUNG (11-057); CARL E. KINGSTON, as Trustee under Deed of Trust (11-057); COALT, INC. (11-058, 11-071); FOUR CORNERS PRECISION MFG. CO. (11-060, 11-062); D.U. COMPANY, INC. (11-063); L.A. MILLER (11-066)

Entry of Appearance

Pursuant to 10th Circuit BAP L.R. 8001-4(a), Carl E. Kingston, hereby appears as counsel for PAUL KINGSTON, an individual; JOSEPH O. KINGSTON, an individual; RAILCO, INC.; LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ; ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking; NINTH STREET DEVELOPMENT, LLC; NINTH STREET, INC.; RACHEL YOUNG; JAMES YOUNG; JESSICA YOUNG; CARL E. KINGSTON, as Trustee under Deed of Trust; COALT, INC.; FOUR CORNERS PRECISION MFG. CO.; D.U. COMPANY, INC.; L.A. MILLER (“RAILCO, et al.”) in the subject case(s).

Statement of Interested Parties

Defendant-Appellee RAILCO, et al., pursuant to 10th Cir. BAP L.R. 8001-4(b), hereby submits the following:

- 1. Names of interested parties who are not listed on the notice of appeal (8001-4(b)(1)):

There are no such parties.

- 2. Name of parent corporation and any publicly-held corporation that owns, directly or indirectly, 10% or more of the equity interest in a party that is a corporation (8001-4(b)(2)):

There are no such parent or publicly held corporations.

3. Names of prior attorneys who have not yet entered an appearance in this Court

(8001-4(b)(3)):

There are no such prior attorneys.

Statement Regarding Oral Argument

Defendant-Appellee RAILCO, et al., pursuant to 10th Cir. BAP L.R. 8001-4(c), hereby submits the following statement regarding oral argument:

Oral argument is REQUESTED.

Oral argument is NOT REQUESTED

DATED this 2 day of September, 2011.




Carl E. Kingston

*Attorney for Defendants-Appellee
PAUL KINGSTON, an individual;
JOSEPH O. KINGSTON, an
individual; RAILCO, INC.; LATTER
DAY CHURCH OF CHRIST, also
known as Latter Day Church of Jesus
Christ; ATTCO TRUCKING
COMPANY, INC., doing business as
CTC Trucking; NINTH STREET
DEVELOPMENT, LLC; NINTH
STREET, INC.; RACHEL YOUNG;
JAMES YOUNG; JESSICA YOUNG;
CARL E. KINGSTON, as Trustee
under Deed of Trust; COALT, INC.;
FOUR CORNERS PRECISION MFG.
CO.; D.U. COMPANY, INC.; L.A.
MILLER*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 2 day of September, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent a notice of electronic filing to all parties whose names appear on the electronic list of this case.

I further certify that on the 2 day of September, 2011, I served the foregoing by transmitting a copy of the same via electronic transmission, to the following parties:



Carl E. Kingston

<p>Gerald H. Suniville (gsuniville@vancott.com) VanCott, Bagely, Cornwall & McCarthy 36 South State Street, Suite 1900 Salt Lake City, UT 84111</p>	<p>Edward C. Meade (ecmeade@tva.gov) Richard E. Riggs (reriggs@tva.gov) Tennessee Valley Authority Office of General Counsel 400 West Summit Hill Drive (WT 6A) Knoxville, TN 37902</p>
<p>Robert H. Scott (Robert.scott@akerman.com) Akerman Senterfitt LLP 50 West Broadway, Suite 475 Salt Lake City, UT 84116</p>	<p>Russell S. Walker (rwalker@wklawpc.com) Woodbury & Kesler 265 East 100 South, Suite 300 Salt Lake City, UT 84111</p>
<p>F. Mark Hansen (fmhlaw.comcast.net) 431 North 1300 West Salt Lake City, UT 84116</p>	<p>George B. Hofmann (gbh@pkhlawyers.com) Melyssa D. Davidson (mdd@pkhlawyers.com) Parsons Kinghorn & Harris 111 East Broadway, 11th Floor Salt Lake City, UT 84111</p>
<p>Kim R. Wilson (krw@scmlaw.com) P. Matthew Cox (mcox@scmlaw.com) Snow Christensen & Martineau 10 Exchange Place, 11th Floor Salt Lake City, UT 84111</p>	<p>Jeffrey L. Shields (jlshields@cnmlaw.com) Callister Nebeker & McCullough Zions Bank Building, Suite 900 10 East South Temple Salt Lake City, UT 84113</p>
<p>Peter W. Guyon (pguyon@yahoo.com) 614 Newhouse Building 10 Exchange Place Salt Lake City, UT 84111</p>	<p>Danny C. Kelly (dckelly@stoel.com) Stoel Rives LLP One Utah Center 201 South Main Street, Suite 1100 Salt lake city, UT 84111</p>
<p>Adelaide Maudsley (maudsley@chapman.com) Chapman and Cutler LLP 201 South Main Street, Suite 2000 Salt Lake City, UT 84111</p>	<p>David E. Leta (delta@swlaw.com) Snell & Wilmer 15 West South Temple, Suite 1200 Salt Lake City, UT 84101-1547</p>
<p>David Kingston (davidekingston@yahoo.com) 3212 South State Salt Lake City, UT 84115</p>	<p>Michael N. Zundel (mnz@princeyeates.com) Glenn R. Bronson (grb@princeyeates.com) Prince Yeates & Geldzahler 175 East 400 South, Suite 900 Salt Lake City, UT 84111-2357</p>
<p>Mark W. Dykes (mdykes@parsonsbehle.com) Parson Hegle & Latimer 201 South Main Street, Suite 1800 Salt Lake City, UT 84145</p>	<p>Kevin Anderson (kanderson@fabianlaw.com) David R. Hague (dhague@fabianlaw.com) Fabian & Clendenin 215 South State Street, 12th Floor Salt Lake City, UT 84151-0210</p>

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT**

IN RE C.W. MINING COMPANY,
doing business as Co-Op Mining
Company,

Debtor.

BAP Nos.

UT-11-041, UT-11-042, UT-11-043,
UT-11-044, UT-11-045, UT-11-046,
UT-11-047, UT-11-048, UT-11-049,
UT-11-050, UT-11-051, UT-11-052,
UT-11-053, UT-11-054, UT-11-055,
UT-11-056, UT-11-057, UT-11-058,
UT-11-059, UT-11-060, UT-11-061,
UT-11-062, UT-11-063, UT-11-064,
UT-11-065, UT-11-066, UT-11-067,
UT-11-068, UT-11-069, UT-11-070,
UT-11-071, UT-11-072, UT-11-073,
UT-11-074, UT-11-075, UT-11-076,
UT-11-077, UT-11-078, UT-11-079

KENNETH A. RUSHTON, Trustee,

Plaintiff – Appellant,

v.

STANDARD INDUSTRIES, INC.,
ABM, INC., FIDELITY FUNDING
COMPANY, SECURITY FUNDING,
INC., WORLD ENTERPRISES, a Utah
Corporation, WORLD ENTERPRISES,
a Nevada Corporation,
UTAHAMERICAN ENERGY, INC.,
C.O.P. COAL DEVELOPMENT
COMPANY, HIAWATHA COAL
COMPANY, INC., ANR, INC., PAUL
KINGSTON, an individual, JOSEPH O.
KINGSTON, an individual, CHARLES
REYNOLDS, an individual, JOHN
DAVID KINGSTON, JR., an
individual, RAILCO, INC., A-FAB
ENGINEERING, INC., LATTER DAY
CHURCH OF CHRIST, also known as
Latter Day Church of Jesus Christ,
INTERMOUNTAIN POWER
AGENCY, COMMONWEALTH COAL
SERVICES, INC., NEVADA POWER

Bankr. No. 08-20105

Adv. Nos.

11-08001, 09-02047, 09-02248,
09-02375, 10-02739, 10-02755,
10-02756, 10-02764, 10-02765,
10-02766, 10-02767, 10-02768,
10-02769, 10-02770, 10-02771,
10-02772, 10-02773, 10-02774,
10-02775, 10-02776, 10-02777,
10-02778, 10-02779, 10-02780,
10-02781, 10-02782, 10-02783,
10-02785, 10-02787, 10-02789,
10-02791, 10-02810, 10-02816,
10-02818, 10-02819, 10-02820,
10-02853, 10-02855, 10-02865

Chapter 7

COMPANY, TENNESSEE VALLEY AUTHORITY, ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking, CTC Trucking LLC, MOUNTAIN COIN MACHINE DISTRIBUTORS, GOLDEN WEST INDUSTRIES, INC., NINTH STREET DEVELOPMENT, LLC, NINTH STREET, INC., RACHEL YOUNG, JAMES YOUNG, JESSICA YOUNG, CARL E. KINGSTON, as Trustee under Deed of Trust, COALT, INC., N.W.R. LIMITED PARTNERSHIP, N.U.R., INC., FOUR CORNERS PRECISION MFG. CO., D.U. COMPANY, INC., SMC ELECTRICAL PRODUCTS, INC., BECKER MINING AMERICA, INC., L.A. MILLER, GRAYMONT WESTERN US, INC., AMERICA WEST MARKETING, INC., SECURITY FUNDING COMPANY, NATIONAL BUSINESS MANAGEMENT, INC., doing business as NBM, RUTH BROWN, doing business as NBM, HOUSE OF PUMPS, INC., and TRIMAC TRANSPORTATION CENTRAL, INC.,

Defendants – Appellees.

NOTICE OF REMOVAL

September 6, 2011

The following Appellees (“Appellees”) have been removed by the Court from these companioned cases for purposes of service for failure to file an entry of appearance:

- UtahAmerican Energy, Inc.**
- Commonwealth Coal Services, Inc.**
- Nevada Power Company**
- Tennessee Valley Authority**
- SMC Electrical Products, Inc.**
- Becker Mining America, Inc.**
- Graymont Western US, Inc.**

10th Cir. BAP L.R. 8001-4(a); 10th Cir. BAP ECF - 16. Accordingly, the Court

will no longer server Appellees with any case related documents.

For the Panel:

Blaine F. Bates, Clerk of Court

By:

A handwritten signature in cursive script that reads "Gregory D. Wright".

Gregory Wright

Deputy Clerk

**UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT**

IN RE C.W. MINING COMPANY,
doing business as Co-Op Mining
Company,

Debtor.

BAP Nos.

UT-11-041, UT-11-042, UT-11-043,
UT-11-044, UT-11-045, UT-11-046,
UT-11-047, UT-11-048, UT-11-049,
UT-11-050, UT-11-051, UT-11-052,
UT-11-053, UT-11-054, UT-11-055,
UT-11-056, UT-11-057, UT-11-058,
UT-11-059, UT-11-060, UT-11-061,
UT-11-062, UT-11-063, UT-11-064,
UT-11-065, UT-11-066, UT-11-067,
UT-11-068, UT-11-069, UT-11-070,
UT-11-071, UT-11-072, UT-11-073,
UT-11-074, UT-11-075, UT-11-076,
UT-11-077, UT-11-078, UT-11-079

KENNETH A. RUSHTON, Trustee,

Plaintiff – Appellant,

v.

STANDARD INDUSTRIES, INC.,
ABM, INC., FIDELITY FUNDING
COMPANY, SECURITY FUNDING,
INC., WORLD ENTERPRISES, a Utah
Corporation, WORLD ENTERPRISES,
a Nevada Corporation,
UTAHAMERICAN ENERGY, INC.,
C.O.P. COAL DEVELOPMENT
COMPANY, HIAWATHA COAL
COMPANY, INC., ANR, INC., PAUL
KINGSTON, an individual, JOSEPH O.
KINGSTON, an individual, CHARLES
REYNOLDS, an individual, JOHN
DAVID KINGSTON, JR., an
individual, RAILCO, INC., A-FAB
ENGINEERING, INC., LATTER DAY
CHURCH OF CHRIST, also known as
Latter Day Church of Jesus Christ,
INTERMOUNTAIN POWER
AGENCY, COMMONWEALTH COAL
SERVICES, INC., NEVADA POWER

Bankr. No. 08-20105

Adv. Nos.

11-08001, 09-02047, 09-02248,
09-02375, 10-02739, 10-02755,
10-02756, 10-02764, 10-02765,
10-02766, 10-02767, 10-02768,
10-02769, 10-02770, 10-02771,
10-02772, 10-02773, 10-02774,
10-02775, 10-02776, 10-02777,
10-02778, 10-02779, 10-02780,
10-02781, 10-02782, 10-02783,
10-02785, 10-02787, 10-02789,
10-02791, 10-02810, 10-02816,
10-02818, 10-02819, 10-02820,
10-02853, 10-02855, 10-02865

Chapter 7

COMPANY, TENNESSEE VALLEY AUTHORITY, ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking, CTC Trucking LLC, MOUNTAIN COIN MACHINE DISTRIBUTORS, GOLDEN WEST INDUSTRIES, INC., NINTH STREET DEVELOPMENT, LLC, NINTH STREET, INC., RACHEL YOUNG, JAMES YOUNG, JESSICA YOUNG, CARL E. KINGSTON, as Trustee under Deed of Trust, COALT, INC., N.W.R. LIMITED PARTNERSHIP, N.U.R., INC., FOUR CORNERS PRECISION MFG. CO., D.U. COMPANY, INC., SMC ELECTRICAL PRODUCTS, INC., BECKER MINING AMERICA, INC., L.A. MILLER, GRAYMONT WESTERN US, INC., AMERICA WEST MARKETING, INC., SECURITY FUNDING COMPANY, NATIONAL BUSINESS MANAGEMENT, INC., doing business as NBM, RUTH BROWN, doing business as NBM, HOUSE OF PUMPS, INC., and TRIMAC TRANSPORTATION CENTRAL, INC.,

Defendants – Appellees.

NOTICE OF RESUMPTION OF SERVICE

September 8, 2011

On September 6, 2011, this Court issued a Notice of Removal to parties including Appellees Commonwealth Coal Services, Inc., and Tennessee Valley Authority (“Appellees”), notifying Appellees that the Court would no longer serve Appellees with any case related documents. Attorney Robert Scott (“Scott”) filed an Entry of Appearance for Appellees on September 7, 2011, in accordance with 10th Cir. BAP L.R. 8001-4(a) and 10th Cir. BAP ECF - 16. Attorney Gerald Suniville (“Suniville”) has not yet entered an appearance for Appellees. This Court will accordingly resume service on Scott for Appellees of case related documents. Service of case related documents to Suniville will only

resume if Suniville files an entry of appearance.

For the Panel:

Blaine F. Bates, Clerk of Court

By:



Gregory Wright
Deputy Clerk

KIM R. WILSON (3512)
 DAVID L. PINKSTON (6630)
 P. MATTHEW COX (9879)
 SNOW, CHRISTENSEN & MARTINEAU
 10 Exchange Place, Eleventh Floor
 Post Office Box 45000
 Salt Lake City, Utah 84145-5000
 Telephone: (801) 521-9000
 Facsimile: (801) 363-0400
 Email: krw@scmlaw.com
 Email: dlp@scmlaw.com
 Email: pmc@scmlaw.com

Attorneys for C.O.P. Coal Development Company; Standard Industries, Inc.; World Enterprises; Security Funding, Inc.; Fidelity Funding, Inc.; and ABM, Inc

**UNITED STATES BANKRUPTCY APPELLATE PANEL
 OF THE TENTH CIRCUIT**

IN RE C.W. MINING COMPANY, doing business as Co-Op Mining Company, <p style="text-align: center;">Debtor.</p>	BAP Nos: UT-11-041, UT-11-042, UT-11-043 UT-11-044, UT-11-045, UT-11-046 UT-11-047, UT-11-048, UT-11-049 UT-11-050, UT-11-051, UT-11-052 UT-11-053, UT-11-054, UT-11-055 UT-11-056, UT-11-057, UT-11-058 UT-11-059, UT-11-060, UT-11-061 UT-11-062, UT-11-063, UT-11-064 UT-11-065, UT-11-066, UT-11-067 UT-11-068, UT-11-069, UT-11-070 UT-11-071, UT-11-072, UT-11-073 UT-11-074, UT-11-075, UT-11-076 UT-11-077, UT-11-078, UT-11-079 Bankruptcy No. 08-20105 Adv. Nos. 11-08001, 09-2047, 09-2248, 09- 2375, 10-2739, 10-2755, 10-2756,
KENNETH A. RUSHTON, Trustee, Plaintiff – Appellant, <p style="text-align: center;">v.</p> STANDARD INDUSTRIES, INC., ABM, INC., FIDELITY FUNDING COMPANY, SECURITY FUNDING, INC., WORLD ENTERPRISES, a Utah Corporation, WORLD ENTERPRISES, a Nevada Corporation, UTAHAMERICAN ENERGY, INC., C.O.P. COAL DEVELOPMENT COMPANY, HIAWATHA COAL COMPANY, INC., ANR, INC., PAUL KINGSTON, an individual, JOSEPH O.	

<p>KINGSTON, an individual, CHARLES REYNOLDS, an individual, JOHN DAVID KINGSTON, JR., an individual, RAILCO, INC., A-FAB ENGINEERING, INC., LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ, INTERMOUNTAIN POWER AGENCY, COMMONWEALTH COAL SERVICES, INC., NEVADA POWER COMPANY, TENNESSEE VALLEY AUTHORITY, ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking, CTC Trucking LLC, MOUNTAIN COIN MACHINE DISTRIBUTORS, GOLDEN WEST INDUSTRIES, INC., NINTH STREET DEVELOPMENT, LLC, NINTH STREET, INC., RACHEL YOUNG, JAMES YOUNG, JESSICA YOUNG, CARL E. KINGSTON, as Trustee under Deed of Trust, COALT, INC., N.W.R. LIMITED PARTNERSHIP, N.U.R., INC., FOUR CORNERS PRECISION MFG. CO., D.U. COMPANY, INC., SMC ELECTRICAL PRODUCTS, INC., BECKER MINING AMERICA, INC., L.A. MILLER, GRAYMONT WESTERN US, INC., AMERICA WEST MARKETING, INC., SECURITY FUNDING COMPANY, NATIONAL BUSINESS MANAGEMENT, INC., doing business as NBM, RUTH BROWN, doing business as NBM, HOUSE OF PUMPS, INC., and TRIMAC TRANSPORTATION CENTRAL, INC.,</p>	<p>10-2764, 10-2765, 10-2766, 10-2767, 10-2768, 10-2769, 10-2770, 10-2771, 10-2772, 10-2773, 10-2774, 10-2775, 10-2776, 10-2777, 10-2778, 10-2779, 10-2780, 10-2781, 10-2782, 10-2783, 10-2785, 10-2787, 10-2789, 10-2791, 10-2810, 10-2816, 10-2818, 10-2819, 10-2820, 10-2853, 10-2855, 10-2865</p> <p style="text-align: center;">ELECTION TO HAVE APPEAL HEARD IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF UTAH</p>
<p>Defendants – Appellees.</p>	

Pursuant to 28 U.S.C. § 158(c)(1)(B), Fed.R.Bankr.P.. 8001(e)(1), and 10th Cir. BAP L.R. 8001-3, C.O.P. Coal Development Company (11-41, 11-43, 11-44); Standard Industries, Inc. (11-41, 11-42, 11-43, 11-44, 11-68, 11-69, 11-70, 11-73, 11-77, 11-79); World Enterprises (11-41, 11-42, 11-43, 11-44, 11-46); Security Funding, Inc. (11-41, 11-42, 11-43, 11-44, 11-49, 11-72); Fidelity Funding, Inc. (11-41, 11-42, 11-49, 11-50, 11-51, 11-52, 11-57); and ABM, Inc. (11-41, 11-42, 11-43, 11-44), appellees in the subject cases listed, hereby give notice that they elect to have the appeal in UT-11-041, 11-42, 11-43, 11-44, 11-46, 11-49, 11-50, 11-51, 11-57, 11-68, 11-69, 11-70, 11-72, 11-73, 11-77, 11-79, and all other cases listed above heard in the United States District Court for the District of Utah.

DATED THIS 8th day of September, 2011.

SNOW, CHRISTENSEN & MARTINEAU

By: _____/s/ P. Matthew Cox_____
Kim R. Wilson
P. Matthew Cox
*Attorneys for Attorneys for C.O.P. Coal
Development Company; Standard
Industries, Inc.; World Enterprises; Security
Funding, Inc.; Fidelity Funding, Inc.;
and ABM, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of September, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent a notice of electronic filing to all parties whose names appear on the electronic mail notice list for this case.

I further certify that on the 8th day of September, 2011, I served the foregoing by transmitting a copy of the same, via electronic transmission, to the following parties:

Michael N. Zundel (mnz@princeyeates.com)
Prince, Yeates & Geldzahler
City Centre One, Suite 900
175 East 400 South
Salt Lake City, UT 84111

Gerald H. Suniville (gsuniville@vancott.com)
Van Cott, Bagley, Cornwall & McCarthy
36 South State Street, Suite 1900
Salt Lake City, UT 84111

Robert H. Scott (robert.scott@akerman.com)
Akerman Senterfitt, LLP
50 West Broadway, Suite 475
Salt Lake City, UT 84101-2020

Peter W. Guyon (pguyon@yahoo.com)
614 Newhouse Bldg.
10 Exchange Place
Salt Lake City, UT 84111

Carl E. Kingston (carlkingston@yahoo.com)
3212 South State
Salt Lake City, UT 84115

David Kingston (davidekingston@yahoo.com)
3212 South State
Salt Lake City, UT 84115

Mark W. Dykes (mdykes@parsonsbehle.com)
Parsons Behle & Latimer
201 South Main, Suite 1800
Salt Lake City, UT 84145

Kevin Anderson (kanderson@fabianlaw.com)
David R. Hague (dhague@fabianlaw.com)
Fabian & Clendenin
215 South State, 12th Floor
Salt Lake City, UT 84151-0210

Edward C. Meade (ecmeade@tva.gov)
Richard E. Riggs (reriggs@tva.gov)
Tennessee Valley Authority
Office of the General Counsel
400 West Summit Hill Drive (WT 6A)
Knoxville, TN 37902

Russell S. Walker (rwalker@wklawpc.com)
Woodbury & Kesler
265 East 100 South
Suite 300
Salt Lake City, UT 84111

George B. Hofmann (gbh@pkhlawyers.com)
Melyssa D. Davidson (mdd@pkhlawyers.com)
Parsons Kinghorn & Harris
111 East Broadway, 11th Floor
Salt Lake City, UT 84111

Jeffrey L. Shields (jlshields@cnmlaw.com)
Callister Nebeker & McCullough
Zions Bank Building, Suite 900
10 East South Temple
Salt Lake City, UT 84133

Danny C. Kelly (dckelly@stoel.com)
Stoel Rives LLP
One Utah Center
201 South Main Street, Suite 1100
Salt Lake City, UT 84111

David E. Leta (dleta@swlaw.com)
Snell & Wilmer
15 West South Temple, Suite 1200
Salt Lake City, UT 84101-1547

Adelaide Maudsley (maudsley@chapman.com)
Chapman and Cutler LLP
201 South Main Street, Suite 2000
Salt Lake City, UT 84111

/s/ P. Matthew Cox

CARL E. KINGSTON (#1826)
ATTORNEY AT LAW
3212 South State Street
Salt Lake City, Utah 84115
Phone (801) 486-1458
Fax (801) 746-2819

Attorney for Appellee-Defendants PAUL KINGSTON, an individual; JOSEPH O. KINGSTON, an individual; RAILCO, INC.; LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ; ATTCO TRUCKING COMPANY, INC., doing business a CTC Trucking; NINTH STREET DEVELOPMENT, LLC; NINTH STREET, INC.; RACHEL YOUNG; JAMES YOUNG; JESSICA YOUNG; CARL E. KINGSTON, as Trustee under Deed of Trust; COALT, INC.; FOUR CORNERS PRECISION MFG. CO.; D.U. COMPANY, INC.; L.A. MILLER

UNITED STATES BANKRUPTCY APPELLATE PANEL
OF THE TENTH CIRCUIT

IN RE C.W. MINING COMPANY, doing
business as Co-Op Mining Company,

Debtor,

BAP Nos.

UT-11-041, UT-11-042, UT-11-043,
UT-11-044, UT-11-045, UT-11-046,
UT-11-047, UT-11-048, UT-11-049,
UT-11-050, UT-11-051, UT-11-052,
UT-11-053, UT-11-054, UT-11-055,
UT-11-056, UT-11-057, UT-11-058,
UT-11-059, UT-11-060, UT-11-061,
UT-11-062, UT-11-063, UT-11-064,
UT-11-065, UT-11-066, UT-11-067,
UT-11-068, UT-11-069, UT-11-070,
UT-11-071, UT-11-072, UT-11-073,
UT-11-074, UT-11-075, UT-11-076,
UT-11-077, UT-11-078, UT-11-079

Bankr. No. 08-20105

KENNETH A. RUSHTON, Trustee,

Plaintiff-Appellant,

v.

Adv. Nos.

11-08001, 10-2739, 10-2764, 10-2771, 10-
2772, 10-2775, 10-2776, 10-2777, 10-2778,
10-2779, 10-2780, 10-2782, 10-2783, 10-
2791

Chapter 7

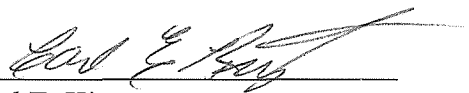
STANDARD INDUSTRIES, INC.; ABM, INC.; FIDELITY FUNDING COMPANY; SECURITY FUNDING, INC.; WORLD ENTERPRISES, a Utah corporation; WORLD ENTERPRISES, a Nevada corporation; UTAHAMERICAN ENERGY, INC.; C.O.P. COAL DEVELOPMENT COMPANY; HIAWATHA COAL COMPANY, INC.; ANR, INC.; PAUL KINGSTON, an individual; JOSEPH O. KINGSTON, an individual; CHARLES REYNOLDS, an individual; JOHN DAVID KINGSTON, JR., an individual; RAILCO, INC.; A-FAB ENGINEERING, INC.; LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ; INTERMOUNTAIN POWER AGENCY; COMMONWEALTH COAL SERVICES, INC.; NEVADA POWER COMPANY; TENNESSEE VALLEY AUTHORITY; ATTCO TRUCKING COMPANY, INC., doing business a CTC Trucking, CTC Trucking LLC; MOUNTAIN COIN MACHINE DISTRIBUTORS; GOLDEN WEST INDUSTRIES, INC.; NINTH STREET DEVELOPMENT, LLC; NINTH STREET, INC.; RACHEL YOUNG; JAMES YOUNG; JESSICA YOUNG; CARL E. KINGSTON, as Trustee under Deed of Trust; COALT, INC.; N.W.R. LIMITED PARTNERSHIP; N.U.R., INC.; FOUR CORNERS PRECISION MFG. CO.; D.U. COMPANY, INC.; SMS ELECTRICAL PRODUCTS, INC; BECKER MINING AMERICA, INC.; L.A. MILLER; GRAYMONT WESTERN US, INC.; AMERICA WEST MARKETING, INC.; SECURITY FUNDING COMPANY; NATIONAL BUSINESS MANAGEMENT, INC. doing business as NBM; RUTH BROWN doing business as NBM; HOUSE OF PUMPS, INC.; and TRIMAC TRANSPORTATION CENTRAL, INC.,

Defendants-Appellees.

ELECTION TO HAVE APPEALS HEARD BY DISTRICT COURT ON BEHALF OF PAUL KINGSTON, an individual (11-043); JOSEPH O. KINGSTON, an individual (11-043); RAILCO, INC. (11-044, 11-053, 11-055, 11-056, 11-064); LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ(11-044, 11-048); ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking (11-045, 11-067); NINTH STREET DEVELOPMENT, LLC (11-054, 11-061); NINTH STREET, INC. (11-054, 11-061); RACHEL YOUNG (11-057); JAMES YOUNG (11-057); JESSICA YOUNG (11-057); CARL E. KINGSTON, as Trustee under Deed of Trust (11-057); COALT, INC. (11-058, 11-071); FOUR CORNERS PRECISION MFG. CO. (11-060, 11-062); D.U. COMPANY, INC. (11-063); L.A. MILLER (11-066)

In accordance with the provisions of 28 USC Sect. 185(c)(1)(B), Appellees PAUL KINGSTON, an individual; JOSEPH O. KINGSTON, an individual; RAILCO, INC.; LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ; ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking; NINTH STREET DEVELOPMENT, LLC; NINTH STREET, INC.; RACHEL YOUNG; JAMES YOUNG; JESSICA YOUNG; CARL E. KINGSTON, as Trustee under Deed of Trust; COALT, INC.; FOUR CORNERS PRECISION MFG. CO.; D.U. COMPANY, INC.; L.A. MILLER hereby elect to have all appeals identified above in which PAUL KINGSTON, an individual; JOSEPH O. KINGSTON, an individual; RAILCO, INC.; LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ; ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking; NINTH STREET DEVELOPMENT, LLC; NINTH STREET, INC.; RACHEL YOUNG; JAMES YOUNG; JESSICA YOUNG; CARL E. KINGSTON, as Trustee under Deed of Trust; COALT, INC.; FOUR CORNERS PRECISION MFG. CO.; D.U. COMPANY, INC.; L.A. MILLER are appellees and which are companioned in and under BAP Appeal No. UT-11-41, be heard by the United States District Court for the District of Utah, Central Division.

DATED this 9 day of September, 2011.



Carl E. Kingston
Attorney for Defendants-Appellee
PAUL KINGSTON, an individual; JOSEPH
O. KINGSTON, an individual; RAILCO, INC.;

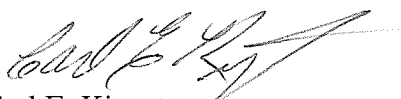
LATTER DAY CHURCH OF CHRIST, also known as Latter Day Church of Jesus Christ; ATTCO TRUCKING COMPANY, INC., doing business as CTC Trucking; NINTH STREET DEVELOPMENT, LLC; NINTH STREET, INC.; RACHEL YOUNG; JAMES YOUNG; JESSICA YOUNG; CARL E. KINGSTON, as Trustee under Deed of Trust; COALT, INC.; FOUR CORNERS PRECISION MFG. CO.; D.U. COMPANY, INC.; L.A. MILLER

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 9 day of September, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent a notice of electronic filing to all parties whose names appear on the electronic list of this case.

I further certify that on the 9 day of September, 2011, I served the foregoing by transmitting a copy of the same via electronic transmission, to the following parties:

<p>Gerald H. Suniville (gsuniville@vancott.com) VanCott, Bagery, Cornwall & McCarthy 36 South State Street, Suite 1900 Salt Lake City, UT 84111</p>	<p>Edward C. Meade (ecmeade@tva.gov) Richard E. Riggs (rriggs@tva.gov) Tennessee Valley Authority Office of General Counsel 400 West Summit Hill Drive (WT 6A) Knoxville, TN 37902</p>
<p>Robert H. Scott (Robert.scott@akerman.com) Akerman Senterfitt LLP 50 West Broadway, Suite 475 Salt Lake City, UT 84116</p>	<p>Russell S. Walker (rwalker@wklawpc.com) Woodbury & Kesler 265 East 100 South, Suite 300 Salt Lake City, UT 84111</p>
<p>F. Mark Hansen (fmhlaw.comcast.net) 431 North 1300 West Salt Lake City, UT 84116</p>	<p>George B. Hofmann (gbh@pkhlawyers.com) Melyssa D. Davidson (mdd@pkhlawyers.com) Parsons Kinghorn & Harris 111 East Broadway, 11th Floor Salt Lake City, UT 84111</p>
<p>Kim R. Wilson (krw@scmlaw.com) P. Matthew Cox (mcox@scmlaw.com) Snow Christensen & Martineau 10 Exchange Place, 11th Floor Salt Lake City, UT 84111</p>	<p>Jeffrey L. Shields (jlshields@cnmlaw.com) Callister Nebeker & McCullough Zions Bank Building, Suite 900 10 East South Temple Salt Lake City, UT 84113</p>
<p>Peter W. Guyon (pguyon@yahoo.com) 614 Newhouse Building 10 Exchange Place Salt Lake City, UT 84111</p>	<p>Danny C. Kelly (dkelly@stoel.com) Stoel Rives LLP One Utah Center 201 South Main Street, Suite 1100 Salt lake city, UT 84111</p>
<p>Adelaide Maudsley (maudsley@chapman.com) Chapman and Cutler LLP 201 South Main Street, Suite 2000 Salt Lake City, UT 84111</p>	<p>David E. Leta (delta@swlaw.com) Snell & Wilmer 15 West South Temple, Suite 1200 Salt Lake City, UT 84101-1547</p>
<p>David Kingston (davidekingston@yahoo.com) 3212 South State Salt Lake City, UT 84115</p>	<p>Michael N. Zundel (mnz@princeyeates.com) Glenn R. Bronson (grb@princeyeates.com) Prince Yeates & Geldzahler 175 East 400 South, Suite 900 Salt Lake City, UT 84111-2357</p>
<p>Mark W. Dykes (mdykes@parsonsbehle.com) Parson Hegle & Latimer 201 South Main Street, Suite 1800 Salt Lake City, UT 84145</p>	<p>Kevin Anderson (kanderson@fabianlaw.com) David R. Hague (dhague@fabianlaw.com) Fabian & Clendenin 215 South State Street, 12th Floor Salt Lake City, UT 84151-0210</p>


 Carl E. Kingston