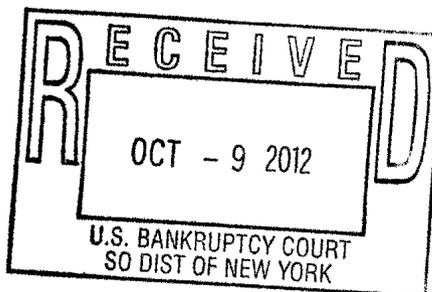


October 4, 2012

David and Woodie Sells
6104 Peacock Lane
Evansville, Indiana 47715



The Honorable Shelley C. Chapman
One Bowling Green
Courtroom 621
New York, New York 10004-1408

Dear Honorable Shelley C. Chapman,

We are writing to you regarding the Patriot Bankruptcy proceedings. David worked for Peabody Coal's UMWA mine (Squaw Creek Coal Co.) in Chandler, Indiana for 26 years (from 1972 To 1997).

With each new UMWA contract with Peabody Coal our retirement pensions and health were guaranteed with a legal agreement . We proceeded to base our retirement financial plans and savings on that legal guarantee. Woodie has retired and David works part time and temp right now. He had planned to retire next year. He is almost 66 and has had heart surgery and is ready to retire. He has high blood pressure, high cholesterol that usually go with heart disease. He sees doctors regularly and has several medications that are needed for his continued health. Woodie is retired and will be 70 in Nov. She has been diagnosed with degenerative arthritis of lumbar spine (non-operable), elevated factor Rheumatoid arthritis, sicca, disorder of hip joint, acid reflux disease, diverticulosis of colon, high blood pressure. Woodie also has to see doctors regularly and has several medications she has to take.

In the 26 years David worked for Peabody Coal, the work was hard and dangerous. They worked in pits with lots of coal dust and heavy equipment moving around them. He did not have one awol day. He managed within the days off. He was a good employee. He did the work they told him to do. He trusted and counted on the legal agreement between the UMWA and Peabody. He was an honest hard working blue collar worker.

Without our miners pension and health benefits our expenses will be thousands more each year and our income will go down thousands each year. Our financial retirement plan did not include this kind of unexpected loss. We have absorbed much over the last few years personally, our 401 show loss or very little growth. Our savings/investments will disappear quickly with the loss of UMWA pension and health benefits. We are so very concerned., will we lose our home. We live very modestly and just don't see how we can do it. We have always come up with a way to go on through cut backs and loss of jobs, higher cost of living. We paid for our son's education, so he would have a better future. We got a different car this year (before we found out

about the bankruptcy) but our old one was 11 years old. Other retired UMWA miners and their families are in the same position.

What we're trying to say is, we feel our rights are important, too. The loss of pension and health benefits will affect our communities, too. American families have absorbed much over the last few years, loss of jobs, loss of part of their salaries, property value has gone down in so many areas, cost of living up, gasoline is out of sight.. The end is not in sight. This may be, if we lose our pensions and health benefits, the straw that breaks a lot of our backs or badly cripples a lot of our retired UMWA members and their families.

We also feel it would be more fair to have this Bankruptcy case heard in West Virginia where the citizens are familiar with the Coal Mining Industry on both sides of the fence, - both management and hourly blue collar workers.

Please help us continue to be productive American citizens, we DO NOT want to be dependent burdens on our younger American families doing their best to pay their bills and raise their children.

Most respectfully we ask you to consider this letter. Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "David & Woodie Sells".

David and Woodie Sells

Sells
6109 Peacock Ln
Evansville, IN
47715

US MAIL
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Bowling Green
Courtroom 621
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