Van−209 [AP Summons Notice of Pretrial Conference] (Rev. 12/09)

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ALABAMA, SOUTHERN DIVISION

In re:
Walter Energy, Inc., et al.
Debtor(s)

Case No. 15−02741−TOM11
Chapter 11

AP No. 15−00102−TOM

Dominion Resources Black Warrior Trust by and through its Trustee, Southwest Bank
Plaintiff(s)

vs.

Walter Black Warrior Basin LLC
Defendant(s)

SUMMONS AND NOTICE OF PRETRIAL CONFERENCE IN AN ADVERSARY PROCEEDING

YOU ARE SUMMONED and required to file a motion or answer to the complaint which is attached to this summons with the Clerk of the Bankruptcy Court within 30 days after the date of issuance of this summons, except that the United States and its offices and agencies shall file a motion or answer to the complaint within 35 days.

Address of the Clerk:	United States Bankruptcy Court Robert S. Vance Federal Building 1800 5th Avenue North Birmingham, AL 35203

At the same time, you must also serve a copy of the motion or answer upon the plaintiff's attorney.

Name and Address of Plaintiff's Attorney:	Lee R. Benton Benton & Centeno, LLP 2019 3rd Ave N Birmingham, AL 35203

If you make a motion, your time to answer is governed by Fed. R. Bankr. P. 7012.

YOU ARE NOTIFIED that a pretrial conference of the proceeding commenced by the filing of the complaint will be held at the following time and place:

United States Bankruptcy Court Robert S. Vance Federal Bldg, 1800 5th Ave No, Courtroom 3, Birmingham, AL 35203	**Room: Courtroom 3** **Date: Tuesday, September 29, 2015 Time: 10:00 AM**

IF YOU FAIL TO RESPOND TO THIS SUMMONS, YOUR FAILURE WILL BE DEEMED TO BE YOUR CONSENT TO ENTRY OF A JUDGMENT BY THE BANKRUPTCY COURT AND JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.

Dated: August 12, 2015

Joseph E. Bulgarella, Clerk
United States Bankruptcy Court

By: /s/ Leigh Tumlin

CERTIFICATE OF SERVICE

I, _____ (name), certify that service of this summons and a copy of the complaint was made _____ (date) by:

☐ Mail Service: Regular, first class United States mail, postage fully pre−paid, addressed to:

☐ Personal Service: By leaving the process with defendant or with an officer or agent of defendant at:

☐ Residence Service: By leaving the process with the following adult at:

☐ Certified Mail Service on an Insured Depository Institution: By sending the process by certified mail addressed to the following officer of the defendant at:

☐ Publication: The defendant was served as follows: [Describe briefly]

☐ State Law: The defendant was served pursuant to the laws of the State of _____, as follows: [Describe briefly]

If service was made by personal service, by residence service, or pursuant to state law, I further certify that I am, and at all times during the service of process was, not less than 18 years of age and not a party to the matter concerning which service of process was made.

Under penalty of perjury, I declare that the foregoing is true and correct.

Date _____ Signature_____

Print Name: _____

Business Address: _____

_____

Notice Recipients

District/Off: 1126−2	User: ltumlin	Date Created: 8/12/2015
Case: 15−00102−TOM	Form ID: van209	Total: 1

Recipients of Notice of Electronic Filing:

aty	Lee R. Benton	lbenton@bcattys.com

TOTAL: 1