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ATTORNEYS FOR WHAYNE SUPPLY COMPANY AND
CECIL I. WALKER MACHINERY CO.

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

In re:

PATRIOT COAL CORPORATION, *et al.*,

Debtors.

Chapter 11

Case No. 12-12900 (SCC)
(Jointly Administered)

**NOTICE OF APPEARANCE AND
REQUEST FOR NOTICES AND SERVICE OF PAPERS**

PLEASE TAKE NOTICE that Whayne Supply Company (“Whayne Supply”) and Cecil I. Walker Machinery Co. (“Cecil Walker”) appear herein through their undersigned attorneys, pursuant to 11 U.S.C. § 1109(b) and Rule 9010 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and request that all notices (including those required by Bankruptcy Rule 2002) in these cases or any related adversary proceeding be mailed to the undersigned, unless otherwise directed by the Court, at the addresses set forth below.

PLEASE TAKE FURTHER NOTICE that request is hereby also made for service of copies of all papers, including, but not limited to, reports, pleadings, motions, applications or petitions, schedules, plans, disclosure statements, and answering or reply papers filed in the

above-captioned cases or any related adversary proceeding by mailing one copy of each, unless otherwise directed by the Court, to the following:

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With a copy to:

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PLEASE TAKE FURTHER NOTICE that Whyne Supply and Cecil Walker do not intend this Notice of Appearance and Request for Notices and Service of Papers, nor any subsequent appearance, pleading, claim, or suit, to waive any rights to which they may be entitled including, but not limited to: (i) their right to have final orders in noncore matters entered only after *de novo* review by a District Judge; (ii) their right to trial by jury in any proceeding related to these cases; (iii) their right to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal; or (iv) any rights, claims, actions, defenses, setoffs, or recoupments to which they may be entitled under agreements, in law or in equity, all of which rights, claims, actions, defenses, setoffs, and recoupments they expressly reserve.

PLEASE TAKE FURTHER NOTICE that this Notice of Appearance and Request for Notices and Service of Papers does not constitute an agreement to accept service of initial

process under Rule 4 of the Federal Rules of Civil Procedure, or Bankruptcy Rule 7004, nor shall it result in undersigned counsel being deemed to be the agent of Wayne Supply or Cecil Walker for such purpose.

Dated: July 19, 2012
Parsippany, NJ

DAY PITNEY LLP
Attorneys for Wayne Supply Company and
Cecil I. Walker Machinery Co.

By:

/s/ Herbert K. Ryder
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