

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF KENTUCKY (LEXINGTON DIVISION)**

**PROOF OF CLAIM  
Chapter 11**

**In Re Lodestar Energy, Inc., et al.**

**Case Numbers 01-50969 and 01-50972  
Judge Joseph M. Scott, Jr.**

Your claim is scheduled as follows:

**Name of Debtor:** (See Reverse Side)

**Case Number:** (See Reverse Side)

**Class**

Not Scheduled

**NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A "request" for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.**

**Amount**

Not Scheduled

Name of Creditor (The person or other entity to whom the debtor owes money or property):

Utah State Division of Oil Gas  
Attn Tiffini Moss  
1594 W North Temple Ste 1210  
Salt Lake City UT 84116-3154

1 1886214

- Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.
- Check box if you have never received any notices from the bankruptcy court in this case.
- Check box if the address differs from the address on the envelope sent to you by the court.

**0033**

**If address differs from above, please complete the following:**

**Creditor Name:**

Telephone #

10005579

**Address:**

**City/St/Zip:**

This Space is for Court Use Only

Account or other number by which creditor identifies debtor:

Check here if  replaces this claim  amends a previously filed claim, dated \_\_\_\_\_

**1. Basis for Claim**

- Goods sold
- Services performed
- Money loaned
- Personal injury/wrongful death
- Taxes
- Other \_\_\_\_\_

- Retiree benefits as defined in 11 U.S.C. §1114(a)
- Wages, salaries, and compensation (fill out below)  
Your SS #: \_\_\_\_\_  
Unpaid compensation for services performed from \_\_\_\_\_ to \_\_\_\_\_  
(date) (date)

**2. Date debt was incurred:**

**3. If court judgment, date obtained:**

**4. Total Amount of Claim at Time Case Filed:**

\$ \_\_\_\_\_

If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below.

Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges.

**5. Secured Claim.**

Check this box if your claim is secured by collateral (including a right of setoff).

Brief Description of Collateral:

- Real Estate  Motor Vehicle
- Other \_\_\_\_\_

Value of Collateral: \$ \_\_\_\_\_

Amount of arrearage and other charges at time case filed included in secured claim, if any: \$ \_\_\_\_\_

**6. Unsecured Priority Claim.**

Check this box if you have an unsecured priority claim.

Amount entitled to priority \$ \_\_\_\_\_

Specify the priority of the claim:

- Wages, salaries, or commissions (up to \$4,300)\* earned within 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(3).
- Contributions to an employee benefit plan - 11 U.S.C. §507(a)(4).
- Up to \$ 1,950\* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(6).
- Alimony, maintenance, or support owed to a spouse, former spouse, or child - 11 U.S.C. § 507(a)(7).
- Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8).
- Other - Specify applicable paragraph of 11 U.S.C. § 507(a)(\_\_\_\_\_).

*\*Amounts are subject to adjustment on 4/1/01 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.*

**7. Credits:** The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.

This Space is for Court Use Only

**8. Supporting Documents:** Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary.

**9. Date-Stamped Copy:** To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.

Date

Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any):

## INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In particular types of cases or circumstances, such as bankruptcy cases that are not filed voluntarily by a debtor, there may be exceptions to these general rules.

## DEFINITIONS

**Debtor**

The person, corporation, or other entity that has filed a bankruptcy case is called the debtor.

**Creditor**

A creditor is any person, corporation, or other entity to whom the debtor owed a debt on the date that the bankruptcy case was filed.

**Proof of Claim**

A form telling the bankruptcy court how much the debtor owed a creditor at the time the bankruptcy case was filed (the amount of the creditor's claim). This form must be filed with the clerk of the bankruptcy court where the bankruptcy case was filed.

**Secured Claim**

A claim is a secured claim to the extent that the creditor has a lien on property of the debtor (collateral) that gives the creditor the right to be paid from that property before creditors who do not have liens on the property.

Examples of liens are a mortgage on real estate and a security interest in a car, truck, boat, television set, or other item of property. A lien may have been obtained through a court proceeding before the bankruptcy case began; in some states a court judgment is a lien. In addition, to the extent a creditor also owes money to the debtor (has a right of setoff), the creditor's claim may be a secured claim. (See also Unsecured Claim)

**Unsecured Claim**

If a claim is not a secured claim it is an unsecured claim. A claim may be partly secured and partly unsecured if the property on which a creditor has a lien is not worth enough to pay the creditor in full.

**Unsecured Priority Claim**

Certain types of unsecured claims are given priority, so they are to be paid in bankruptcy cases before most other unsecured claims (if there is sufficient money or property available to pay these claims). The most common types of priority claims are listed on the proof of claim form. Unsecured claims that are not specifically given priority status by the bankruptcy laws are classified as *Unsecured Nonpriority Claims*.

## Items to be completed in Proof of Claim form (if not already filled in)

**Court, Name of Debtor, and Case Number:**

Fill in the name of the federal judicial district where the bankruptcy case was filed (for example, Central District of California), the name of the debtor in the bankruptcy case, and the bankruptcy case number. If you received a notice of the case from the court, all of this information is near the top of the notice.

**Information about Creditor:**

Complete the section giving the name, address, and telephone number of the creditor to whom the debtor owes money *or* property, and the debtor's account number, if any. If anyone else has already filed a proof of claim relating to this debt, if you never received notices from the bankruptcy court about this case, if your address differs from that to which the court sent notice, or if this proof of claim replaces or changes a proof of claim that was already filed, check the appropriate box on the form.

**1. Basis for Claim:**

Check the type of debt for which the proof of claim is being filed. If the type of debt is not listed, check "Other" and briefly describe the type of debt. If you were an employee of the debtor, fill in your social security number and the dates of work for which you were not paid.

**2. Date Debt Incurred:**

Fill in the date when the debt first was owed by the debtor.

**3. Court Judgments:**

If you have a court judgment for this debt, state the date the court entered the judgment.

**4. Total Amount of Claim at Time Case Filed:**

Fill in the total amount of the entire claim. If interest or other charges in addition to the principal amount of the claim are included, check the appropriate place on the form and attach an itemization of the interest and charges.

**5. Secured Claim:**

Check the appropriate place if the claim is a secured claim. You must state the type and value of property that is collateral for the claim, attach copies of the documentation of your lien, and state the amount past due on the claim as of the date the bankruptcy case was filed. A claim may be partly secured and partly unsecured. (See DEFINITIONS, above).

**6. Unsecured Priority Claim:**

Check the appropriate place if you have an unsecured priority claim, and state the amount entitled to priority. (See DEFINITIONS, above). A claim may be partly priority and partly nonpriority if, for example, the claim is for more than the amount given priority by the law. Check the appropriate place to specify the type of priority claim.

**7. Credits:**

By signing this proof of claim, you are stating under oath that in calculating the amount of your claim you have given the debtor credit for all payments received from the debtor.

**8. Supporting Documents:**

You must attach to this proof of claim form copies of documents that show the debtor owes the debt claimed or, if the documents are too lengthy, a summary of those documents. If documents are not available, you must attach an explanation of why they are not available.

## LIST OF DEBTORS, CASE NUMBERS AND TAX IDENTIFICATION NUMBERS

<u>DEBTOR</u>	<u>CASE NUMBER</u>	<u>TAX IDENTIFICATION NUMBER</u>
Lodestar Energy, Inc., et al.	01-50969	95-2623858
Lodestar Holdings, Inc.	01-50972	13-3903875

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF KENTUCKY  
(LEXINGTON DIVISION)**

IN RE

LODESTAR ENERGY, INC.  
LODESTAR HOLDINGS, INC.

DEBTORS.

CHAPTER 11 PROCEEDING

CASE NOS. 01-50969 and  
01-50972

Jointly Administered Under  
Case No. 01-50969

Judge Joseph M. Scott, Jr.

**NOTICE OF BAR DATE AND PROCEDURES FOR FILING PROOFS OF CLAIM**

**PLEASE TAKE NOTICE** that:

1. On April 27, 2001, the United States Bankruptcy Court for the Eastern District of Kentucky (the "Bankruptcy Court") entered an order (the "Relief Order") granting Lodestar Energy, Inc. and Lodestar Holdings, Inc., debtors and debtors in possession in the above-captioned, jointly-administered cases (collectively, the "Debtors"), relief under Chapter 11 of the United States Bankruptcy Code.

2. On August 7, 2001, the Bankruptcy Court entered its "Order Setting Bar Date and Establishing Notice Procedures" (the "Bar Date Order"), in accordance with which you are receiving this Notice.

3. **BAR DATE**: The last day for filing proofs of claim in these cases is **October 9, 2001** (the "Bar Date"). Except as otherwise specifically provided in this Notice, the Bar Date applies to any "Claim." The term "Claim" includes almost any right to payment and is defined in the Bankruptcy Code as follows:

(A) a right to payment, whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, or unsecured; or (B) a right to an equitable remedy for breach of performance if such breach gives rise to a right to payment, whether or not such right to an equitable remedy is reduced to judgment, fixed, contingent, matured, unmatured, disputed, undisputed, secured or unsecured.

The types of Claims that are subject to the Bar Date Order include secured Claims, Claims entitled to priority under the Bankruptcy Code, Claims that are remote or contingent, and Claims that were not liquidated in amount or that had not yet matured on the April 27, 2001 date of the Relief Order.

4. **WHO MUST FILE PROOFS OF CLAIM BY THE BAR DATE:** (a) All persons who assert a Claim against either of both of the Debtors **must** file a proof of Claim no later than the Bar Date unless they fall within one of the exceptions stated in paragraph 4(b)(i) or (ii) below.

(b)(i) The following persons **may, but are not required to,** file a proof of Claim: those persons whose Claim (A) was scheduled correctly, as to both amount and classification of Claim, in the Debtors' schedules of liabilities filed June 4, 2001, **and** (B) was not scheduled as "contingent", "unliquidated" or "disputed". (ii) The following persons **should not** file a proof of Claim: (A) any person who has already properly filed a proof of Claim; (B) any person whose Claim has already been allowed by the Court; (C) any person whose Claim has already been paid or otherwise satisfied pursuant to an Order of the Court; or (D) holders of the Debtors' equity securities, including holders of any common stock, warrants or stock options issued by the Debtors; **provided, however,** that any equity security holder who may assert any Claim against the Debtors with respect to such equity security must file a proof of Claim on or before the Bar Date.

5. **ADDRESS FOR FILING PROOFS OF CLAIM:** All persons or entities that are required to file a proof of Claim against one or both of the Debtors must file **an original and one copy** of such proof of Claim with the claims agent appointed by the Bankruptcy Court to receive and process proofs of Claim in these cases (the "Claims Agent") at the following address:

VIA U.S. REGULAR MAIL

**Lodestar Energy, Inc.  
c/o Trumbull Services, LLC  
P.O. Box 927  
Windsor, CT 06095-0927**

VIA HAND OR OVERNIGHT DELIVERY

**Lodestar Energy, Inc.  
c/o Trumbull Services, LLC  
4 Griffin Road North  
Windsor, CT 06095**

**Any creditor that already properly has filed a proof of Claim with the Clerk of the Bankruptcy Court or the Claims Agent is not required to file another proof of Claim. Otherwise, all proofs of Claim must be filed using the Proof of Claim Form provided with this Notice, so that it is RECEIVED by the Claims Agent no later than 4:00 p.m., Eastern Daylight Time, on the October 9, 2001 Bar Date. A creditor's failure to use the provided Proof of Claim Form may result in disallowance of that creditor's claim. Proofs of Claim will be treated as filed only when actually received by the Claims Agent. Persons filing proofs of Claim shall not file or send copies of proofs of Claim directly to the Debtors, counsel for the Debtors, or counsel for any committee that may be appointed in these cases. If a creditor wishes to receive an acknowledgement of receipt of its proof of Claim, the creditor must provide the Claims Agent with a second copy of the completed Proof of Claim Form with a self-addressed, postage-paid return envelope.**

6. **EXECUTORY CONTRACT AND UNEXPIRED LEASE REJECTION**

**CLAIMS:** Any proof of Claim based upon a Claim arising out of, or otherwise related to, the Debtors' rejection of executory contracts or unexpired leases, must be filed on or before the earlier of: (a) 30 days following the entry of the order of the Court approving such rejection; and (b) any deadline set for filing such rejection Claim pursuant to a plan of reorganization confirmed by the Bankruptcy Court in these cases.

7. **FAILURE TO FILE PROOF OF CLAIM:** Any holder of a Claim that fails to file a proof of Claim on or before October 9, 2001, if required to do so by the Bar Date Order, is: (a) forever barred, estopped and enjoined from (i) asserting any such Claim against the Debtors or their successors and assigns and (ii) voting on or receiving any distribution under any plan or plans of reorganization for the Debtors on account of such claim; (b) bound by the terms of any plan of reorganization confirmed with respect to the Debtors; and (c) not entitled to receive any further notices or mailings in these cases.

8. **QUESTIONS:** Any questions regarding this Notice or the filing of proofs of Claim in these cases should be directed to Stephen D. Lerner, Squire, Sanders & Dempsey L.L.P., Suite 3500, Cincinnati, OH 45202-4036, (513) 361-1208.

Dated: August 7, 2001.

Stephen D. Lerner, Esq.  
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Kim D. Seaton, Esq.  
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Suite 3500  
312 Walnut Street  
Cincinnati, OH 45202-4036  
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Counsel to the Debtors and Debtors in Possession

-and-

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Lexington, KY 40507-1660  
Telephone: 859-252-6700

Co-counsel for Debtors and Debtors in Possession

LODESTAR ENERGY, INC.  
c/o Trumbull Services, LLC  
P.O. Box 927  
Windsor, CT 06095-0927

P.S. If not  
forwarded  
him.

366-0216,  
TX -

Vicki -  
Can you pls,  
call Shelley Exeter  
to make sure Kurt Seel  
is getting these  
also.

*[Handwritten signature]*  
Nicky Spitzward



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OIL, GAS AND MINING

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