

Hearing Date (if necessary): November 1, 2012 at 10:00 a.m. (prevailing Eastern Time)

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*Conflicts Counsel to the Debtors  
and Debtors in Possession*

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

**In re:**

**PATRIOT COAL CORPORATION, *et al.*,**

**Debtors.<sup>1</sup>**

**Chapter 11**

**Case No. 12-12900 (SCC)**

**(Jointly Administered)**

**DECLARATION OF NO OBJECTION REGARDING THE  
REJECTION OF AGREEMENT WITH DEUTSCHE BANK  
SECURITIES INC. PURSUANT TO DOCKET NO. 823**

The undersigned hereby declares that, as of the date hereof, he is not aware of any objection to the rejection of the financial advisory and investment banking services agreement with Deutsche Bank Securities Inc. (the “**Agreement**”) sought in the Debtors’ Notice of Rejection of Agreement with Deutsche Bank Securities Inc. [Docket No. 823] (the “**Notice**”).

The undersigned further declares that he has caused a review of the Court’s docket in these cases and has not been advised that any objection to the rejection of the Agreement appears thereon. The deadline for filing objections to the Notice has passed.

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<sup>1</sup> The Debtors are the entities listed on Schedule 1 attached to the Motion [Docket No. 136]. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors’ chapter 11 petitions.

In accordance with the Order Establishing Certain Notice, Case Management and Administrative Procedures entered July 16, 2012 [Docket No. 84], the undersigned submits this Declaration of No Objections pursuant to 28 U.S.C. § 1746.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 10, 2012  
New York, New York

**CURTIS, MALLET-PREVOST,  
COLT & MOSLE LLP**

By: /s/ Michael A. Cohen

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