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FOR ENTRY

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

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U.S. BANKRUPTCY COURT
MIDDLE DISTRICT OF TN.

-----X	
In re:	:
	:
JAMES RIVER COAL COMPANY,	:
<i>et al.</i> ,	:
	:
	:
Reorganized Debtors.	:
-----X	

Chapter 11
Case No. 303-04095

Jointly Administered
Judge Harrison

**ORDER ON OMNIBUS OBJECTION TO
CLASSIFICATION OF CERTAIN CLAIMS**

Upon the omnibus objection dated September 1, 2004 (Docket No. 870, the "Objection"),¹ of the above-captioned Reorganized Debtors, to certain claims as more fully described in the Objection; and the deadline for responding to the Objection having passed; and there having been no responses to the Objection timely filed and served; and it appearing that the relief requested is in the best interest of the Reorganized Debtors, their estate, creditors and other parties in interest; all parties in interest having been heard or having had the opportunity to be heard, it appearing that good and sufficient notice of the Objection having been given and a reasonable opportunity to respond to, or be heard regarding, the relief requested in the Objection has been afforded to any entity known to have an interest in the Claim, and no other or further notice of the Objection or of the entry of this Order need be provided; and upon the entire record herein; and good and sufficient cause appearing therefor,

IT IS ORDERED, ADJUDGED AND DECREED:

1. The Reorganized Debtors' Objection is SUSTAINED.

¹ Capitalized terms used herein and not otherwise defined shall have the meanings ascribed to them in the Objection.

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2. Each Claim identified on the Exhibit attached hereto shall be RECLASSIFIED as a general unsecured, nonpriority claim in the amount stated on the Exhibit attached hereto.²

3. The rights of the Reorganized Debtors and/or the Liquidating Trustee to object to any of the Claims on any other ground, including as to amount, is hereby preserved.

/s/Marian F. Harrison NOV 18 2004

Hon. Marian F. Harrison
United States Bankruptcy Judge

APPROVED FOR ENTRY:

/s/ Gene L. Humphreys
Paul G. Jennings
Gene L. Humphreys
BASS, BERRY & SIMS PLC
315 Deaderick Street, Suite 2700
Nashville, TN 37238-0002
Tel: (615) 742-6200
Fax: (615) 742-6293

Attorneys for Reorganized Debtors

A copy of this order shall be mailed in accordance with
Fed. R. Bankr. P. 2002, LBR 3013-1 and 3013-3 by:

Debtor or Dr's Atty Atty for Movant
 Trustee or Tr's Atty _____

Office Office only:

Chief Clerk Debtor and Dr's Atty
 Financial Clerk Trustee or Tr's Atty
 Judgment Book Movant &/or Mvt's Atty
 Adversary Case All parties to agreed order
 UST All parties in cert of svc
 _____ All creditors

² One or more of the Claimants listed on Exhibit A may have elected the "cash option" on the ballot voting on confirmation of the Plan (hereinafter, a "Convenience Claimant"). All Convenience Claimants' Claims have been fully satisfied by payment pursuant to the terms of the confirmed Plan. Thus, the fact that a Convenience Claimant is listed on Exhibit A does not entitle that Convenience Claimant to any further distribution from the Reorganized Debtors' bankruptcy estates, even if the "maximum allowable amount" is higher than the Convenience Claim. In addition, the fact that a Convenience Claimant is listed on Exhibit A does not affect the distribution already received by the Convenience Claimant.

EXHIBIT A
Classification

CLAIMANT	CLAIM NUMBER	CLAIMED AMOUNT	"FILED AS" CLASSIFICATION
ADKINS, CARSON	776	0.00	PRIORITY
ARAMARK UNIFORM SERVICES, INC	227	44,381.40	PRIORITY
ASHER, COY	637	0.00	PRIORITY
ASHER, WILLARD J.	1202	0.00	PRIORITY
BELL COUNTY FARM SUPPLY, INC.	1200	663.77	PRIORITY
BICKERTON, CHENA	992	0.00	SECURED
BOGGS, MARY ANN	443	0.00	SECURED
BOSTON PROPERTIES LIMITED PART	1138	2,584.21	SECURED
CALLAHAN, HAROLD W	610	0.00	PRIORITY
CENTRAL HYDRAULICS INC	531	46,672.70	PRIORITY
CHARLES, FRED	541	52,000.00	PRIORITY
CHARLES, JR., JULIUS	540	30,000.00	PRIORITY
CHILDERS, SPENCER	359	242,000.00	SECURED
COAL SOFTWARE AND SYSTEMS INC	183	2,278.00	PRIORITY
COAL SOFTWARE AND SYSTEMS INC	184	10,037.50	PRIORITY
COMBS, DORIS ANN	479	133.33	PRIORITY
COMMONWEALTH OF KENTUCKY	97	814,697.78	PRIORITY
COMMONWEALTH OF KENTUCKY	128	814,697.78	PRIORITY
COMMONWEALTH OF KENTUCKY	1236	878,243.80	ADMINISTRATIVE/PRIORITY
CREECH CHEVY OLDS BUICK PONTIAC	1201	5,968.35	PRIORITY
DAY, BOB	441	0.00	SECURED
DAY, CARL	440	0.00	SECURED
DAY, DEBBIE	434	0.00	SECURED
DAY, DENNIS	442	0.00	SECURED
DAY, GARRY	439	0.00	SECURED
DAY, NELLIET,	436	0.00	SECURED
DAY, RAY	449	0.00	SECURED
DAY, ROGER	438	0.00	SECURED
DAY, WILLIE	446	0.00	SECURED
DITTY, DAVID M	1088	0.00	PRIORITY
DONARC INC	1217	13,365.00	PRIORITY
DOTSON, RICHARD R.	536	150,000.00	PRIORITY
DRILL STEEL SERVICES, INC.	485	18,834.98	PRIORITY
DRILL STEEL SERVICES, INC.	486	20,573.82	PRIORITY
DRILL STEEL SERVICES, INC.	487	53,557.25	PRIORITY
DRILL STEEL SERVICES, INC.	488	20,454.34	PRIORITY
DRILL STEEL SERVICES, INC.	489	5,716.00	PRIORITY
ESTATE OF MADGE REINKE	774	0.00	SECURED
ESTATE OF MADGE REINKE	772	0.00	SECURED
ESTATE OF MADGE REINKE	773	0.00	SECURED
ESTATE OF MADGE REINKE	771	0.00	SECURED
EVERSOLE HEIRS	718	56,396.77	SECURED
FLOW TECHNOLOGIES CO.	274	797.90	PRIORITY
FRANCE, TERRY L	1091	0.00	PRIORITY
GEIGER, DANIEL	1107	183,873.00	PRIORITY
GEIGER, DANIEL J	615	0.00	PRIORITY
GEIGER, DANIEL J	616	0.00	PRIORITY
GENERAL ELECTRIC CAPITAL CORPORATION	135	10,828.81	SECURED
GRAHAM, PAT	1203	750,000.00	PRIORITY
GREEN, LARRY W	380	0.00	PRIORITY

EXHIBIT A

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CLAIMANT	CLAIM NUMBER	CLAIMED AMOUNT	"FILED AS" CLASSIFICATION
HALL, HARRY F.	1099	0.00	PRIORITY
HALL, VELMA COCHRAN	807	50,000.00	SECURED
HARDING, CLARENCE	680	626.58	PRIORITY
HECK, DAVID V	583	0.00	PRIORITY
HELMS, TED B.	912	0.00	PRIORITY & SECURED
HENSLEY, BRANDON	295	5,472.00	PRIORITY
HENSLEY, TIMOTHY	710	11,056.98	PRIORITY
HIGGINBOTHAM, RAY	1079	46,376.82	PRIORITY
HOLLIS, ROBERT W	671	0.00	PRIORITY
HOLLIS, ROBERT W	672	0.00	PRIORITY
HORNSBY, ROSE	447	0.00	SECURED
HOWARD ENGINEERING & GEOLOGY I	574	22,752.50	PRIORITY
HUNT, HERMAN	1212	72,500.00	PRIORITY
HUNT, WINNIE	445	0.00	SECURED
HYDEN, JOE T	1128	344,838.80	PRIORITY
HYDEN, JOE T	1129	344,838.80	PRIORITY
INDUSTRIAL SERVICES	532	9,353.00	PRIORITY
ISOM DRILLING	383	51,400.00	PRIORITY
ISOM DRILLING INC	382	51,400.00	PRIORITY
JEFF MART INC	755	0.00	PRIORITY
JOHN B. LONG CO. INC	157	844.41	PRIORITY
JOSEPH, JUNE	448	0.00	SECURED
KENTUCKY ENERGY CORPORATION	936	23,962.46	SECURED
KY STATE TREASURER	1111	569.13	PRIORITY
KY STATE TREASURER	1112	569.13	PRIORITY
L J HUGHES & SONS INC	142	7,951.25	PRIORITY
LABRECHE, JOHN AND SHALIMAR	537	0.00	PRIORITY
LABRECHE, JOHN AND SHALIMAR	538	0.00	PRIORITY
MANDT, BARBRA	970	0.00	SECURED
MANDT, JOHN T	971	0.00	SECURED
MARLIN LEASING CORP.	31	0.00	SECURED
MAY BLOCK & CONCRETE PRODUCTS	1175	26,821.32	PRIORITY
MAY BLOCK & CONCRETE PRODUCTS	1183	28,330.09	PRIORITY
MAYO, ROYCE	533	136,848.80	PRIORITY
MILLER, BILL	437	0.00	SECURED
MORRIS, JOSEPH T.	1205	580.82	PRIORITY
MUSKOPF, JEAN	435	0.00	SECURED
NASH, JAMES	677	0.00	PRIORITY
NATIONAL UNION FIRE INS. CO., ET AL	217	0.00	PRIORITY
NATIONAL UNION FIRE INS. CO., ET AL	218	0.00	PRIORITY
NATIONAL UNION FIRE INS. CO., ET AL	219	0.00	PRIORITY
NATIONAL UNION FIRE INS. CO., ET AL	220	0.00	PRIORITY
NORMAN, DAVID M	571	0.00	PRIORITY
NORTH CAROLINA DEPARTMENT OF REVENUE	1237	929.16	ADMINISTRATIVE
OLD REPUBLIC INSURANCE CO	1113	0.00	SECURED
OLD REPUBLIC INSURANCE CO	1114	0.00	SECURED
OLD REPUBLIC INSURANCE CO	1115	0.00	SECURED
OLD REPUBLIC INSURANCE CO	1116	920,000.00	SECURED
PAXTON VAN LINES, INC.	343	2,453.86	SECURED
PENNINGTON, LEEROY	458	8,368.57	SECURED

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CLAIMANT	CLAIM NUMBER	CLAIMED AMOUNT	"FILED AS" CLASSIFICATION
PRATT, QUAY M	605	0.00	PRIORITY
R & D RAILROAD	281	1,850.00	PRIORITY
R & R DRILLING, INC.	1159	4,990.00	PRIORITY
R.M. JOHNSON ENGINEERING CO	691	54,590.75	PRIORITY
RAG ROYALTY COMPANY	1127	3,567.28	SECURED
RATCLIFF, JAMES R & LINDA	358	2,250.00	SECURED
RICE, KEN	1145	320,090.40	PRIORITY
RICE, KENNETH E	1144	320,090.40	PRIORITY
ROGERS PIPE	1087	3,600.00	PRIORITY
ROWE, GEORGE A	393	773,128.84	PRIORITY
RUTHERFORD, WALTER A	356	9,434.29	PRIORITY
SALE, CHRISLEY	1110	0.00	PRIORITY
SAMS EXCAVATING & RECLAMATION	409	3,836.00	PRIORITY
SAYLOR, ATHYLENE	444	0.00	SECURED
SCHULTZ, RUTH ANN AND EARL	548	705.89	PRIORITY
SCRUBET, INC.	78	825,000.00	PRIORITY
SEIBER, LEON	312	80.35	PRIORITY
SHAMROCK SCALE CO.	156	7,659.50	PRIORITY
SMITH ADJUSTING, INC.	539	20,704.60	PRIORITY
SMITH, DAVID	911	0.00	PRIORITY/SECURED
SPARKS, BOBBY J	633	0.00	PRIORITY
STANDARD CORE DRILLING CO., INC.	15	23,764.90	PRIORITY
STEVENSON, JOHN W PE	674	3,800.00	PRIORITY
STIDHAM JR, MICHAEL Q	1215	0.00	PRIORITY
STIDHAM, ERNEST R	1096	413.00	PRIORITY
STIDHAM, ERNEST R	1095	413.00	PRIORITY
TACKETT, KENNETH L	607	0.00	PRIORITY
TRI STATE MINING	576	24,789.00	PRIORITY
TRISTATE MINING CABL	577	16,880.04	PRIORITY
TRI-STATE MINING CABLE, INC.	575	1,985.00	PRIORITY
TURNMIRE, CHESTER L	775	0.00	PRIORITY
US BANCORP BUSINESS EQUIPMENT GROUP	18	11,027.12	SECURED
US BANCORP BUSINESS EQUIPMENT GROUP	32	6,816.15	SECURED
VARNEY, JOE E.	759	600.00	SECURED
VARNEY, MELVIN	777	0.00	ADMINISTRATIVE
VARNEY, RORA	1120	0.00	PRIORITY
VERIZON CREDIT INC	248	9,308.17	SECURED
VERRO, SHARON D.	1103	0.00	PRIORITY
WEST VIRGINIA STATE TAX DIVISION	660	100.00	PRIORITY
WILDER, JIMMY	658	0.00	SECURED
WILLIAMS, CLAUDE & MARY LOU	602	0.00	PRIORITY
WILSON SALES & SERVICE, INC.	408	98,783.71	PRIORITY
WINNER AVIATION	192	66.65	PRIORITY
ZOLLER, WEDA M.	1085	0.00	SECURED