

**UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

In re:**NEW WEI, INC., et al.,¹****Debtors.****Chapter 11****Case No. 15-02741-TOM7****Jointly Administered**

**JOINDER TO WARRIOR MET COAL, LLC'S MOTION TO ENFORCE ORDER
AUTHORIZING AND APPROVING SALE OF SUBSTANTIALLY ALL OF THE
DEBTORS' ASSETS AND THE ASSUMPTION AND ASSIGNMENT OF CERTAIN
EXECUTORY CONTRACTS AND UNEXPIRED LEASES**

COME NOW Warrior Met Coal Mining, LLC, ("Warrior Mining") and Warrior Met Coal Gas, LLC, ("Warrior Gas") by and through its undersigned counsel, and hereby files this joinder (the "Joinder") to Warrior Met Coal, LLC's ("Warrior Coal") *Motion to Enforce Order Authorizing and Approving Sale of Substantially all of the Debtors' Assets and the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases* [Dkt. No. 2942] (the "Motion to Enforce").² Warrior Mining and Warrior Gas respectfully represent as follows:

1. By this Joinder, Warrior Mining and Warrior Gas join in, and hereby incorporate by reference the arguments made by Warrior Coal in the Motion to Enforce. Warrior Mining and

¹ The Debtors in these cases, along with the last four digits of each Debtor's federal tax identification number, are: New WEI, Inc. (f/k/a Walter Energy, Inc.) (9953); Atlantic Development and Capital, LLC (8121); Atlantic Leaseco, LLC (5308); Blue Creek Coal Sales, Inc. (6986); Blue Creek Energy, Inc. (0986); New WEI 7, Inc. (f/k/a J.W. Walter, Inc.) (0648); Jefferson Warrior Railroad Company, Inc. (3200); New WEI 2, LLC (f/k/a Jim Walter Homes, LLC) (4589); New WEI 13, Inc. (f/k/a Jim Walter Resources, Inc.) (1186); Maple Coal Co., LLC (6791); Sloss-Sheffield Steel & Iron Company (4884); SP Machine, Inc. (9945); Taft Coal Sales & Associates, Inc. (8731); Tuscaloosa Resources, Inc. (4869); V Manufacturing Company (9790); New WEI 19, LLC (f/k/a Walter Black Warrior Basin LLC) (5973); New WEI 18, Inc. (f/k/a Walter Coke, Inc.) (9791); New WEI 22, LLC (f/k/a Walter Energy Holdings, LLC) (1596); New WEI 20, LLC (f/k/a Walter Exploration & Production LLC) (5786); New WEI 1, Inc. (f/k/a Walter Home Improvement, Inc.) (1633); New WEI 6 Company (f/k/a Walter Land Company) (7709); New WEI 16, Inc. (f/k/a Walter Minerals, Inc.) (9714); and New WEI 21, LLC (f/k/a Walter Natural Gas, LLC) (1198). The location of the Debtors' corporate headquarters is 2100 Southbridge Parkway, Suite 650, Birmingham, Alabama 35209.

² Capitalized terms not defined herein shall have the meanings ascribed to them in the Motion to Enforce.



Warrior Gas have analyzed the Motion to Enforce filed in this matter and support Warrior Coal's positions based on the record that has been and will be established.

2. Warrior Mining and Warrior Gas echo the position raised by Warrior Coal that this Court's *Order Authorizing and Approving Sale of Substantially all of the Debtors' Assets and the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases* [Dkt. No. 1584] (the "Sale Order") expressly authorized the sale of the Debtors assets to Warrior Met Coal, LLC free and clear of successor liability claims under state unemployment compensation, and that the Alabama Department of Labor's ("ALDOL") determination of Warrior Mining, Warrior Gas, and Warrior Coal's contribution rate on the basis of the Debtors' experience is an express violation of the Sale Order.

3. For the foregoing reasons, Warrior Mining and Warrior Gas respectfully request that the Court enter an order (i) granting the Motion to Enforce; and (ii) granting such other and further relief as the Court deems just and proper.

Dated: April 3, 2017

Respectfully Submitted,

/s/ Michael Leo Hall
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CERTIFICATE OF SERVICE

I hereby certify that this request for joinder was served by electronic service on those parties registered with the Court's electronic noticing system on April 3, 2017.

/s/ Michael Leo Hall
OF COUNSEL