

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In re:

PATRIOT COAL CORPORATION, et al.,

Debtors.¹

**Chapter 11
Case No. 12-51502-659
(Jointly Administered)**

PATRIOT COAL CORPORATION, et al.,

Plaintiffs,

-against-

**PEABODY HOLDING COMPANY, LLC and
PEABODY ENERGY CORPORATION,**

Defendants.

**Adversary Proceeding
No. 13-04204-659**

VERIFIED MOTION FOR ADMISSION PRO HAC VICE

Pursuant to LR 2090(B)(1) of the United States Bankruptcy Court for the Eastern District of Missouri, and Rule 12.01(F) of the local rules of the United States District Court for the Eastern District of Missouri, I, Elliot Moskowitz, move to be admitted pro hac vice to the bar of this Court for the purpose of representing the Debtors in the instant matter. In support of this motion, I submit the following information as required by Rule 12.01(F):

- a. *Full name of the movant-attorney:*
Elliot Moskowitz

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

- b. *Address and telephone number of the movant-attorney:*
Davis Polk & Wardwell LLP
450 Lexington Avenue
New York, New York 10017
Telephone: (212) 450-4000
- c. *Name of the firm or letterhead under which the movant practices:*
Davis Polk & Wardwell LLP
- d. *Name of the law school(s) movant attended and the date(s) of graduation therefrom:*
Columbia Law School, 2001
- e. *State and federal bars of which the movant is a member, with dates of admission and registration numbers, if any:*
New York (2002) — Bar No. 4039160
U.S. District Court, E.D. New York (2004) — Bar No. MS0933
U.S. District Court, S.D. New York (2004) — Bar No. MS0933
U.S. Court of Appeals, Second Circuit (2005) — Bar No. 05-179477
U.S. Court of Appeals, Third Circuit (2008) — Bar No. N/A
U.S. Court of Appeals, Eighth Circuit (2013) — Bar No. N/A
U.S. Bankruptcy Court, E.D. Missouri *pro hac vice* (2013) — Bar No. N/A
- f. Movant is a member in good standing of all bars of which movant is a member and that movant is not under suspension or disbarment from any bar;
- g. Movant does not reside in the Eastern District of Missouri, is not regularly employed in this District, and is not regularly engaged in the practice of law in this District.

Movant attests under penalty of perjury to the truth and accuracy of the foregoing facts, and respectfully requests that this motion be granted and that movant be admitted *pro hac vice* to the bar of this Court and be allowed to appear in the instant matter.

Dated: New York, New York
September 9, 2013



Elliot Moskowitz

DAVIS POLK & WARDWELL LLP
450 Lexington Avenue
New York, New York 10017
Telephone: (212) 450-4000
Facsimile: (212) 607-7983

*Counsel to the Debtors
and Debtors in Possession*

Schedule 1
(Debtor Entities)

- | | |
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| 1. Affinity Mining Company | 51. KE Ventures, LLC |
| 2. Apogee Coal Company, LLC | 52. Little Creek LLC |
| 3. Appalachia Mine Services, LLC | 53. Logan Fork Coal Company |
| 4. Beaver Dam Coal Company, LLC | 54. Magnum Coal Company LLC |
| 5. Big Eagle, LLC | 55. Magnum Coal Sales LLC |
| 6. Big Eagle Rail, LLC | 56. Martinka Coal Company, LLC |
| 7. Black Stallion Coal Company, LLC | 57. Midland Trail Energy LLC |
| 8. Black Walnut Coal Company | 58. Midwest Coal Resources II, LLC |
| 9. Bluegrass Mine Services, LLC | 59. Mountain View Coal Company, LLC |
| 10. Brook Trout Coal, LLC | 60. New Trout Coal Holdings II, LLC |
| 11. Catenary Coal Company, LLC | 61. Newtown Energy, Inc. |
| 12. Central States Coal Reserves of Kentucky, LLC | 62. North Page Coal Corp. |
| 13. Charles Coal Company, LLC | 63. Ohio County Coal Company, LLC |
| 14. Cleaton Coal Company | 64. Panther LLC |
| 15. Coal Clean LLC | 65. Patriot Beaver Dam Holdings, LLC |
| 16. Coal Properties, LLC | 66. Patriot Coal Company, L.P. |
| 17. Coal Reserve Holding Limited Liability Company No. 2 | 67. Patriot Coal Corporation |
| 18. Colony Bay Coal Company | 68. Patriot Coal Sales LLC |
| 19. Cook Mountain Coal Company, LLC | 69. Patriot Coal Services LLC |
| 20. Corydon Resources LLC | 70. Patriot Leasing Company LLC |
| 21. Coventry Mining Services, LLC | 71. Patriot Midwest Holdings, LLC |
| 22. Coyote Coal Company LLC | 72. Patriot Reserve Holdings, LLC |
| 23. Cub Branch Coal Company LLC | 73. Patriot Trading LLC |
| 24. Dakota LLC | 74. PCX Enterprises, Inc. |
| 25. Day LLC | 75. Pine Ridge Coal Company, LLC |
| 26. Dixon Mining Company, LLC | 76. Pond Creek Land Resources, LLC |
| 27. Dodge Hill Holding JV, LLC | 77. Pond Fork Processing LLC |
| 28. Dodge Hill Mining Company, LLC | 78. Remington Holdings LLC |
| 29. Dodge Hill of Kentucky, LLC | 79. Remington II LLC |
| 30. EACC Camps, Inc. | 80. Remington LLC |
| 31. Eastern Associated Coal, LLC | 81. Rivers Edge Mining, Inc. |
| 32. Eastern Coal Company, LLC | 82. Robin Land Company, LLC |
| 33. Eastern Royalty, LLC | 83. Sentry Mining, LLC |
| 34. Emerald Processing, L.L.C. | 84. Snowberry Land Company |
| 35. Gateway Eagle Coal Company, LLC | 85. Speed Mining LLC |
| 36. Grand Eagle Mining, LLC | 86. Sterling Smokeless Coal Company, LLC |
| 37. Heritage Coal Company LLC | 87. TC Sales Company, LLC |
| 38. Highland Mining Company, LLC | 88. The Presidents Energy Company LLC |
| 39. Hillside Mining Company | 89. Thunderhill Coal LLC |
| 40. Hobet Mining, LLC | 90. Trout Coal Holdings, LLC |
| 41. Indian Hill Company LLC | 91. Union County Coal Co., LLC |
| 42. Infinity Coal Sales, LLC | 92. Viper LLC |
| 43. Interior Holdings, LLC | 93. Weatherby Processing LLC |
| 44. IO Coal LLC | 94. Wildcat Energy LLC |
| 45. Jarrell's Branch Coal Company | 95. Wildcat, LLC |
| 46. Jupiter Holdings LLC | 96. Will Scarlet Properties LLC |
| 47. Kanawha Eagle Coal, LLC | 97. Winchester LLC |
| 48. Kanawha River Ventures I, LLC | 98. Winifrede Dock Limited Liability Company |
| 49. Kanawha River Ventures II, LLC | 99. Yankeetown Dock, LLC |
| 50. Kanawha River Ventures III, LLC | |