IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

In Re: **WILSON CREEK ENERGY, LLC, *et al.*,**[1] **Debtors.**	**Case No.: 25-70001-JAD** **Chapter 11** ***Jointly Administered***
WILSON CREEK ENERGY, LLC, *et al.*, **Movant,** **v.** **KIA II, LLC; KEYBANK NATIONAL ASSOCIATION; LSQ FUNDING GROUP, L.C.; R&D SVONAVEC VENTURES, LLC; BILL MILLER EQUIPMENT SALES; CLEVELANDBROTHERS EQUIPMENT; AND PRIME ALLIANCE BANK, INC., as Assignee of WINGSPIRE EQUIPMENT FINANCE,** **Respondents.**	**Doc. No.:** **Related to Document No. 116, 345 & 346** **Hearing Date: March 27, 2025** **Hearing Time: 10:00 AM (EST)** **Response Deadlines:** **General Sale Objections: 4:00 PM (EST) on February 24, 2025** **Supplemental Objections: 12:00 PM (EST) on March 26, 2025**

NOTICE OF SUCCESSFUL BIDS

PLEASE TAKE NOTICE that, pursuant to the *Order (A) Approving Bidding Procedures for Sale of All or Substantially All of the Debtors' Assets, (B) Authorizing the Debtors to Designate Stalking Horse Bidder and Approving Proposed Stalking Horse Bid Protections, (C) Scheduling Auction for and Hearing to Approve the Sale of the Debtors' Assets, (D) Approving Form and Manner of Notice of Sale, Auction, and Sale Order Hearing, (E) Approving Assumption and Assignment Procedures, (F) Authorizing Assumption and Assignment of Executory Contracts and Unexpired Leases, and (G) Granting Related Relief* (the "Bidding Procedures Order"), the United States Bankruptcy Court for the Western District of Pennsylvania approved, among other things,

[1] The Debtors in these Chapter 11 Cases, along with the last four digits of each Debtor's federal tax identification number are: Wilson Creek Energy, LLC (6202); Wilson Creek Holding, Inc. (7733); Maryland Energy Resource, LLC (5299); Mincorp Acquisition Corp. (4858); Mincorp Inc. (5688); PBS Coals, Inc. (2413); Roxcoal, Inc. (3768); Quecreek Mining, Inc. (1745), Croner, Inc. (0529); Elk Lick Energy, Inc. (8551); and Corsa Coal Corp. (0027). The Debtors' address is 1576 Stoystown Road, Friedens, Pennsylvania 15541.

the implementation of the Bidding Procedures attached to the Bidding Procedures Order as **Exhibit 1** in connection with the disposition of the Sale Assets.[2]

PLEASE TAKE FURTHER NOTICE that, pursuant to the Bidding Procedures Order, the deadline for submitting a Qualified Bid for the Sale Assets was March 7, 2025, at 4:00 p.m. (prevailing Eastern time) (the "Bid Deadline") and in the event that the Debtors timely received one or more Qualified Bids, the Debtors would conduct the Auction on March 10, 2025, at 10:00 a.m. (prevailing Eastern Time).

PLEASE TAKE FURTHER NOTICE that on March 10, 2025, the Debtors conducted the Auction in accordance with the Bidding Procedures and certain rules distributed to Auction attendees prior to and at the Auction. During the Auction, the Debtors received three (3) bids for three (3) separate lots of assets.

PLEASE TAKE FURTHER NOTICE that prior to the conclusion of the Auction, at the request of KeyBank and the Committee, the Debtors agreed to keep the Auction open for a period of two (2) weeks, to and through March 24, 2025, to allow certain other parties to inspect and bid on the Sale Assets for consideration by the Debtors and the Consultation Parties.

PLESE TAKE FURTHER NOTICE that on March 24, 2024, after having received no additional qualified bids, the Debtors reconvened the Auction and determined that there were three highest and/or best offers submitted for three separate sales (the "Sale Transactions") as follows: by Rosebud Mining Company ("Rosebud"), LCT Energy, LP ("LCT"), and KIA II LLC ("KIA") (collectively the "Successful Bidders" and the Successful Bidders' winning bid, the "Successful Bids").

PLEASE TAKEFURTHER NOTICE that the Debtors will file final, fully-executed asset purchase agreements with Rosebud, LCT and KIA containing the terms of their respective successful bids, together with proposed orders approving each of the foregoing, prior to the Sale Order Hearing.

PLEASE TAKE FURTHER NOTICE that, as contemplated by the Bidding Procedures Order, the Debtors will seek final approval of the Sale Transactions to the Successful Bidders pursuant to the applicable asset purchase agreements during the **Sale Order Hearing on March 27, 2025, at 10:00 a.m. (prevailing Eastern Time)** before the United States Bankruptcy Court for the Western District of Pennsylvania, 5414 U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA 15219. The Successful Bidders shall appear at the Sale Order Hearing and be prepared to testify in support of the Successful Bids and the Successful Bidders' ability to close in a timely manner, including with respect to demonstrating adequate assurance of future performance that may be required in connection with the assumption and assignment of any Assumed Agreements. The Sale Order Hearing may be adjourned or rescheduled as ordered by the Bankruptcy Court, or by the Debtors in consultation with the Successful Bidders and the Consultation Parties, but without further notice to creditors and parties in interest other than by announcement by Debtors of the

[2] Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms as set forth in the Bidding Procedures Order.

adjourned date at the Sale Order Hearing. The Debtors' presentation to the Bankruptcy Court for approval of a Successful Bid does not constitute the Debtors' acceptance of such Successful Bid. The Debtors shall be deemed to have accepted a Successful Bid only when the Successful Bid has been approved by order of the Court in a form acceptable to the Debtors and applicable Successful Bidder.

PLEASE TAKE FURTHER NOTICE that if a Sale Transaction is not consummated with one of the Successful Bidders pursuant to the Successful Bids, the Debtors may designate the Backup Bidder, if any, as the new Successful Bidder and such Backup Bidder's Backup Bid as the new Successful Bid, and the Debtors will be authorized to consummate the Sale Transaction with the Backup Bidder without further order of the Court.

PLEASE TAKE FURTHER NOTICE that any objection relating to adequate assurance of future performance by a Successful Bidder, the conduct of the Auction, and the form of Proposed Sale Order(s), (i) must be in writing, (ii) conform to the applicable provisions of the Bankruptcy Code, Bankruptcy Rules, Local Rules, and the Case Management Order, (iii) state with particularity the legal and factual basis for the objection, and (iv) be filed with the Court and served in accordance with the Case Management Order no later than **March 26, 2025, at 12:00 p.m. (prevailing Eastern Time)**. The Debtors will be prepared to address any Supplemental Objection filed in advance of the Sale Order Hearing at the Sale Order Hearing.

PLEASE TAKE FURTHER NOTICE that copies of the Bidding Procedures Order, all related exhibits, including the Bidding Procedures, and any other filings related to the foregoing are available for free on the website of Debtors' notice agent, Omni Agent Solutions ("Omni"): at https://cases.omniagentsolutions.com/wilsoncreek (the "Case Website").

PLEASE TAKE FURTHER NOTICE THAT ANY PARTY OR ENTITY WHO FAILS TO TIMELY FILE AND SERVE AN OBJECTION TO THE SALE BEFORE THE OBJECTION DEADLINE IN ACCORDANCE WITH THE BIDDING PROCEDURES ORDER SHALL BE DEEMED TO HAVE CONSENTED TO THE SALE(S) AND FOREVER BARRED FROM ASSERTING ANY OBJECTION TO THE SALE(S), INCLUDING WITH RESPECT TO: (I) THE TRANSFER OF THE SALE ASSETS TO THE SUCCESSFUL BIDDERS FREE AND CLEAR OF ALL LIENS, CLAIMS, ENCUMBRANCES, AND OTHER INTERESTS THAT SUCH PARTY OR ENTITY MAY HAVE AGAINST THE DEBTORS OR THE SALE ASSETS; (II) ADEQUATE ASSURANCE OF FUTURE PERFORMANCE OF THE SUCCESSFUL BIDDER; AND (III) THE CONDUCT OF THE AUCTION.

[*signature page to follow*]

Respectfully submitted,

Dated: March 26, 2025

RAINES FELDMAN LITTRELL, LLP

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