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*Attorneys for the Reorganized Debtors*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

In re:  
  
Alpha Natural Resources, Inc., et al.,  
  
Debtors.

Chapter 11  
  
Case No. 15-33896 (KRH)  
  
(Jointly Administered)

**ORDER, PURSUANT TO BANKRUPTCY  
RULE 9019, APPROVING SETTLEMENT AGREEMENT WITH  
WITH THE UNITED STATES ON BEHALF OF DEPARTMENT OF LABOR**

This matter coming before the Court on the *Motion of Reorganized Debtors*, Pursuant to Bankruptcy Rule 9019, for an Order Approving Settlement Agreement with the United States on Behalf of Department of Labor (Docket No. 3765) (the "Motion"),<sup>1</sup> filed by the reorganized debtors in the above-captioned cases (collectively, the "Reorganized Debtors");

<sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings given to them in the Motion.



the Reorganized Debtors having filed the *Notice of Filing Settlement Agreement with United States on Behalf of Department of Labor* (Docket No. 3773) (the "Notice"), attaching a copy of the executed Settlement Agreement; the Court having reviewed the Motion and the Notice and having considered the statements of counsel with respect to the Motion at a hearing before the Court (the "Hearing"); the Court having found that (a) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and Article VIII of the Plan, (b) this is a core proceeding pursuant to 28 U.S.C. § 157(b), (c) notice of the Motion, the relief requested therein and the Hearing was sufficient under the circumstances and (d) the Black Lung Settlement, and the Reorganized Debtors' entry into the Settlement Agreement, (i) represents a sound exercise of the Reorganized Debtors' business judgment, (ii) falls within the range of reasonableness, (iii) is fair and equitable and (iv) is in the best interests of the Debtors' estates and creditors; and the Court having determined that the legal and factual bases set forth in the Motion and the Notice and at the Hearing establish just cause for the relief granted herein;

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED.
2. Pursuant to Bankruptcy Rule 9019, the Black Lung Settlement is approved, and the Reorganized Debtors are authorized to enter into the Settlement Agreement and perform all of their obligations thereunder.
3. The Reorganized Debtors are authorized and empowered to take all actions necessary to implement the relief granted in this Order.
4. This Court (or, upon withdrawal of the Court's reference, the United States District Court for the Eastern District of Virginia) shall retain jurisdiction over the subject matter of the Settlement Agreement and the Parties for the duration of the performance of the terms and

provisions thereof for the purpose of enabling any of the parties to apply to the Court at any time for such further order, direction and relief as may be necessary or appropriate for the construction or interpretation of the Settlement Agreement or to effectuate or enforce compliance with its terms.

Mar 30 2017

Dated: \_\_\_\_\_, 2017  
Richmond, Virginia

/s/ Kevin R. Huennekens  
UNITED STATES BANKRUPTCY JUDGE

Entered on Docket:3/30/17

WE ASK FOR THIS:

Respectfully submitted,

/s/ Henry P. (Toby) Long, III  
Tyler P. Brown (VSB No. 28072)  
J.R. Smith (VSB No. 41913)  
Henry P. (Toby) Long, III (VSB No. 75134)  
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*Attorneys for the Reorganized Debtors*

**CERTIFICATION OF ENDORSEMENT  
UNDER LOCAL BANKRUPTCY RULE 9022-1(C)**

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Henry P. (Toby) Long, III