

STATE OF UTAH  
OFFICE OF THE ATTORNEY GENERALMARK L. SHURTLEFF  
ATTORNEY GENERALRAY HINTZE  
Chief Deputy - CivilRYAN MECHAM  
Chief of StaffKIRK TORGENSEN  
Chief Deputy - Criminal

May 30, 2001

CERTIFIED MAIL

Clerk, U.S. Bankruptcy Court  
Eastern District of Kentucky  
Box 1111  
Lexington, KY 40588-1111

*Outgoing*  
*c/007/001*  
*and c/007/020*  
*Copy RAM*

Re: Lodestar Energy, Inc., Case No. 01-50969JMS  
Lodestar Holdings, Inc., Case No. 01-50972JMS

Dear Sir or Madam:

This office represents the State of Utah, Division of Oil, Gas and Mining, in the above bankruptcy matters. Enclosed for filing are the enclosed four items:

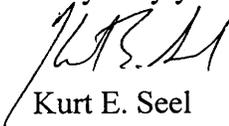
1. Notice of Appearance of Kurt E. Seel
2. Notice of Appearance of Thomas A. Mitchell
3. Proof of Claim for Permit No. ACT/007/001 in the amount of \$4,292,000.00 plus supporting documentation
4. Proof of Claim for Permit No. ACT/007/020 in the amount of \$711,000.00 plus supporting documentation

In order to receive back a file stamped copy, we have filed the Proof of Claims in triplicate and included a self-addressed, stamped envelope.

Page 2  
Clerk, U.S. Bankruptcy court  
May 30, 2001

Thank you for your assistance in this matter. If you have any questions, please contact me (801) 366-0508, or Tom Mitchell (801) 366-0398.

Very truly yours,



Kurt E. Seel  
Assistant Attorney General, State of Utah

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enclosures

cc: Tom Mitchell, Assistant Attorney General  
Lowell Braxton, DOGM  
Mary Ann Wright, DOGM  
Pam Grubaugh-Littig, DOGM  
Gregory R. Schaaf, Greenebaum, Doll & McDonald, PLLC

Kurt E. Seel (#8374)  
Assistant Attorney General  
Mark L. Shurtleff (#4666)  
Attorney General  
Attorneys For State of Utah,  
Division of Oil, Gas and Mining  
160 East 300 South, 5th Floor  
P.O. Box 140811  
Salt Lake City, Utah 84114-0811  
Telephone: (801) 366-0216

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF KENTUCKY**

IN RE:	)	
	)	
LODESTAR ENERGY, INC.	)	CASE NO. 01-50969
LODESTAR HOLDING, INC.	)	CASE NO. 01-50972
	)	
DEBTORS	)	NOTICE OF APPEARANCE OF KURT E. SEEL

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The undersigned, on behalf of the State of Utah, Division of Gas, Oil and Mining (DOGM), having filed DOGM's Proof of claims on or about May 30, 2001 now formally enters his appearance herein pursuant to local bankruptcy rule 1007-2 and hereby requests that all notices, pleadings and other actions taken and filed by any other parties in interest, including the Debtors, be sent to him.

DATED this 31<sup>ST</sup> day of May, 2001.

MARK L. SHURTLEFF  
UTAH ATTORNEY GENERAL  
Kurt E. Seel  
Assistant Attorney General

  
\_\_\_\_\_  
Attorneys for State of Utah, Natural  
Resources Division

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF APPEARANCE together with a copy of the ADDENDUM TO MAILING LIST MATRIX to be mailed by first class mail, postage prepaid, this 31st day of May, 2001, to the following:

Gregory R. Schaff  
Greenebaum Doll & McDonald PLLC  
333 West Vine Street Suite 1400  
Lexington KY 40507

*Shelley Exeter* \_\_\_\_\_

Kurt E. Seel (#8374)  
Assistant Attorney General  
Mark L. Shurtleff (#4666)  
Attorney General  
Attorneys For State of Utah,  
Division of Oil, Gas and Mining  
160 East 300 South, 5th Floor  
P.O. Box 140811  
Salt Lake City, Utah 84114-0811  
Telephone: (801) 366-0216

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF KENTUCKY**

IN RE:	)	
	)	
LODESTAR ENERGY, INC.	)	CASE NO. 01-50969
LODESTAR HOLDING, INC.	)	CASE NO. 01-50972
	)	
DEBTORS	)	ADDENDUM TO MAILING LIST MATRIX

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The undersigned, on behalf of the State of Utah, Division of Gas, Oil and Mining,  
pursuant to local rule 1007-2 hereby requests that he be added to the Mailing List Matrix in the  
above entitled matter:

Kurt E Seel  
Utah Assistant Attorney General  
160 East 300 South 5th Floor  
P O Box 140811  
Salt Lake City UT 84114-0811

Kurt E Seel  
Utah Assistant Attorney General  
160 East 300 South 5th Floor  
P O Box 140811  
Salt Lake City UT 84114-0811

DATED this 31<sup>st</sup> day of May, 2001.

MARK L. SHURTLEFF  
UTAH ATTORNEY GENERAL  
Kurt E. Seel  
Assistant Attorney General

  
\_\_\_\_\_  
Attorneys for State of Utah, Natural  
Resources Division

Thomas A. Mitchell (#3737)  
Assistant Attorney General  
Mark L. Shurtleff (#4666)  
Attorney General  
Attorneys For State of Utah,  
Division of Oil, Gas and Mining  
160 East 300 South, 5th Floor  
P.O. Box 140811  
Salt Lake City, Utah 84114-0811  
Telephone: (801) 366-0216

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF KENTUCKY**

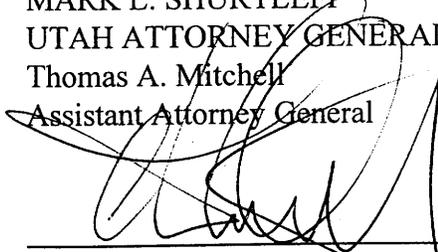
IN RE:	)	
	)	
LODESTAR ENERGY, INC.	)	CASE NO. 01-50969
LODESTAR HOLDING, INC.	)	CASE NO. 01-50972
	)	
DEBTORS	)	NOTICE OF APPEARANCE OF THOMAS A. MITCHELL

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The undersigned, on behalf of the State of Utah, Division of Gas, Oil and Mining (DOGM) now formally enters his appearance herein pursuant to local bankruptcy rule 1007-2.

DATED this 3/ day of May, 2001.

MARK L. SHURTLEFF  
UTAH ATTORNEY GENERAL  
Thomas A. Mitchell  
Assistant Attorney General

  
\_\_\_\_\_  
Attorneys for State of Utah, Natural  
Resources Division

**CERTIFICATE OF SERVICE**

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF APPEARANCE to be mailed by first class mail, postage prepaid, this 31<sup>st</sup> day of

May, 2001, to the following:

Gregory R. Schaff  
Greenebaum Doll & McDonald PLLC  
333 West Vine Street Suite 1400  
Lexington KY 40507

Shelley Exeter

**UNITED STATES BANKRUPTCY COURT**

Eastern District of Kentucky

**Notice of Chapter 11 Bankruptcy Case, Meeting of Creditors, & Deadlines**

A chapter 11 bankruptcy case concerning the debtor corporation listed below was filed on 03/30/01.

You may be a creditor of the debtor. This notice lists important deadlines. You may want to consult an attorney to protect your rights. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below. NOTE: The staff of the bankruptcy clerk's office cannot give legal advice.

See Reverse Side For Important Explanations.

Debtor (name and address):

Lodestar Energy, Inc., a Delaware Corporation

aka/dba:  
333 W Vine St #1700  
Lexington, KY 40507

Case Number:  
01 - 50969 JMS

Taxpayer ID Nos.:  
95-2623858

Attorney for Debtor (name and address):

Stephen D Lerner  
312 Walnut St #3500  
Cincinnati, OH 45202

Telephone number: 513 361-1200

**Meeting of Creditors:**

Date: June 6, 2001      Time: 03:00 pm      Location: Office of US Trustee  
Meeting of Creditors Room 807  
100 E Vine St  
Lexington, KY 40507-1406

**Deadline to File a Proof of Claim**

Proof of Claim must be received by the bankruptcy clerk's office by the following deadline:

Notice of that date will be sent at a later time.

**\*\*\*\*Proof of claim forms and attachments must be filed IN DUPLICATE\*\*\*\*  
To receive a file-stamped copy, file claim in triplicate and include  
a self-addressed, stamped envelope.**

**Creditors May Not Take Certain Actions:**

The filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized.

Address of the Bankruptcy Clerk's Office:

US Bankruptcy Court  
PO Box 1111  
Lexington, KY 40588-1111  
Telephone number: (859) 233-2608

For the Court:

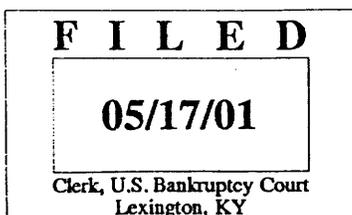
Clerk of the Bankruptcy Court:  
Jerry D Truitt

Hours Open: Monday - Friday 8:30 AM to 4:30 PM

Date: 05/17/01

Case information 24 hours per day: VCIS 1-800-998-2650 or (859) 233-2650

Visit our website at [www.kyeb.uscourts.gov](http://www.kyeb.uscourts.gov) for more information.



**PROOF OF CLAIM**

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

Name of Debtor  
Lodestar Energy, Inc., a Delaware Corporation

Case Number  
01-50969

**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.

Name of Creditor (The person or other entity to whom the debtor owes money or property):  
STATE OF UTAH  
Name and Address where notices should be sent:  
STATE OF UTAH  
DIVISION OF OIL GAS & MINING  
P O BOX 14580  
SALT LAKE CITY, UT 84114  
  
Telephone Number:

- 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.



THIS SPACE IS FOR COURT USE ONLY

Account or other number by which creditor identifies debtor:  
Permit No. ACT/007/001

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

1. Basis for Claim
- Goods sold
  - Services performed
  - Money loaned
  - Personal injury/wrongful death
  - Taxes
  - Other Mine Reclamation obligation under Federal and State Coal Mining Reclamation Acts

- 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:  
July 14, 1999

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 Reclamation Agreement Surety Bond, Frontier Insurance Company, Surety  
Value of Collateral: \$ \_\_\_\_\_  
  
Value to Utah: \$4,292,000.00  
  
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 \$4,650)\* 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 \$ 2,100\* 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 4/1/04 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.
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.

THIS SPACE IS FOR COURT USE ONLY

Date  
5/30/01

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):  
*[Signature]* KURT E. SEEL, ASSISTANT ATTORNEY GENERAL

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.