

SINOCOKING COAL & COKE CHEMICAL INDUSTRIES, INC.

Form 10-Q

November 09, 2011

UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
WASHINGTON, DC 20549

FORM 10-Q

☒ Quarterly report pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934  
For the quarterly period ended September 30, 2011

☐ Transition report pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934  
For the transition period from \_\_\_\_\_ to \_\_\_\_\_.

Commission File Number 001-15931

SinoCoking Coal and Coke Chemical Industries, Inc.  
(Exact name of issuer as specified in its charter)

Florida  
(State or other jurisdiction of incorporation or  
organization)

65-0420146  
(I.R.S. employer identification number)

Kuanggong Road and Tiyu Road 10th Floor,  
Chengshi Xin Yong She, Tiyu Road, Xinhua District,  
Pingdingshan, Henan Province, China 467000  
(Address of principal executive offices and zip code)

+86-3752882999  
(Registrant's telephone number, including area code)

Securities registered pursuant to Section 12(b) of the Act: Common Stock, par value \$0.001 per share  
Securities registered pursuant to Section 12(g) of the Act: None

Indicate by check mark whether the registrant (1) has filed all reports required to be filed by Section 13 or 15(d) of the Securities Exchange Act of 1934 during the preceding 12 months (or for such shorter period that the registrant was required to file such reports), and (2) has been subject to such filing requirements for the past 90 days. Yes ☒ No ☐

Indicate by check mark whether the registrant has submitted electronically and posted on its corporate Web site, if any, every, Interactive Data File required to be submitted and posted pursuant to Rule 405 of Regulation S-T (Sec.232.405 of this chapter) during the preceding 12 months (or for such shorter period that the registrant was required to submit and post such files). Yes ☐ No ☐

Indicate by check mark whether the registrant is a large accelerated filer, an accelerated filer, a non-accelerated filer, or a smaller reporting company. See the definitions of "large accelerated filer," "accelerated filer" and "smaller reporting company" in Rule 12b-2 of the Exchange Act (Check one):

Large Accelerated Filer ☐  
Non-accelerated filer ☐

Accelerated Filer ☒  
Smaller reporting company ☐

Indicate by check mark whether the registrant is a shell company (as defined in Rule 12b-2 of the Act). Yes ☐ No ☒

As of November 2, 2011, the Registrant had 21,090,948 shares of common stock outstanding.

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## SPECIAL NOTE REGARDING FORWARD-LOOKING STATEMENTS

All statements contained in this report, other than statements of historical facts, that address future activities, events or developments, are forward-looking statements, including, but not limited to, statements containing the words “believe,” “anticipate,” “expect,” “project,” “may,” “might,” “will” and words of similar import. These statements are based on certain assumptions and analyses made by us in light of our experience and our assessment of historical trends, current conditions and expected future developments as well as other factors we believe are appropriate under the circumstances. Whether actual results will conform to the expectations and predictions of management, however, is subject to a number of risks and uncertainties that may cause actual results to differ materially. Such risks are in the section entitled “Risk Factors” beginning on page 23 of our Annual Report on Form 10-K for the year ended June 30, 2011 filed with the SEC on September 13, 2011.

Consequently, all of the forward-looking statements made in this report are qualified by these cautionary statements, and there can be no assurance that the actual results anticipated by management will be realized or, even if substantially realized, that they will have the expected consequences to or effects on our business operations.

## ITEM 1. FINANCIAL STATEMENTS

## SINOCOKING COAL AND COKE CHEMICAL INDUSTRIES, INC. AND SUBSIDIARIES

CONDENSED CONSOLIDATED BALANCE SHEETS  
(UNAUDITED)

	ASSETS	
	September 30, 2011	June 30, 2011
<b>CURRENT ASSETS</b>		
Cash	\$ 12,412,010	\$ 26,266,687
Restricted cash	8,846,000	8,320,500
Accounts receivable, trade, net	12,386,707	8,489,272
Loans receivable	9,994,337	16,764,390
Notes receivable, trade	4,067,964	-
Other receivables	12,929,242	232,126
Inventories	5,539,090	3,010,926
Advances to suppliers	10,688,291	8,994,833
Advances to suppliers -related party	582,026	575,700
Total current assets	77,445,667	72,654,434
<b>PLANT AND EQUIPMENT, net</b>		
	16,925,992	17,157,542
<b>CONSTRUCTION IN PROGRESS</b>		
	34,010,565	23,204,544
<b>OTHER ASSETS</b>		
Prepayments for land use rights	10,330,220	8,980,335
Prepayments for mine acquisitions	4,692,000	25,546,922
Prepayments for construction	17,853,677	8,134,736
Intangible - land use rights, net	1,924,059	1,919,987
Intangible - mineral rights, net	29,511,485	29,408,865
Long-term investments	2,783,920	2,753,660
Other assets	110,052	108,290
Total other assets	67,205,413	76,852,795
Total assets	\$ 195,587,637	\$ 189,869,315
<b>LIABILITIES AND EQUITY</b>		
<b>CURRENT LIABILITIES</b>		
Short term loans - bank	\$ 5,004,800	\$ 4,950,400
Accounts payable, trade	98,547	144,147
Other payables and accrued liabilities	865,918	1,426,285
Other payables - related party	579,400	455,768
Customer deposits	89,789	127,965
Taxes payable	1,908,056	2,856,671
Total current liabilities	8,546,510	9,961,236

# **LONG TERM LIABILITIES**

Long term loans	56,304,000	55,692,000
Warrants liability	2,549,325	5,569,047
Total long term liabilities	58,853,325	61,261,047
Total liabilities	67,399,835	71,222,283

# **COMMITMENTS AND CONTINGENCIES**

# **EQUITY**

Common shares, \$0.001 par value, 100,000,000  
authorized,  
21,090,948 and 21,090,948 issued and outstanding as of  
September 30 and June 30, 2011, respectively

21,091 21,091