

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF KENTUCKY  
LEXINGTON DIVISION  
CASE NO. 19-51200  
(Jointly Administered)

IN RE: CAMBRIAN HOLDING COMPANY, INC., et al.  
DEBTORS

CHAPTER 11

**NOTICE OF FILING OF POST PETITION TRADE PAYABLES DUE KEY-WAY, LLC**

**(ACCRUED POST-ASSET PURCHASE AGREEMENT)**

\*\*\* \*\*

Comes now Key-Way, LLC (“Key-Way”), a creditor and critical vendor in the herein bankruptcy proceedings, by and through counsel, and consistent with the Court’s direction at the hearing conducted December 16, 2021 with respect to Key-Way’s pending Motion to Compel payment of post-petition trade payables from American Resources Corporation [ECF doc. 1889], herewith files in the record copies of all unpaid post-petition invoices representing trade payables due and owing to Key-Way, LLC which accrued and became due and owing subsequent to the entry of the this Court’s Order approving the sale of substantially all of the debtors’ assets and the related Asset Purchase Agreements [ECF Doc. 534].

Attached and marked as **Exhibit 1** (highlighted portion) is a summary of the post-sale post petition unpaid trade payables invoices for refuse hauling. **Exhibit 2** contains, collectively, the actual post-sale post petition unpaid trade payables invoices for refuse hauling.

**Exhibit 3** (highlighted portion) is a summary of the post-sale post petition trade payables invoices for extra work Key Way was asked to perform. **Exhibit 4** contains, collectively, the actual post-sale post petition unpaid trade payables invoices for extra work.

Respectfully submitted,

HAMM, MILBY & RIDINGS, PLLC  
120 NORTH MAIN STREET  
LONDON, KY 40741  
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PHONE: 606-864-4126  
FAX: 606-878-8144  
*Counsel for Key-Way, LLC*

BY: /s/ R. Aaron Hostettler  
R. AARON HOSTETTLER

CERTIFICATE OF SERVICE:

The undersigned does hereby certify that a true copy of the foregoing Notice was served this the 17th day of December 2021 electronically in accordance with the method established under this Court's CM/ECF administrative procedures upon all parties in the electronic filing system in this case including the United States Trustee and debtors' counsel and counsel for the unsecured creditors committee.

/s/ R. Aaron Hostettler  
OF COUNSEL FOR KEY-WAY, LLC

**PCC REFUSE**

WEEK-ENDING	DATE DUE	AMT. DUE	DATE REC.	AMT. REC.	10%	AMT.REC.
6/22/2019	7/1/2019	\$ 31,104.49	7/1/2019	\$ 31,104.49	\$ 3,110.45	\$ 3,110.45
6/29/2019	7/8/2019	\$ 23,548.45	7/13/2019	\$ 23,548.45	\$ 2,354.85	\$ 2,354.85
7/6/2019		\$ -		\$ -	\$ -	\$ -
7/13/2019	7/22/2019	\$ 14,140.28	7/30/2019	\$ 14,140.28	\$ 1,414.03	\$ 1,414.03
7/20/2019	7/29/2019	\$ 25,486.74	8/16/2019	\$ 25,486.74	\$ 2,548.67	\$ 2,548.67
7/27/2019	8/5/2019	\$ 30,735.32	8/12/2019	\$ 30,735.32	\$ 3,073.53	\$ 3,073.53
8/3/2019	8/12/2019	\$ 30,971.79	9/4/2019	\$ 30,971.79	\$ 3,097.18	\$ 3,097.18
8/10/2019	8/19/2019	\$ 29,876.31	8/26/2019	\$ 29,876.31	\$ 2,987.63	\$ 2,987.63
8/17/2019	8/26/2019	\$ 23,906.56	9/6/2019	\$ 23,906.56	\$ 2,390.66	\$ 2,390.66
8/24/2019	9/2/2019	\$ 18,194.40	9/6/2019	\$ 18,194.40	\$ 1,819.44	\$ 1,819.44
8/31/2019	9/9/2019	\$ 38,528.96	9/16/2019	\$ 38,528.96	\$ 3,852.90	\$ 3,852.90
9/7/2019	9/16/2019	\$ 22,340.78	9/27/2019	\$ 22,340.78	\$ 2,234.08	\$ -
9/14/2019	9/23/2019	\$ 19,655.91	9/27/2019	\$ 19,655.91	\$ 1,965.59	\$ -
9/21/2019	9/30/2019	\$ 12,016.68		\$ -	\$ 1,201.67	\$ -
9/28/2019	10/7/2019	\$ 31,794.36		\$ -	\$ 3,179.44	\$ -

\$ 43,811.04

\$ 8,580.77

TOTAL REFUSE \$ 52,391.81



Key-Way, LLC  
 201 South Main Street  
 Suite 202  
 Winchester, KY 40391

# Invoice

Date	Invoice #
9/28/2019	2091

<b>Bill To</b>
PERRY COUNTY COAL P.O. BOX 2100 PIKEVILLE, KY 41502

P.O. No.	Terms	Project
	Due on receipt	

Quantity	Description	Rate	Amount
20,381	Messer Branch Haul, Week Ending 9/28/2019	1.75	35,666.75
20,381	Fuel Adjustment	-0.19	-3,872.39
<b>Total</b>			\$31,794.36



**PCC EXTRA WORK**

WEEK-ENDING	DATE DUE	AMT.DUE	DATE REC.	AMT.REC.	10%	AMT.REC.
7/21/2019	7/26/2019	\$ 9,250.00	7/31/2019	\$ 9,250.00	\$ 925.00	\$ 925.00
7/28/2019	8/2/2019	\$ 26,375.00	8/5/2019	\$ 26,375.00	\$ 2,637.50	\$ 2,637.50
8/4/2019	8/9/2019	\$ 19,750.00	8/16/2019	\$ 19,750.00	\$ 1,975.00	\$ 1,975.00
8/11/2019	8/16/2019	\$ 3,687.50	9/6/2019	\$ 3,687.50	\$ 368.75	\$ 368.75
8/18/2019	8/23/2019	\$ 33,100.00	9/6/2019	\$ 33,100.00	\$ 3,310.00	\$ 3,310.00
8/25/2019	8/30/2019	\$ 32,424.00		\$ -	\$ 3,242.40	\$ -
9/1/2019	9/6/2019	\$ 6,975.00	9/27/2019	\$ 6,975.00	\$ 697.50	\$ -
9/8/2019	9/13/2019	\$ 6,150.00	9/27/2019	\$ 6,150.00	\$ 615.00	\$ -
9/15/2019	9/20/2019	\$ 11,050.00		\$ -	\$ 1,105.00	\$ -
9/22/2019	9/27/2019	\$ 7,137.50		\$ -	\$ 713.75	\$ -
9/29/2019	10/4/2019	\$ 4,725.00		\$ -	\$ 472.50	\$ -
10/6/2019	10/11/2019	\$ 1,400.00		\$ 0	\$ 140.00	\$ -
		\$ 55,336.50			\$ 6,986.15	

TOTAL EXTRA WORK \$ 62,322.65

TOTAL REFUSE \$ 52,391.81

UNPAID BALANCE \$ 114,714.46



**KEY-BAY, LLC**

P.O. BOX 75  
WINCHESTER, KY 40392

**WEEK-ENDING:**

*9-23-2019/9-29-2019*

D6 DOZER  
D8 DOZER  
LONG BOOM EXCAVATOR  
336 EXCAVATOR  
40 TON TRUCK  
40 TON TRUCK  
40 TON TRUCK

M	T	W	T	F	S	S	TOTAL	AMT. DUE
	10.5	10.5	10.5				31.5	\$ 4,735.00
							TOTAL	\$ 4,735.00

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**KEY-AY, LLC**

P.O. BOX 75  
 WINCHESTER, KY 40392

WEEK-ENDING:

9-30-2019 - 10-6-2019

- D6 DOZER
- D8 DOZER
- LONG BOOM EXCAVATOR
- 336 EXCAVATOR
- 40 TON TRUCK
- 40 TON TRUCK
- 40 TON TRUCK

M	T	W	T	F	S	S	TOTAL	AMT. DUE
			14				14 Hours	\$1,400.00
								\$1,400.00
							TOTAL	\$ 1,400.00