

FILED &
ENTRY

IN THE UNITED STATES BANKRUPTCY COURT 2004 NOV 19 AM 6: 22
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION
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 PURSUANT TO 11 U.S.C. 8502(b) TO CLAIMS FOR UNDETERMINED, UNKNOWN, UNLIQUIDATED OR ZERO AMOUNTS

Upon the omnibus objection dated September 1, 2004 (Docket No. 873, 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:

- I. 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 DISALLOWED to the extent it exceeds the "Maximum Allowable Amount" listed in the last column of the attached Exhibit.²

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

NOV 16 2004
/s/Marian F. Harrison

 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 9013-1 and 9013-3 by:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Debtor or Dr's Atty | <input type="checkbox"/> Atty for Movant |
| <input type="checkbox"/> Trustee or Tr's Atty | <input type="checkbox"/> _____ |
| _____
Clerk's Office only: | |
| <input type="checkbox"/> Check books | <input type="checkbox"/> Debtor and Dr's Atty |
| <input type="checkbox"/> Financial Bank | <input type="checkbox"/> Trustee/Tr's Atty |
| <input type="checkbox"/> Judgment book | <input type="checkbox"/> Debtors/Dr's Atty |
| <input type="checkbox"/> Adversary Case | <input type="checkbox"/> All parties to approved order |
| <input type="checkbox"/> UST | <input type="checkbox"/> All parties in cert of svc |
| <input type="checkbox"/> _____ | <input type="checkbox"/> 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
Undetermined, Unknown, Unliquidated, or Zero Amounts

CLAIMANT	CLAIM NUMBER(S)	CLAIM DATE	MAXIMUM ALLOWABLE AMOUNT
ADAMS, RANDY L	286	10/14/2003	0.00
ADKINS, CARSON	776	11/13/2003	0.00
ADKINS, LEON	764	11/6/2003	0.00
AMK INSTRUMENT CO. INC	204	10/9/2003	500.58
AMK INSTRUMENT CO. INC.	205	10/9/2003	547.75
ANDERSON, DARRELL E.	482	10/27/2003	0.00
ASHER COAL & LUMBER CO. INC.	887, 888	11/13/2003	0.00
ASHER, COY	637	11/4/2003	0.00
ASHER, WILLARD J.	1202	1/7/2004	0.00
AVETISIAN, ARDASH	480	10/27/2003	0.00
BAILEY, BALLARD	402	10/20/2003	0.00
BENTLEY, RONNIE	612	11/3/2003	0.00
BEVINS, DIANE	1190	11/20/2003	0.00
BICKERTON, CHENA	992	11/14/2003	0.00
BLANKENSHIP, BRENDA D.	969	11/14/2003	0.00
BOGGS, MARY ANN	443	10/17/2003	0.00
BRANSON, CHARLES L	1185	11/24/2003	0.00
BROCK, GEORGE & BESSIE	1184	11/24/2003	0.00
BROWN, DELILAH & ERNEST	628	11/3/2003	0.00
BYRD, FLOYD	311	10/14/2003	0.00
C & M GIANT TIRE, LLC	272	10/14/2003	0.00
C.B.P. ENGINEERING CORP	190	10/8/2003	1,416.00
CALLAHAN, HAROLD W	610	10/30/2003	0.00
CAUDILL, ROBERT L	1090	11/17/2003	0.00
CENTRAL AUTOMOTIVE SUPPLY	185	10/7/2003	64,133.35
CENTRAL AUTOMOTIVE SUPPLY	186	10/7/2003	2,620.07
CLEVINGER, BILLY	604	10/31/2003	0.00
COLEMAN, BLAKE W.	663	11/7/2003	0.00
COOK, JAMES G.	270, 271	10/15/2003	0.00
DANIELS, KENNETH	390	10/20/2003	0.00
DAY, BOB	441	10/17/2003	0.00
DAY, CARL	440	10/17/2003	0.00
DAY, DEBBIE	434	10/17/2003	0.00
DAY, DENNIS	442	10/17/2003	0.00
DAY, GARRY	439	10/17/2003	0.00
DAY, NELLIETA	436	10/17/2003	0.00
DAY, RAY	449	10/17/2003	0.00
DAY, ROGER	438	10/17/2003	0.00
DAY, WILLIE	446	10/17/2003	0.00
DITTY, DAVID M	1088	11/17/2003	0.00

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CLAIMANT	CLAIM NUMBER(S)	CLAIM DATE	MAXIMUM ALLOWABLE AMOUNT
DOTSON, GARY	656	11/6/2003	0.00
DOWNTOWN RADIOLOGY	327	10/15/2003	0.00
EASTWOOD, KEN	530	10/27/2003	0.00
EPPS, LORAINNE L AND DAVID A	348	10/16/2003	0.00
ESTATE OF MADGE REINKE	771, 772, 773, 774	11/13/2003	0.00
FARLEY, OSCAR & EDNA	1199	11/17/2003	0.00
FRANCE, TERRY L	1091	11/17/2003	0.00
FRANCIS, CARL T.	313	10/14/2003	0.00
GEIGER, DANIEL J	615	11/3/2003	0.00
GEIGER, DANIEL J	616	11/3/2003	0.00
GIBBONS, GENEVA	632	11/3/2003	0.00
GOINS, DAVID S	522	10/27/2003	0.00
GOODMAN CONVEYOR COMPANY	686	11/10/2003	3,660.15
GRAHAM, JOAN	608	10/30/2003	0.00
GREEN, LARRY W	360	10/17/2003	0.00
GREENEBAUM DOLL & MCDONALD PLL	1001	11/17/2003	0.00
GREENEBAUM DOLL & MCDONALD PLL	1002	11/17/2003	0.00
HALL, HARRY F.	1099	11/17/2003	0.00
HARDIN, PAULA	469	10/23/2003	0.00
HASELMAN, JOANNA M.	1156	11/6/2003	0.00
HECK, DAVID V	583	10/30/2003	0.00
HELMS, TED	912, 934	11/14/2003	0.00
HOLLIS, ROBERT W	671, 672	11/7/2003	0.00
HORNSBY, ROSE	447	10/17/2003	0.00
HUBBARD, GOLDEN	728	11/12/2003	0.00
HUBBARD, JESSIE RAY	657	11/6/2003	0.00
HUBBARD, TINSLEY	617	11/3/2003	0.00
HUNT, WINNIE	445	10/17/2003	0.00
HURLEY, BURNIS	418	10/20/2003	0.00
JEFF MART INC	755	11/6/2003	2,806.83
JONES OIL CO INC	242	10/14/2003	61,676.67
JONES OIL CO INC	253	10/14/2003	38,505.21
JONES OIL CO INC	254	10/14/2003	318,252.28
JONES OIL CO INC	255	10/14/2003	147,904.71
JONES OIL CO INC	256	10/14/2003	88,150.49
JOSEPH, JUNE	448	10/17/2003	0.00
JUSTICE, ALFRED	481	10/27/2003	0.00
KING TRANSPORT CO INC	376	10/20/2003	1,650.00
LABRECHE, JOHN & SHALIMAR	537, 538	10/27/2003	0.00

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CLAIMANT	CLAIM NUMBER(S)	CLAIM DATE	MAXIMUM ALLOWABLE AMOUNT
LAY JR, RONNIE	413	10/20/2003	0.00
LEDFORD, EVERETT	283	10/14/2003	0.00
LEFORCE, THELMA	584	10/28/2003	0.00
LIPPS, CARL	611	10/30/2003	0.00
MAGGARD, LARRY A	401	10/20/2003	0.00
MANESS, BEN AND LINDA	968	11/14/2003	0.00
MILLER, BILL	437	10/17/2003	0.00
MILLER, RETHA TURNER	526, 579, 646	10/27/2003	0.00
MINIARD, JAMES & CAROLYN	1194	11/10/2003	0.00
MUSKOPF, JEAN	435	10/17/2003	0.00
NASH, JAMES	677, 678	11/10/2003	0.00
NATIONAL UNION FIRE INS. CO., ET AL	217, 218, 219, 220	10/9/2003	0.00
NICHOL, TALMAGE AND CASSIE	580	10/29/2003	0.00
NORMAN, DAVID M	571	10/28/2003	0.00
OLD REPUBLIC INSURANCE CO	1113, 1114, 1115	11/17/2003	0.00
OWENS, DONNA D. AND CHARLES	404, 405	10/20/2003	0.00
PRATT, QUAY M	605	10/31/2003	0.00
RAINS, ETTA	547	10/27/2003	0.00
ROBERTS, ROY L.	502	10/27/2003	0.00
SALE, CHRISLEY	1110	11/17/2003	0.00
SAYLOR, ATHYLENE	444	10/17/2003	0.00
SCALF, CYNTHIA L.	316	10/14/2003	0.00
SHIELDS, DOTTIE	770	11/13/2003	0.00
SIDNEY COAL COMPANY, INC.	597	10/30/2003	0.00
SLONE, JAMES O.	648	11/8/2003	0.00
SMITH, DAVID	911	11/14/2003	0.00
SMITH, RAY T.	595	10/30/2003	0.00
SORRELLS, DANNY L	626	11/3/2003	0.00
SPARKS, BOBBY J	633	11/3/2003	0.00
SPEARS, IRENE	785	11/6/2003	0.00
STIDHAM JR, MICHAEL Q	1215	1/16/2004	0.00
STILTNER, JAMES E	397	10/20/2003	0.00
SUPERIOR STEAM CLEANING & SAND	147	10/6/2003	31,800.00
SWORD, LUCILLE	468	10/23/2003	0.00
TACKETT, KENNETH L	607	10/31/2003	0.00
TECHNICAL WATER LABORATORIES	382	10/17/2003	2,745.00
TECHNICAL WATER LABORATORIES I	363	10/17/2003	1,885.00
TECHNICAL WATER LABORATORIES I	365	10/17/2003	3,770.00

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CLAIMANT	CLAIM NUMBER(S)	CLAIM DATE	MAXIMUM ALLOWABLE AMOUNT
TECHNICAL WATER LABORATORIES	364	10/17/2003	2,565.00
TREVOR SUPPLY CO INC	508	10/27/2003	0.00
TREY K MINING INC	559	10/28/2003	89,467.06
TURNER, HARVEY LEE	1118	11/17/2003	0.00
TURNER, JESS LEE & DONNA FAYE	1102	11/17/2003	0.00
TURNMIRE, CHESTER L	775	11/13/2003	0.00
TURNMIRE, JENELLE	417	10/20/2003	0.00
VARNEY, ERNEST	746	11/6/2003	0.00
VARNEY, LARRY	385	10/20/2003	0.00
VARNEY, MELVIN	777	11/13/2003	0.00
VARNEY, RORA	1120	11/17/2003	0.00
VERRO, SHARON D.	1103	11/17/2003	0.00
WALTERS TOYOTA	452	10/20/2003	71.36
WILDER, JIMMY	658	11/7/2003	0.00
WILDER, MILDRED	548	10/27/2003	0.00
WILLIAMS, CLAUDE & MARY LOU	602	10/31/2003	0.00
WILSON, ROSCOE	524	10/27/2003	0.00
WISEMAN, EVELYN	550	10/27/2003	0.00
ZOLLER, WEDA M.	1085	11/17/2003	0.00