

M-2025-3052793

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

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In re:

KTRV LLC, *et al.*,¹

Debtors.

Chapter 11

Case No. 25-10601 (MFW)

(Jointly Administered)

**NOTICE OF HEARING TO CONSIDER APPROVAL OF DISCLOSURE STATEMENT
AND CONFIRMATION OF THE CHAPTER 11 PLAN**

PLEASE TAKE NOTICE THAT on September 2, 2025, 2025, the United States Bankruptcy Court for the District of Delaware (the "Court") entered an order granting the Debtors' Motion (i) Approving on an Interim Basis the Adequacy of Disclosures in the Amended Combined Plan and Disclosure Statement, (ii) Scheduling the Confirmation Hearing and Deadline for Filing Objections, (iii) Establishing Procedures for Solicitation and Tabulation of Votes to Accept or Reject the Combined Plan and Disclosure Statement, (iv) Approving the Form of Ballot and Solicitation Package, and (v) Approving the Notice Provisions (the "Solicitation Procedures Order"). A free copy of the Solicitation Procedures Order is available on the Debtors' website at <https://cases.stretto.com/KTRV>.

PLEASE TAKE FURTHER NOTICE THAT the deadline for filing objections to the Plan is **on or before October 7, 2025 at 4:00 p.m. (prevailing Eastern Time)** (the "Plan Objection Deadline"). Any objection to the Plan must: (a) be in writing; (b) conform to the Bankruptcy Rules, the Local Rules, and any orders of the Court; (c) state with particularity the basis and nature of any objection to the Plan and, if practicable, a proposed modification to the Plan that would resolve such objection; and (d) be filed with the Court (contemporaneously with a proof of service) and served upon the following parties so as to be actually received prior to the Plan Objection Deadline: (a) the Debtors: Jeffrey R. Waxman, Esquire and Samantha L. Rodriguez, Esquire (E-mail: jwaxman@morrisjames.com and srodriguez@morrisjames.com) (b) the Committee: Kimberly A. Brown, Esquire (Email: brown@lrclaw.com); Jordan S. Blask, Esquire, Mark Platt, Esquire and Bryan J. K. Sisto, Esquire (Email: jblask@fbtlaw.com, mplatt@fbtlaw.com, bsisto@fbtlaw.com); (c) Andrew I. Silfen, Esquire and Beth M. Brownstein, Esquire (Email: Andrew.Silfen@afslaw.com, and Beth.Brownstein@afslaw.com) and Christopher M. Samis, Esquire (Email: csamis@potteranderson.com) and (d) the U.S. Trustee, Megan Seliber, Esquire (email: Megan.Seliber@usdoj.gov) and Malcolm M. Bates, Esquire (malcolm.m.bates@usdoj.gov).

PLEASE TAKE FURTHER NOTICE THAT the hearing at which the Court will consider Confirmation of the Plan (the "Confirmation Hearing") will commence on **October 15, 2025**

¹ The Debtors in these chapter 11 cases, along with each the last four digits of each Debtor's tax identification number, are as follows: KTRV LLC (9993), Heritage Coal & Natural Resources, LLC (8326). The Debtors' service address is 1521 Concord Pike, Suite 201, Wilmington, DE 19803.

10:30 a.m. (prevailing Eastern Time), before the Honorable Mary F. Walrath, in the United States Bankruptcy Court for the District of Delaware.

PLEASE BE ADVISED: THE CONFIRMATION HEARING MAY BE CONTINUED FROM TIME TO TIME BY THE COURT OR THE DEBTORS WITHOUT FURTHER NOTICE OTHER THAN BY SUCH ADJOURNMENT BEING ANNOUNCED IN OPEN COURT OR BY A NOTICE OF ADJOURNMENT FILED WITH THE COURT AND SERVED ON ALL PARTIES ENTITLED TO NOTICE.

CRITICAL INFORMATION REGARDING VOTING ON THE PLAN

Voting Record Date. The voting record date is **September 2, 2025** (the “Voting Record Date”), which is the date for determining which Holders of Claims or Interests are entitled to vote on the Plan.

Voting Deadline. The deadline for voting on the Plan is **October 7, 2025, at 4:00 p.m. (prevailing Eastern Time)** (the “Voting Deadline”). If you received a Solicitation Package, including a Ballot and intend to vote on the Plan you must: (a) follow the instructions carefully; (b) complete all of the required information on the ballot; and (c) execute and return your completed Ballot according to and as set forth in detail in the voting instructions so that it is actually received by the Debtors’ voting agent on or before the Voting Deadline. A failure to follow such instructions may disqualify your vote. Alternatively, Ballots may be submitted through the Voting Agent’s online electronic Ballot submission portal at <https://forms.stretto.com/> no later than the Voting Deadline.

Any Holder of a Claim that is the subject of a claim objection filed on or before 17 days before the Voting Deadline who wishes to contest such objection must file and serve a motion under Bankruptcy Rule 3018(a) by no later than 14 days after the objection is served upon them. Any Holder of a Claim who files a Rule 3018(a) motion in accordance with this paragraph shall be provided a ballot by the Voting Agent and shall be permitted to cast a provisional vote to accept or reject the Plan. If and to the extent that the Debtors and such party are unable to resolve the issues raised by the Rule 3018(a) motion prior to the Voting Deadline, then at the Confirmation Hearing the Court will determine whether the provisional ballot should be counted as a vote on the Plan.

CRITICAL INFORMATION REGARDING OBJECTING TO THE PLAN. ARTICLE IX OF THE PLAN CONTAINS RELEASE, EXCULPATION, AND INJUNCTION PROVISIONS. THUS, YOU ARE ADVISED TO REVIEW AND CONSIDER THE PLAN CAREFULLY BECAUSE YOUR RIGHTS MIGHT BE AFFECTED THEREUNDER.

ADDITIONAL INFORMATION

The materials in the Solicitation Package are intended to be self-explanatory. If you would like copies of any of the documents filed in these cases, you should visit the Debtors’ restructuring website <https://cases.stretto.com/KTRV>. You may also obtain copies of any pleadings filed in these chapter 11 cases for a fee via PACER at: <http://www.deb.uscourts.gov>.

The Debtors may file the Plan Supplement (as defined in the Plan) on or before **September 30, 2025** and will serve notice on all Holders of Claims or Interests entitled to vote on the Plan, which will: (a) inform parties that the Debtors filed the Plan Supplement; (b) list the information contained in the Plan Supplement; and (c) explain how parties may obtain copies of the Plan Supplement.

BINDING NATURE OF THE PLAN: IF CONFIRMED, THE PLAN SHALL BIND ALL HOLDERS OF CLAIMS AND INTERESTS TO THE MAXIMUM EXTENT PERMITTED BY APPLICABLE LAW, WHETHER OR NOT SUCH HOLDER WILL RECEIVE OR RETAIN ANY PROPERTY OR INTEREST IN PROPERTY UNDER THE PLAN, HAS FILED A PROOF OF CLAIM IN THESE CHAPTER 11 CASES, OR FAILED TO VOTE TO ACCEPT OR REJECT THE PLAN OR VOTED TO REJECT THE PLAN.

The Debtors reserve the right to make non-substantive or immaterial changes to the Disclosure Statement, Disclosure Statement Hearing Notice, Plan, Confirmation Hearing Notice, Solicitation Packages, Non-Voting Status Notices, Ballots, Publication Notice, Cover Letter, Solicitation and Voting Procedures, Plan Supplement Notice, Assumption and Rejection Notices, Voting and Tabulation Procedures, and related documents without further order of the Court, including changes to correct typographical and grammatical errors, if any, and to make conforming changes to the Disclosure Statement, the Plan, and any other materials in the Solicitation Packages before distribution.

KTRV, LLC
c/o Stretto
410 Exchange Ste 100
Irvine, CA 92602

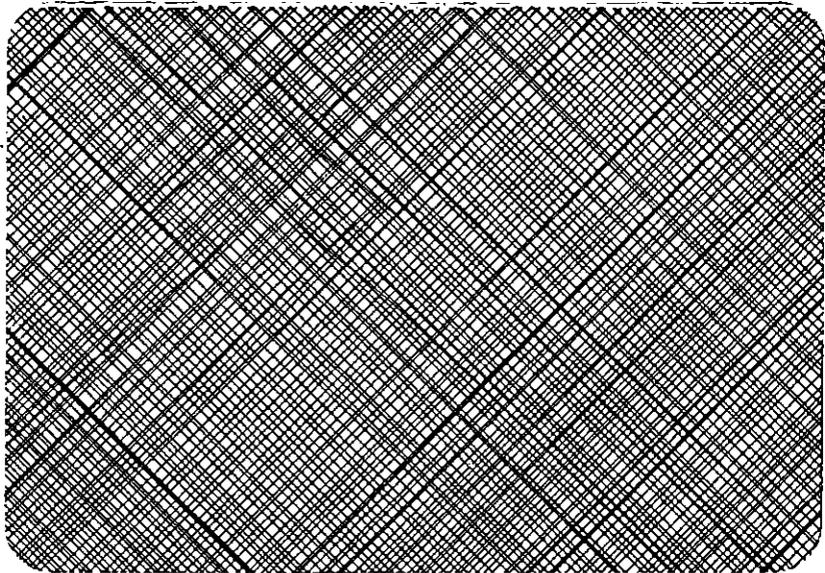


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