

NO. S-1510120
VANCOUVER REGISTRY

IN THE SUPREME COURT OF BRITISH COLUMBIA

IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,
R.S.C. 1985, c. C-36, AS AMENDED

AND

IN THE MATTER OF THE *BUSINESS CORPORATIONS ACT*,
S.B.C. 2002, c. 57, AS AMENDED

AND

IN THE MATTER OF A PLAN OF COMPROMISE OR ARRANGEMENT OF
WALTER ENERGY CANADA HOLDINGS, INC. AND THE OTHER
PETITIONERS LISTED ON SCHEDULE "A"

PETITIONERS

JUDGE'S PLEADINGS BINDER INDEX

TAB	DOCUMENT	DATED/SWORN/FILED
1.	Petition to the Court	Filed: Dec. 7, 2015
2.	Affidavit #1 of William G. Harvey sworn Dec. 4, 2015 (see separate binder)	Filed: Dec. 8, 2015
3.	Pre-Filing Report of the Proposed Monitor, KPMG Inc.	Filed: Dec. 7, 2015
4.	Notice of Hearing of Petition	Filed: Dec. 7, 2015
5.	Order (Initial Order) of Madam Justice Fitzpatrick (Entered Dec. 7, 2015)	Made: Dec. 7, 2015
6.	Notice of Application (Petitioners') returnable Jan. 5, 2016	Filed: Dec. 31, 2015
7.	Affidavit #2 of William G. Harvey sworn Dec. 31, 2015	Sworn: Dec. 31, 2015
8.	First Report of the Monitor, KPMG Inc. dated Dec. 31, 2015	Filed: Dec. 31, 2015
9.	Affidavit #1 of Miriam Dominguez sworn Jan 4, 2016	Filed: Jan. 4, 2016
10.	Response of United Steelworkers, Local 1-424	Filed: Jan. 4, 2016
11.	Affidavit #1 of Randy Gatzka sworn Dec. 24, 2015	Filed: Jan. 4, 2016

TAB	DOCUMENT	DATED/SWORN/FILED
12.	Response of United Mine Workers of America 1974 Pension Plan and Trust	Dated: Jan. 4, 2016 Filed: Jan. 5, 2016
13.	Sealing Order of Madam Justice Fitzpatrick (re: Confidential Affidavit #3 of William G. Harvey)	Jan. 5, 2016
14.	CONFIDENTIAL/SEALED Affidavit #3 of William G. Harvey sworn Dec. 31, 2015	Filed: Jan. 5, 2016
15.	Order of Madam Justice Fitzpatrick (re stay extension, CRO, KERP & SISP)	Jan. 5, 2016
16.	Reasons for Judgment of Madam Justice Fitzpatrick re hearing held Jan 5, 2016	Jan. 26, 2016
17.	Notice of Application of Petitioners for stay extension	Mar. 22, 2016
18.	Affidavit #1 of William E. Aziz	Sworn: Mar. 22, 2016 Filed: Mar. 23, 2016
19.	Second Report of the Monitor	Dated/filed Mar. 24, 2016
20.	Application Response of United Mine Workers of America	Dated/filed Mar. 29, 2016
21.	Affidavit #2 of Miriam Dominguez sworn Mar. 29, 2016	Filed Mar. 29, 2016
22.	Order of Madam. Justice Fitzpatrick granting stay extension to June 24, 2016	Mar. 30, 2016
23.	Notice of Application of Petitioners for stay extension (returnable June 24, 2016)	signed: June 17, 2016 filed: June 20, 2016
24.	Affidavit #2 of William E. Aziz	sworn: June 17, 2016 filed: June 20, 2016
25.	Third Report of the Monitor	June 22, 2016
26.	Application Response of USW	dated: June 22, 2016 filed: June 23, 2016
27.	Affidavit #1 of Daniel Edward Will	sworn: June 22, 2016 filed: June 23, 2016
28.	Order of Madam Justice Fitzpatrick granting stay extension to October 12, 2016	June 24, 2016
29.	Transcript of Oral Reasons for Judgment of Madam Justice Fitzpatrick	June 24, 2016

TAB	DOCUMENT	DATED/SWORN/FILED
30.	Notice of Application of Petitioners for (1) Stay Extension, (2) Claims Process Order, (3) Approval & Vesting Order and (4) Sealing Order)	dated: Aug. 9, 2016 filed: Aug. 11, 2016
31.	Affidavit #3 of William E. Aziz	sworn: Aug. 9, 2016 filed: Aug. 11, 2016
32.	<u>CONFIDENTIAL/SEALED</u> Affidavit #4 of William E. Aziz	sworn: Aug. 9, 2016 filed: Aug. 15, 2016
33.	Fourth Report of the Monitor	dated/filed Aug. 11, 2016
34.	Unfiled <u>CONFIDENTIAL/SEALED</u> Supplemental Report to the Fourth Report of the Monitor	dated: Aug 11,2016 filed: Aug. 15, 2016
35.	Response of United Mine Workers of America 1974 Pension Plan and Trust	dated/filed Aug. 11, 2016
36.	unfiled Application Response of Kevin James	dated: Aug. 12, 2016
37.	unfiled Affidavit #1 of Kevin James	sworn Aug. 12, 2016
38.	Affidavit #1 of Tijana Gavric	sworn: Aug. 13, 2016 filed: Aug. 15, 2016
39.	Sealing Order of Madam Justice Fitzpatrick sealing confidential Affidavit #4 of William E. Aziz & Confidential Supplemental Report to the 4th Report of the Monitor	Aug. 15, 2016
40.	Order of Madam Justice Fitzpatrick granting stay extension to January 17, 2017	Aug. 16, 2016
41.	Claims Process Order of Madam Justice Fitzpatrick	Aug. 16, 2016
42.	Approval & Vesting Order of Madam Justice Fitzpatrick	Aug. 16, 2016
43.	Notice of Civil Claim of United Mine Workers of America 1974 Pension Plan	filed Aug. 26, 2016
44.	Monitor's Certificate	filed: Sept. 9, 2016
45.	Response to Civil Claim of the Walter Canada Group	filed: Sept. 23, 2016
46.	Response to Civil Claim of KPMG Inc.	filed Sept. 26, 2016
47.	Response to Civil Claim of United Steelworkers, Local 1-424	dated/filed: Sept. 26, 2016
48.	Reply of United Mine Workers of America to Steelworkers Response to Civil Claim	dated/filed: Oct. 5, 2016

TAB	DOCUMENT	DATED/SWORN/FILED
49.	Notice of Application of the Monitor, returnable Oct. 26, 2016, for Order seeking further directions re procedure for adjudicating the UMWA 1974 Pension Plan Claim	dated: Oct. 20, 2016 filed: Oct. 24, 2016
50.	Fifth Report of the Monitor	dated: Oct. 20, 2016 filed: Oct. 24, 2016
51.	Case Plan Order	dated: Oct. 26, 2016 filed: Nov. 14, 2016
52.	Amended Notice of Civil Claim	dated/filed: Nov. 9, 2016
53.	Amended Response to Notice of Civil Claim of Walter Canada Group	dated: Nov. 10, 2016 filed: Nov. 15, 2016
54.	Amended Response to Notice of Civil Claim of United Steelworkers	dated: Nov. 10, 2016 filed: Nov. 14, 2016
55.	Affidavit of Linda Sherwood (re corporate searches)	sworn: Nov. 14, 2016 filed: Nov. 17, 2016
56.	Affidavit of Linda Sherwood (re press releases)	sworn: Nov. 14, 2016 filed: Nov. 17, 2016
57.	Notice to Admit (Petitioners) NOTE: Books of Evidence, Vols. 1 – 6, forms part of the Notice to Admit – see separate package	dated Nov. 14, 2016
58.	Notice of Application (Petitioners)	dated: Nov. 14, 2016 filed: Nov. 16, 2016
59.	Second Amended Response to Civil Claim of UMWA-1974	filed Nov. 16, 2016
60.	Notice of Address for Service (change) re USW, Local 1-424	filed Nov. 16, 2016
61.	Notice of Application of the 1974 Plan (returnable Nov. 28, 2016)	dated/filed: Nov. 23, 2016
62.	Affidavit #3 of Miriam Dominguez	sworn/filed: Nov. 23, 2016
63.	Affidavit #1 of Dale Stover (NOTE: this Affidavit is identical to his original Affidavit #1 sworn Nov. 22, 2016, which was served but never filed)	sworn: Nov. 29, 2016 filed: Nov. 30, 2016
64.	Affidavit #4 of Miriam Dominguez	sworn: Nov. 24, 2016 filed: Nov. 24, 2016
65.	Application Response of USW Local 1-424 (to Notice of Application of Petitioners filed Nov. 16, 2016)	dated: Nov. 23, 2016 filed: Nov. 24, 2016

TAB	DOCUMENT	DATED/SWORN/FILED
66.	Application Response of 1974 Plan (to Notice of Application of Petitioners filed Nov. 16, 2016)	dated/FILED: Nov. 24, 2016
67.	Application Response of the Petitioners (to Notice of Application of 1974 Plan dated Nov. 22, 2016)	dated: Nov. 27, 2016 FILED: Nov. 28, 2016
68.	Affidavit #1 of Susan Danielisz	sworn: Nov. 27, 2016 FILED: Nov. 28, 2016
69.	Response to Notice to Admit of 1974 Plan	dated Nov. 27, 2016
70.	Affidavit #5 of Miriam Dominguez	sworn/FILED: Nov. 28, 2016
71.	Application Response of the USW Local 1-424 to the Notice of Application of UMWA 1974 Plan dated Nov. 23, 2016	dated/FILED: Nov. 30, 2016