

Hearing Date (if necessary) : October 11, 2012 at 10:00 a.m. (prevailing Eastern Time)

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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

PATRIOT COAL CORPORATION, et al.,

Debtors.¹

Chapter 11

Case No. 12-12900 (SCC)

(Jointly Administered)

**NOTICE OF FILING OF AMENDED EXHIBIT TO CERTAIN DEBTORS'
MOTION FOR ENTRY OF AN ORDER PURSUANT TO 11 U.S.C. § 362(d)
AUTHORIZING LIMITED RELIEF FROM THE AUTOMATIC STAY**

PLEASE TAKE NOTICE that the Debtor Movants hereby file a corrected copy of the Briefing Schedule for the Motion to Modify (Civ. Action 3:09-1167 Doc. 170) as "**Exhibit D**" to *Certain Debtors' Motion for Entry of an Order Pursuant to 11 U.S.C. § 362(d) Authorizing Limited Relief from the Automatic Stay* [ECF No. 824] (the "**Motion**").

¹ The Debtors are the entities listed on Schedule 1 to the Motion. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors' chapter 11 petitions.

Dated: New York, New York
October 8, 2012

By: /s/ Michelle M. McGreal

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Exhibit D

**IN THE UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF WEST VIRGINIA**

HUNTINGTON DIVISION

OHIO VALLEY ENVIRONMENTAL
COALITION, INC., WEST VIRGINIA
HIGHLANDS CONSERVANCY, INC.,
and SIERRA CLUB,

Plaintiffs,

v.

CIVIL ACTION NO. 3:09-1167

HOBET MINING, LLC,

Defendant.

And

OHIO VALLEY ENVIRONMENTAL
COALITION, INC., WEST VIRGINIA
HIGHLANDS CONSERVANCY, INC.,
and SIERRA CLUB,

Plaintiffs,

v.

CIVIL ACTION NO. 3:11-0115

PATRIOT COAL CORPORATION,
APOGEE COAL COMPANY, LLC,
CATENARY COAL COMPANY, LLC,
and HOBET MINING, LLC,

Defendants.

ORDER

The Court held a telephonic status conference on September 12, 2012. The parties stated that there has been a breakdown in negotiations, and the parties disagree about the next steps in

this litigation, including in regard to the jurisdiction of this Court to grant relief. For the reasons stated during the conference, the Court **EXTENDS** the stay and extension in the Order entered on July 25, 2012 by an additional 14 days, in order to provide the parties a chance to file other motions and pleadings to advise the court about the next steps in this case. The parties have until September 17, 2012 to file pleadings seeking short-term relief, and until September 21, 2012 to file responses to those pleadings. The parties then have until September 24, 2012 to file their replies. The Court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented parties.

ENTER: September 12, 2012



ROBERT C. CHAMBERS
UNITED STATES DISTRICT JUDGE