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Attorneys for RBS Asset Finance, Inc.

# UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re:

PATRIOT COAL CORPORATION, et al.,

Chapter 11

Case No. 12-12900 (SCC)

Debtors.

Joint Administration

#### **NOTICE OF APPEARANCE REQUEST FOR SERVICE OF PAPERS**

PLEASE TAKE NOTICE that the undersigned hereby appears in the above-captioned cases (the "<u>Cases</u>"), pursuant to Rule 9010(b) of the Federal Rules of Bankruptcy Procedure (the "<u>Bankruptcy Rules</u>"), as counsel to RBS Asset Finance, Inc. ("<u>RBS</u>"), creditor of the above-captioned debtors (the "<u>Debtors</u>"), and demands, pursuant to Bankruptcy Rules 2002, 9007 and 9010 and sections 102(1), 342 and 1109(b) of chapter 11, title 11 of the United States Code (the "<u>Bankruptcy Code</u>"), that all notices given or required to be given in these Cases and all papers served or required to be served in these Cases be given to and served upon the undersigned at each of the following addresses:

Michael L. Schein, Esq. Vedder Price P.C. 1633 Broadway, 47th Floor New York, New York 10019 Tel. No. (212) 407-7700 Fax No. (212) 407-7799 E-mail: <u>mschein@vedderprice.com</u>

> and Douglas J. Lipke, Esq.

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Vedder Price P.C. 222 North LaSalle Street, Suite 2600 Chicago, IL 60601 Tel. No. (312) 609-7500 Fax No. (312) 609-5005 E-mail: <u>dlipke@vedderprice.com</u>

PLEASE TAKE FURTHER NOTICE that, pursuant to section 1109(b) of the Bankruptcy Code, the foregoing demand includes not only the notices and papers referred to in the Bankruptcy Rules specified above, but also includes, without limitation, orders and notices of any application, motion, petition, pleading, request, complaint or demand, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, delivery, telephone, telegraph, telex, facsimile transmission, e-mail or otherwise, which affect the Debtors or property of the Debtors.

PLEASE TAKE FURTHER NOTICE that such notice shall not be deemed to be a waiver of RBS' right (1) to have final orders in non-core matters entered only after *de novo* review by a District Court Judge, (2) to trial by jury in any proceeding so triable in these Cases or any case, controversy, or proceeding related to these Cases, (3) to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal or (4) to any other rights, claims, actions, setoffs or recoupments to which RBS is or may be entitled, in law or in equity, all of which rights, claims, actions, defenses, setoffs and recoupments RBS expressly reserves. Dated: July 18, 2012

## RBS Asset Finance, Inc.

### VEDDER PRICE P.C.

By: /s/ Michael L. Schein

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