

**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)

**MONTHLY FEE STATEMENT OF STEPTOE & JOHNSON PLLC FOR
PROFESSIONAL SERVICES AND DISBURSEMENTS FOR THE PERIOD OF
SEPTEMBER 1, 2012 THROUGH SEPTEMBER 30, 2012**

NAME OF APPLICANT:	<u>Step toe & Johnson PLLC</u>
ROLE IN THE CASE:	Special Counsel for the Debtors
TIME PERIOD:	September 1, 2012 through and including September 30, 2012
CURRENT APPLICATION:	Total Fees Requested: \$43,878.00 80% of Fees Requested: \$35,102.40 Total Expenses Requested: \$489.96

1. In accordance with the *Order To Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals* [ECF No. 262] (the “**Interim Compensation Order**”), Steptoe & Johnson PLLC (“**Steptoe & Johnson**”), counsel to the above-captioned debtors and debtors in possession (collectively, the “**Debtors**”), hereby submits its Monthly Statement for Professional Services and Disbursements (the “**Fee Statement**”) for the period of September 1, 2012 through and including September 30, 2012 (the “**Fee Statement Period**”).

2. Pursuant to the Interim Compensation Order, Steptoe & Johnson seeks payment of \$35,592.36, representing (a) 80% of Steptoe & Johnson’s fees for services rendered and (b) 100% of actual and necessary expenses incurred.

3. Attached hereto as “Exhibit A” is a listing of Steptoe & Johnson’s professionals and paraprofessionals (collectively, the “**Steptoe & Johnson Professionals**”), including the hourly rate for each Steptoe & Johnson Professional who rendered services to the Debtors in connection with these chapter 11 cases during the Fee Statement Period and the title, aggregate hours worked and the amount of fees billed by each Steptoe & Johnson Professional.

4. Attached hereto as “Exhibit B” is a schedule specifying the categories of actual and necessary expenses for which Steptoe & Johnson is seeking reimbursement and the total amount for each such expense category.

5. Attached hereto as “Exhibit C” is a summary of the number of hours and amounts billed by Steptoe & Johnson during the Fee Statement Period, organized by matter categories.

Such services included:

- General labor and employment advice;
- General bonding advice;
- Administrative litigation in front of the Mine Safety and Health Administration;
- Employment litigation;
- Federal administrative litigation in front of the National Labor Relations Board and the Equal Employment Opportunity Commission;
- State administrative litigation in front of the West Virginia State Human Rights Commission.

6. Attached as “Exhibit D” are the time records of Steptoe & Johnson, which provide a daily summary of the time spent by each Steptoe & Johnson Professional during the Fee Statement Period by matter category.

NOTICE

7. Consistent with the procedures described in the Interim Compensation Order, the Debtors will serve this Fee Statement, by hand or overnight delivery, on (i) the Debtors, Patriot Coal Corporation, 12312 Olive Boulevard, Suite 400, St. Louis, Missouri 63141, Attn.: Jacquelyn A. Jones, (ii) the Office of the United States Trustee for the Southern District of New York, 33 Whitehall Street, 21st Floor, New York, New York 10004, Attn.: Elisabetta G. Gasparini and Paul K. Schwartzberg, (iii) attorneys for the administrative agent for the Debtors' postpetition lenders, (a) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, Attn.: Marcia Goldstein and Joseph Smolinsky, and (b) Willkie Farr & Gallagher LLP, 787 Seventh Avenue, New York, New York 10019, Attn.: Margot B. Schonholtz and Ana Alfonso, and (iv) proposed counsel to the official committee of unsecured creditors, Kramer Levin Naftalis & Frankel LLP, 1177 Avenue of the Americas, New York, New York 10036, Attn.: Adam C. Rogoff, Esq. and Gregory G. Plotko, Esq..

8. WHEREFORE, the Debtors respectfully request that the Court grant the relief requested herein and such other and further relief as is just and proper.

Dated this 19th day of October, 2012.

By: /s/ C. David Morrison
C. David Morrison

STEPTOE & JOHNSON PLLC
400 White Oaks Boulevard
Bridgeport, WV 26330-4500
Telephone: (304) 933-8113
Facsimile: (304) 933-8776

Special Counsel for the Debtors

EXHIBIT A

Professionals and Rates

I.A. Members / Of Counsel

Name of Member / Of Counsel	Title	Hourly Rate	Total Hours	Total Fees
Armando Benincasa	Member	\$205.00	24.70	\$5,063.50
Bryan R. Cokeley	Member	\$235.00	0.30	\$70.50
Carolyn A. Wade	Of Counsel	\$205.00	0.50	\$102.50
C. David Morrison	Member	\$235.00	6.80	\$1,598.00
David E. Dick	Member	\$235.00	0.30	\$70.50
Jeffrey K. Phillips	Member	\$220.00	75.00	\$16,500.00
Melanie A. Norris	Of Counsel	\$180.00	0.90	\$162.00
Michael D. Mullins	Member	\$205.00	0.50	\$102.50
Michael B. Stuart	Member	\$205.00	13.10	\$2,685.50
Peter J. Raupp	Of Counsel	\$143.00	7.50	\$1,072.50
W. Henry Lawrence	Member	\$235.00	0.20	\$47.00
TOTAL MEMBERS and OF COUNSEL:			129.80	\$27,474.50

II.A. Associates

Name of Associate	Department	Hourly Rate	Total Hours	Total Fees
Jonathan R. Ellis	Labor	\$160.00	82.80	\$13,248.00
John "JB" B. McCusky	Labor	\$143.00	16.90	\$2,535.00
W. James O'Brien	Litigation	\$185.00	1.70	\$314.50
TOTAL ASSOCIATES:			101.40	\$16,097.50

III.A. Paraprofessionals

Name of Paraprofessional	Department	Hourly Rate	Total Hours	Total Fees
Jessica N. Preast	Litigation Paralegal	\$90.00	0.30	\$27.00
Patricia A. Bullock	Litigtaion Paralegal	\$90.00	3.10	\$279.00
TOTAL PARAPROFESSIONALS:			3.40	\$306.00

EXHIBIT B

Expenses

ACTUAL AND NECESSARY EXPENSES INCURRED BY
STEP TOE & JOHNSON PLLC ON BEHALF OF THE DEBTORS

CATEGORY of EXPENSES	AMOUNTS
Computer research	2.00
Postage, courier and freight	77.09
Office charges	410.87
TOTAL	489.96

EXHIBIT C

Summary of Project Code

SUMMARY OF HOURS AND AMOUNTS BILLED
BY STEPTOE & JOHNSON PLLC

DESCRIPTION	HOURS	AMOUNT
Labor Matters	4.30	995.50
Bishop v. Client, <i>et al.</i>	1.90	361.50
Southern Land Co., <i>et al.</i> v. McClure Logging v. Hobet Mining	0.20	41.00
Hall v. Remington, LLC	0.70	164.50
Lambert, <i>et al.</i> v. MSA, <i>et al.</i> and EACC, <i>et al.</i>	0.30	61.50
Apogee Coal Co. / Buckner NLRB Charge	0.30	70.50
Burns v. Patriot Coal, <i>et al.</i>	1.90	446.50
West Virginia Bonding Advice	38.10	7,776.00
Grand Eagle Mining / Cinda Croft EEOC Charge	0.70	164.50
MSHA – General	21.00	3,232.50
Black Oak Mine (MSHA Case #166218 & 169086)	0.90	144.00
Highland Mining (MSHA Case #171195)	0.10	22.00
Harris No. 1 Mine (MSHA Case #166203)	0.30	48.00
Highland Mining (MSHA Case #173999)	0.40	88.00
Winchester Mine (MSHA Case #168620)	1.40	224.00
Grand Eagle Mining (MSHA Case #142097)	0.10	22.00
Black Oak Mine (MSHA Case #172201)	1.70	272.00
Freedom Mine Accident Investigation (MSHA Case #195018)	3.50	770.00
Remington’s Deskins Mine (MSHA Case #174414)	0.50	80.00
Highland Mining (MSHA Case #196588)	0.10	22.00
Grand Eagle Mining (MSHA Case #167389)	0.10	22.00
Federal No. 2 Mine (MSHA Case #205518)	0.90	162.00
Highland Mining (MSHA Case #187706)	2.10	267.00
Highland Mining (MSHA Case #181762)	0.10	22.00
Highland Mining (MSHA Case #190716)	0.10	22.00
Defense of 107(A) & 104(B) Orders Issued at Harris No. 1	0.30	48.00
Winchester Mine (MSHA Case #191184)	0.70	112.00
Ohio County Coal (MSHA Case #215176)	0.10	22.00
Highland Mining (MSHA Case #211084)	0.10	22.00
UMWA Local 1503 v. Eastern Associated Coal	2.00	320.00
Ohio County Coal (MSHA Case #166968/01)	0.20	44.00
Highland Mining (MSHA Case #216244)	0.10	22.00

DESCRIPTION	HOURS	AMOUNT
Grand Eagle Mining (MSHA Case #218390)	0.20	44.00
Rivers Edge Mining (MSHA Case #199003)	0.10	16.00
Freedom Mine (MSHA Case #189530)	0.50	110.00
Harris No. 1 Mine (MSHA Case #240769)	0.40	64.00
Freedom Mine (MSHA Case #198597)	0.20	44.00
Freedom Mine (MSHA Case #204392)	0.10	22.00
Highland 9 Mine (MSHA Case #225463)	11.80	2,405.00
Highland 9 Mine (MSHA Case #249029)	10.60	2,215.00
Highland 9 Mine (MSHA Case #243492)	12.90	2,670.00
Freedom Mine (MSHA Case #230242)	0.10	22.00
Freedom Mine (MSHA Case #227048)	0.20	44.00
Highland 9 Mine (MSHA Case #240883)	0.10	22.00
Highland 9 Mine (MSHA Case #234779)	0.10	22.00
Highland 9 Mine (MSHA Case #231678)	0.10	22.00
Highland 9 Mine (MSHA Case #246300)	9.30	1,936.00
Camp 9 Prep Plant (MSHA Case #247062)	0.10	22.00
Freedom Mine (MSHA Case #247937)	0.10	22.00
Winchester Mine (MSHA Case #241281)	2.50	400.00
Winchester Mine (MSHA Case #243940)	2.20	352.00
Winchester Mine (MSHA Case #232171)	13.60	2,169.00
Winchester Mine (MSHA Case #249360)	0.50	80.00
Winchester Mine (MSHA Case #238402)	8.90	1,417.00
Winchester Mine (MSHA Case #225862)	1.90	304.00
Harris No. 1 Mine (MSHA Case #223054)	0.40	64.00
Harris No. 1 Mine (MSHA Case #235486)	0.30	48.00
Harris No. 1 Mine (MSHA Case #219017)	0.30	48.00
MSHA Citation Imm. Contest (MSHA Case #8504053)	0.10	22.00
Rivers Edge Mine (MSHA Case #256838)	1.20	192.00
Blue Creek No. 2 Mine (MSHA Case #261206)	0.50	80.00
Winchester Mine (MSHA Case #263742)	0.90	144.00
Highland 9 Mine (MSHA Case #254608)	9.60	2,112.00
Winchester Mine (MSHA Case #266793)	5.50	853.00
Highland 9 Mine (MSHA Case #257718)	0.30	66.00
Highland 9 Mine (MSHA Case #260304)	0.40	88.00

DESCRIPTION	HOURS	AMOUNT
Winchester Mine (MSHA Case #269491)	1.30	208.00
Gateway Eagle Mine (MSHA Case #268444)	1.80	288.00
Campbell's Creek Surface Mine (MSHA Case #210727)	0.20	32.00
Highland 9 Mine (MSHA Case #263281)	0.10	22.00
Black Oak Mine (MSHA Case #251458)	0.20	32.00
Black Oak Mine (MSHA Case #273637)	0.20	32.00
Black Oak Mine (MSHA Case #248970)	0.30	48.00
Harris No. 1 Mine (MSHA Case #273620)	0.30	48.00
Black Oak Mine (MSHA Case #270870)	0.50	80.00
Harris No. 1 Mine (MSHA Case #246203)	0.30	48.00
Winchester Mine (MSHA Case #275179)	0.10	16.00
Highland 9 Mine (MSHA Case #274746)	0.20	44.00
Highland 9 Mine (MSHA Case #266371)	0.60	132.00
Freedom Mine (MSHA Case #256455)	0.30	66.00
Freedom Mine (MSHA Case #236711)	0.20	44.00
Rocklick Prep Plant (MSHA Case #254494)	0.20	32.00
Freedom Mine (MSHA Case #276338)	0.20	44.00
Freedom Mine (MSHA Case #273440)	0.20	44.00
Freedom Mine (MSHA Case #261844)	0.20	44.00
Freedom Mine (MSHA Case #259184)	0.20	44.00
Highland 9 Mine (MSHA Case #269081)	0.10	22.00
Winchester Mine (MSHA Case #278090)	0.20	32.00
Pruitt, Thurman / Discrimination Case #2	0.10	22.00
MSHA Contest – Oil Well	0.10	22.00
Gateway Eagle Mine (MSHA Case #281814)	0.20	32.00
Dodge Hill Mine No. 1 – 103(A) Citations	0.80	176.00
Winchester Mine (MSHA Case #280731)	1.90	304.00
Camp 9 Prep Plant (MSHA Case #275500)	0.10	22.00
Black Oak Mine (MSHA Case #260216)	0.20	32.00
Black Oak Mine (MSHA Case #266265)	0.20	32.00
Black Oak Mine (MSHA Case #285374)	1.90	285.00
Winchester Mine (MSHA Case #286437)	0.90	144.00
American Eagle Mine (MSHA Case #288468)	5.60	896.00
Highland 9 Mine (MSHA Case #277675)	0.20	44.00

DESCRIPTION	HOURS	AMOUNT
Freedom Mine (MSHA Case #281671)	1.10	242.00
Freedom Mine (MSHA Case #279236)	1.00	220.00
Dodge Hill Mine No. 1 (MSHA Case #282477)	0.20	44.00
Federal No. 2 Mine (MSHA Case #288463)	1.40	224.00
Sugar Maple Mine (MSHA Case #291131)	0.90	144.00
Campbell's Creek No. 10 Mine (MSHA Case #291127)	0.70	112.00
Sugar Maple Mine (MSHA Case #288473)	0.70	112.00
Highland 9 Mine (MSHA Case #280351)	0.20	44.00
Freedom Mine (MSHA Case #281671)	1.10	242.00
Winchester Mine (MSHA Case #292179)	0.70	112.00
Highland 9 Mine (MSHA Case #282970)	0.30	66.00
Dodge Hill Immediate Notification	7.00	1,540.00
Black Oak Mine (MSHA Case #291132)	2.10	315.00
Campbell's Creek No. 7 Mine (MSHA Case #294266)	0.10	16.00
American Eagle Mine (MSHA Case #293996)	2.80	448.00
Jarvis Discrimination Suit	4.70	1,034.00
Farley Eagle Mine (MSHA Case #293993)	0.60	96.00
Federal No. 2 Mine (MSHA Case #293992)	2.00	320.00
Black Oak Mine (MSHA Case #294007)	2.50	384.00
Dodge Hill Continuous Miner Citations	0.40	88.00
Freedom Mine Notice of Contest	1.80	270.00
Winchester Mine (MSHA Case #295104)	0.50	80.00
American Eagle Mine (MSHA Case #296858)	0.50	80.00
TOTAL HOURS and COMPENSATION REQUESTED:	234.60	\$43,878.00

EXHIBIT D

Time Records

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
LABOR MATTERS			
09/05/12	C Morrison	.50	Telephone conference with Eric Waller re: a 105(c) complaint filed by a suspended employee
09/06/12	C Morrison	.80	Review file and send e-mail to Mark George re: an employee's workers' compensation claim
09/10/12	C Morrison	.50	Review order of the bankruptcy court approving S&J's retention and send same to clients
09/10/12	B Cokeley	.30	Telephone conference with Ms. Power regarding advice on WARN Act issue
09/12/12	C Morrison	.20	Review e-mail from Mark George re: Jackie Combs and respond to it
09/16/12	C Morrison	.20	Review e-mail from Mark George and e-mail to him re: Jackie Combs
09/19/12	C Morrison	.20	Telephone conference with Eric Waller re: employee allegedly selling drugs on company property
09/24/12	C Morrison	.20	Review e-mail from Mark George and e-mail to him re: employee absentee issues
09/25/12	C Morrison	.10	Review e-mail from Mark George re: employee absentee issues and e-mail to Mark George re: same
09/28/12	C Wade	.50	Research ADA/drug treatment issue for CDM and e-mails to and from CDM
09/28/12	C Morrison	.20	Review e-mail from Mark George and e-mail to him including proposed discharge letter
09/28/12	C Morrison	.10	Review e-mail from Mark George re: the decision to discharge & respond to it
09/28/12	C Morrison	.10	Review e-mail from Mark George, and send e-mail re: possible FMLA leave for an employee
09/28/12	C Morrison	.20	Review e-mail from Eric Waller re: employee let go on a retroactive basis and the application of the WV Wage Payment & Collection Act, and e-mail to him
09/28/12	C Morrison	.20	Review another e-mail from Eric Waller re: WV WPCA issue and return e-mail to him
TOTAL HOURS:		4.30	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
BISHOP, KERRLIE E. & ALFREDA V. CLIENT, ET AL.			
09/04/12	W O'Brien	1.00	Review prepared order submitted by Roger Decanio for approval of distribution of settlement funds for Estate of Joshua McCormick; confer with Hank Lawrence regarding same
09/05/12	W O'Brien	.20	Emails to the Court regarding pending issues for status conference
09/05/12	W O'Brien	.20	Review final approval order to confirm sufficiency of Plaintiffs' proposed order for Estate of Joshua McCormick; emails with Hank Lawrence regarding same
09/10/12	W O'Brien	.20	Call to Roger Decanio regarding notice of hearing for wrongful death cases and reason for hearing; emails with Jeremy Shook and Hank Lawrence regarding same
09/20/12	W Lawrence	.20	Review final order from Massey settlement; emails to and from Jeremy Shook
09/24/12	W O'Brien	.10	Email from plaintiffs' counsel regarding rescheduling of wrongful death approval hearing
TOTAL HOURS:		1.90	
SOUTHERN LAND CO., ET AL. V. MCCLURE LOGGING V. HOBET MINING			
09/24/12	M Mullins	.10	Review proposed joint motion by co-defendant
09/24/12	M Mullins	.10	Call to co-defendant explaining that bankruptcy prohibits Hobet from entering into purported agreed motion
TOTAL HOURS:		0.20	
HALL, RONNIE V. REMINGTON, LLC			
09/12/12	C Morrison	.20	Telephone conference with Elizabeth Power re: the brief filed by Chartis in the bankruptcy court
09/12/12	C Morrison	.50	Review motion to pay the settlement proceeds from the insurance proceeds
TOTAL HOURS:		0.70	
LAMBERT, JILL, ET AL. V. MSA, ET AL. & EACC, ET AL.			
09/26/12	M Mullins	.10	Receive and review co-defendant's notice of disclosure of experts
09/27/12	M Mullins	.10	Receive and review co-defendant's motion for summary judgment
09/28/12	M Mullins	.10	Receive and review Co-defendant's disclosure of expert witnesses
TOTAL HOURS:		.30	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
APOGEE COAL CO. / BUCKNER NLRB CHARGE			
09/13/12	D Dick	.20	Call to NLRB agent Buchholz to determine if any further response is needed by the company; email to E. Waller regarding same
09/25/12	D Dick	.10	Email from and to Eric Waller regarding any word from NLRB regarding ULP charges at Apogee
TOTAL HOURS:		0.30	

BURNS, ERINIE V. PATRIOT COAL, ET AL.

09/12/12	C Morrison	.20	Review complaint and set up new file
09/12/12	C Morrison	.20	Telephone conference with Elizabeth Power re: handling this new case
09/12/12	C Morrison	.10	Telephone conference with Mark Atkinson re: getting case against Mark Neal dismissed
09/16/12	C Morrison	.60	Draft proposed stipulation, proposed agreed order to dismiss Mark Neal and a cover letter to Mark Atkinson
09/25/12	C Morrison	.30	Telephone conference with attorneys Hatfield and Atkinson re: impact of bankruptcy on this case
09/25/12	C Morrison	.10	Draft e-mail to Harry Hatfield confirming agreement on whether to dismiss Mark Neal as a defendant
09/25/12	C Morrison	.10	Draft e-mail to Eric Waller re: same
09/25/12	C Morrison	.20	Telephone conference with Eric Waller and review e-mail from him re: the impact of bankruptcy filing in this case
09/25/12	C Morrison	.10	Draft e-mail to Mark Atkinson and Harry Hatfield re: the stay in this case
TOTAL HOURS:		1.90	

WEST VIRGINIA BONDING ADVICE

09/21/12	A Benincasa	.20	E-mails to and from Steve McGowan and Mike Stuart regarding bonding and bankruptcy issue
09/22/12	A Benincasa	1.50	Review bonding rules and requirements in anticipation of conference call with client on 9/24/12
09/24/12	A Benincasa	6.00	Phone calls and conference call with client and New York Bankruptcy counsel; research West Virginia statute and rules regarding bonding and surety issues; begin review of documents provided by New York counsel

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
09/24/12	M Stuart	2.70	Conference call with A. McCallister regarding Magnum bankruptcy matter; Telephone conference with A. Starr of Davis Polk and A. McCallister, Patriot, regarding transaction; review of transaction documents
09/25/12	A Benincasa	3.00	Complete review of contracts and bond documents; discuss issues with Mike Stuart; provide comments and thoughts regarding bond concerns to client and NY Bankruptcy counsel
09/25/12	M Stuart	3.40	Review of transaction documents
09/26/12	A Benincasa	2.50	Conference call with client and NY counsel regarding bonding issues; review contracts regarding payment of surety and guarantees; discuss FOIA with Mike Stuart
09/26/12	M Stuart	4.10	Review of transaction documents for transaction including Purchase and Sale Agreement, Coal Supply Agreement, and others
09/26/12	J Preast	.30	Telephone call to WVDEP requesting Permits; forward list of permits to Tracy Graley with DEP
09/27/12	A Benincasa	1.50	E-mails and phone calls with WVDEP regarding documents; e-mails to and from New York counsel regarding follow-up discussions on bonding issues
09/28/12	A Benincasa	2.50	E-mails to and from NY Counsel and Mike Stuart regarding DEP documents; examine pdfs of permit files
09/28/12	M Stuart	2.90	Review of documents provided from WV DEP; correspondence with A. Starr, Davis Polk counsel
09/29/12	A Benincasa	6.00	Review permit files regarding Arch bonded Patriot permits; e-mails to and from Mike Stuart regarding findings
09/30/12	A Benincasa	1.50	Discuss DEP bonding issue with Mike Stuart; draft new FOIA request regarding files and bonding
TOTAL HOURS:		38.10	

GRAND EAGLE MINING / CINDA CROFT EEOC CHARGE

09/25/12	C Morrison	.30	Review materials on this new case
09/25/12	C Morrison	.10	Draft e-mail to Eric Waller re: this matter
09/25/12	C Morrison	.10	Draft letter to the EEOC noting my appearance

Pg 20 of 42
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
09/25/12	C Morrison	.10	Draft e-mail to Mark Jeffries re: doing position statement
09/25/12	C Morrison	.10	Draft e-mail to Eric Waller re: the stay
TOTAL HOURS:		0.70	

MSHA - GENERAL

09/04/12	J Ellis	1.20	Research on Section 108 of Mine Act for Eric Waller
09/04/12	P Raupp	1.00	Research on Section 108 of Mine Act for Eric Waller
09/05/12	J Ellis	.80	Research on Section 108 of Mine Act for Eric Waller
09/10/12	J Ellis	.50	Research on Section 108 of Mine Act for Eric Waller
09/11/12	J Ellis	1.10	Research on section 108 of the Mine Act issues
09/12/12	J Ellis	.70	Research on whether a mine operator may charge an employee to replace tracking radios
09/12/12	J Ellis	1.30	Research on section 108 of Mine Act for Eric Waller
09/12/12	P Raupp	.50	Researching issues related to employee responsibility for cost of lost/damaged wireless communication and tracking devices
09/12/12	P Raupp	2.50	Research on Section 108 of Mine Act for Eric Waller
09/13/12	J Ellis	1.20	Research on Section 108 of the Mine Act issues; calls and emails with Eric Waller re: Section 108 research
09/13/12	P Raupp	3.50	Research on Section 108 of Mine Act for Eric Waller
09/26/12	J Ellis	2.90	Work on MSHA quarterly reports
09/27/12	J Ellis	3.80	Work on MSHA quarterly reports
TOTAL HOURS:		21.00	

BLACK OAK MINE - MSHA CASES #000166218 & #000169086 (Eastern Associated Coal LLC)

09/27/12	J Ellis	.90	Receive proposal from attorney Jessica Allen on WEVA 2009-230; draft counterproposal
TOTAL HOURS:		.90	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
HIGHLAND MINING - MSHA Case #171195 KENT 2009-491, 492			
09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
HARRIS NO. 1 - MSHA CASE #000166203 WEVA 2009-222 - 228 (Eastern Associated Coal LLC)			
09/28/12	J Ellis	.30	Receive and review orders approving settlement from Judge Bulluck on WEVA 2009-223, 224, 225, 226, 227, and 228
TOTAL HOURS:		0.30	
HIGHLAND MINING - MSHA CASE #173999 KENT 2009-628 & 629			
09/25/12	J Phillips	.40	Draft MSHA quarterly case status report
TOTAL HOURS:		0.40	
WINCHESTER - MSHA CASE #000168620 WEVA 2009-508/509 (Eastern Associated Coal LLC)			
09/10/12	J Ellis	1.40	Receive and review information from the client; work on settlement proposals
TOTAL HOURS:		1.40	
GRAND EAGLE MINING - MSHA CASE #142097 KENT 2008-785			
09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
BLACK OAK - MSHA CASE #000172201 WEVA 2009-594 & 595 (Eastern Associated Coal LLC)			
09/07/12	J Ellis	.20	Emails with Jessica Allen re: settlement negotiations
09/21/12	J Ellis	.10	Email to Jessica Allen re: status of settlement negotiations
09/27/12	J Ellis	1.40	Receive proposal from attorney Jessica Allen on WEVA 2009-594 and 595; draft counterproposal
TOTAL HOURS:		1.70	
FREEDOM MINE ACCIDENT INVESTIGATION - MSHA CASE #195018 KENT 2009-1519			
09/04/12	J Phillips	.90	Attention to settlement negotiations
09/10/12	J Phillips	1.20	Attention to settlement negotiations
09/11/12	J Phillips	1.20	Attention to settlement negotiations
09/25/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		3.50	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
REMINGTON'S DESKINS MINE - MSHA #000174414 WEVA #2009-820 (Patriot Coal)			
09/04/12	J Ellis	.20	Emails with Margaret Palmer (Judge's law clerk) re: settlement documents
09/13/12	J Ellis	.30	Receive and review order approving settlement; email to client re: settlement order and terms
TOTAL HOURS:		0.50	
HIGHLAND MINING - KENT 2009-1582 MSHA 196588			
09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
GRAND EAGLE MINING - KENT 2009-292 MSHA 167389			
09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
FEDERAL MINE #2 - WEVA 2010-412 MSHA Case #205518			
09/17/12	M Norris	.50	Review latest offer from MSHA and call to Matt Epstein re: need for additional concessions from MSHA to resolve docket
09/19/12	M Norris	.10	Call from and return call to Matt Epstein re: MSHA's pending offer
09/25/12	M Norris	.30	Call to and return call from Matt Epstein requesting additional concessions from MSHA on present settlement offer as it relates to use of air helmets and GFCI
TOTAL HOURS:		0.90	
HIGHLAND MINING - KENT 2009-1241 - MSHA 187706 (Patriot Coal)			
09/17/12	P Bullock	1.50	Draft Post Hearing Brief for KENT 2009-1241; find cases 30 CFR 75.204(g); 30 CFR 75.220(a)(1); 30 CFR 48.7(a); 30 CFR 75.400; 30 CFR 75.202(a); 30 CFR 75.203(e)(2); 30 CFR 75.370(a)(1); and 30 CFR 75.1731(a) for inclusion in the Brief.
09/25/12	J Phillips	.60	Draft MSHA quarterly case status report
TOTAL HOURS:		2.10	
HIGHLAND MINING - KENT 2009-958 - MSHA 181762			
09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
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HIGHLAND MINING - KENT 2009-1359 - MSHA 190716

09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
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TOTAL HOURS:		0.10	
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DEFENSE OF 107(A) & 104(B) ORDERS ISSUED AT HARRIS #1 MINE (Patriot Coal)

09/13/12	J Ellis	.30	Receive and review order of dismissal; draft email to client outlining order modifications
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TOTAL HOURS:		0.30	
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WINCHESTER MINE - WEVA 2009-1744 - MSHA Case #191184 (Patriot Coal)

09/27/12	J Ellis	.70	Receive settlement proposal from attorney Alena Amunson; draft counterproposal
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TOTAL HOURS:		0.70	
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OHIO COUNTY COAL - Freedom Case (MSHA Case #215176)

09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
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TOTAL HOURS:		0.10	
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HIGHLAND MINING - KENT 2010-732 (MSHA Case #211084)

09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
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TOTAL HOURS:		0.10	
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UMWA LOCAL 1503 V. EASTERN ASSOCIATED COAL**DEFENSE OF 111 COMPLAINT AGAINST EACC'S HARRIS #1 MINE (Patriot Coal)**

09/04/12	J Ellis	.30	Emails with Judy Rivlin and Colin Milam re: inclusion of an additional miner in settlement
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09/10/12	J Ellis	1.40	Receive and review order dismissing compensation case; draft email to client summarizing settlement of compensation case and underlying penalty case
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09/12/12	J Ellis	.10	Email from Judy Rivlin re: final check
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09/18/12	J Ellis	.20	Emails with Judy Rivlin re: receipt of final Check
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TOTAL HOURS:		2.00	
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OHIO CO. COAL - KENT 2009-402 (MSHA Case #166968/01)

09/25/12	J Phillips	.20	Draft MSHA quarterly case status report
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TOTAL HOURS:		0.20	
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TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
HIGHLAND MINING - KENT 2010-979 (MSHA Case #216244)			
09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
GRAND EAGLE MINING - KENT 2010-1124 (MSHA Case #218390)			
09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
09/28/12	J Phillips	.10	Email from solicitor Paige Bernick re: appearance as counsel and written discovery requests
TOTAL HOURS:		0.20	
RIVERS EDGE MINING - WEVA 2010-147 -MSHA 000199003 (Patriot Coal)			
09/04/12	J Ellis	.10	Email from Nadia Hafeez re: settlement documents
TOTAL HOURS:		0.10	
FREEDOM MINE - KENT 2009-1330 (MSHA 189530)			
09/07/12	J Phillips	.10	Email from solicitor Latasha Thomas with status report
09/11/12	J Phillips	.10	Letter from Judge A. Paez with order to show cause
09/25/12	J Phillips	.20	Draft MSHA quarterly case status report
09/28/12	J Phillips	.10	Letter from Judge Z. Gill re: show cause ruling
TOTAL HOURS:		0.50	
HARRIS NO. 1 MINE - WEVA 2011-617/618 - MSHA 240769 (Patriot Coal)			
09/04/12	J Ellis	.10	Email from Fiona Harewood filing settlement documents on WEVA 2011-618
09/19/12	J Ellis	.30	Receive and review order approving settlement of WEVA 2011-618; draft email to client re: settlement order in WEVA 2011-618
TOTAL HOURS:		0.40	
FREEDOM MINE - KENT 2010-83 (MSHA 198597)			
09/25/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
Freedom Mine - KENT 2010-375 - MSHA #204392 (Ohio County Coal)			
09/25/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
HIGHLAND 9 MINE - KENT 2010-1359/1360 - MSHA #225463 (Highland Mining)			
09/04/12	J Phillips	.40	Draft answers to written discovery requests in KENT 2010-1359 and KENT 2010-1360; draft letter re: needed exhibits
09/05/12	J McCuskey	1.80	Research re: the work product doctrine
09/06/12	P Bullock	.50	Draft responses to requests for production of documents for KENT 2010-1359 and KENT 2010-1360; identify and organize exhibits to be attached to responses.
09/07/12	J Phillips	.90	Draft responses to discovery requests in KENT 2010-1359 and KENT 2010-1360
09/08/12	J Phillips	.40	Work on responses to written discovery requests in KENT 2010-1359
09/12/12	J Phillips	1.40	Attention to settlement negotiations; meet with Randy Duncan re: settlement prospects
09/13/12	J Phillips	.50	Draft settlement proposal in KENT 2010-1360
09/14/12	J Phillips	.50	Work on settlement negotiations
09/17/12	J Phillips	.40	Engage in settlement negotiations
09/17/12	J Phillips	.40	Engage in settlement negotiations
09/18/12	J Phillips	.70	Engage in settlement negotiations; teleconference with client re: settlement strategy
09/20/12	J Phillips	.20	Draft MSHA quarterly case status report
09/25/12	J Phillips	.50	Finalize responses to requests for production of documents
09/26/12	J Phillips	1.60	Draft letters to atty. E. Waller summarizing citations to be tried in KENT 2010-1359/1360; draft settlement proposals in KENT 2010-1359/1360
09/27/12	J Phillips	.30	Attention to settlement negotiations
09/28/12	J Phillips	1.30	Attention to settlement negotiations
TOTAL HOURS:		11.80	
HIGHLAND 9 MINE - KENT 2011-805 - MSHA #249029 (Highland Mining)			
09/04/12	J Phillips	.40	Draft answers to interrogatories; draft letter to client re: exhibits still needed
09/05/12	J McCuskey	1.30	Research re: the work product doctrine
09/07/12	J Phillips	.70	Draft responses to requests for production of documents

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
09/07/12	P Bullock	.20	Draft Responses to Request for Production of Documents for KENT 2011-805; print, identify and organize attached exhibits.
09/11/12	J Phillips	.20	Email from client with pre-shift records and training records
09/12/12	J Phillips	1.40	Attention to settlement negotiations; meet with client re: settlement strategy
09/13/12	J Phillips	.50	Draft settlement proposal
09/14/12	J Phillips	.50	Work on settlement negotiations
09/17/12	J Phillips	.30	Engage in settlement negotiations
09/18/12	J Phillips	.70	Engage in settlement negotiations
09/20/12	J Phillips	.20	Draft MSHA quarterly case status report
09/25/12	J Phillips	.60	Finalize responses to requests for production of documents
09/26/12	J Phillips	1.20	Draft settlement proposal
09/26/12	J Phillips	.80	Draft settlement proposal
09/27/12	J Phillips	.30	Attention to settlement negotiations
09/28/12	J Phillips	1.30	Attention to settlement negotiations
TOTAL HOURS:		10.60	

HIGHLAND 9 MINE - KENT 2011-544/545 - MSHA #243492 (Highland Mining)

09/04/12	J Phillips	.40	Draft answers to interrogatories in KENT 2011-544 and KENT 2011-545; draft letters to client re: exhibits
09/05/12	J McCuskey	1.10	Research re: the work product doctrine
09/06/12	J Phillips	2.30	Emails from client with documents responsive to written discovery requests; draft responses to written discovery requests in KENT 2011-544 and KENT 2011-545
09/06/12	P Bullock	.50	Draft responses to requests for production of documents for KENT 2011-544 and KENT 2011-545; identify and organize exhibits to be attached to responses.
09/07/12	J Phillips	.90	Draft responses to requests for production of documents in KENT 2011-544 and KENT 2011-545; emails from client with exhibits
09/07/12	P Bullock	.20	Revise Responses to Requests for Production of

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
			Documents for KENT 2011-544 and KENT 2011-545; mark exhibits; print documents for filing.
09/12/12	J Phillips	1.30	Work on settlement negotiations in KENT 2011-545; meet with client re: settlement strategy
09/13/12	J Phillips	.50	Draft settlement proposal in KENT 2011-545
09/14/12	J Phillips	.50	Engage in settlement negotiations
09/17/12	J Phillips	.20	Engage in settlement negotiations
09/18/12	J Phillips	.70	Engage in settlement negotiations
09/20/12	J Phillips	.20	Draft MSHA quarterly case status report
09/25/12	J Phillips	1.10	Review documents sent by client; finalize responses to requests for production of documents
09/26/12	J Phillips	1.40	Draft letter to atty. E. Waller providing a citation-by-citation summary; draft settlement proposal in KENT 2011-545
09/27/12	J Phillips	.30	Attention to settlement negotiations
09/28/12	J Phillips	1.30	Attention to settlement negotiations
TOTAL HOURS:		12.90	
FREEDOM MINE - KENT 2010-1617 - MSHA #230242 (Ohio County Coal)			
09/20/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
FREEDOM MINE - KENT 2010-1451/1452 - MSHA #227048 (Ohio County Coal)			
09/20/12	J Phillips	.10	Draft MSHA quarterly case status report
09/24/12	J Phillips	.10	Letter from solicitor Malia Lawson re: substitution of counsel
TOTAL HOURS:		0.20	
HIGHLAND 9 MINE - KENT 2011-410 - MSHA #240883 (Highland Mining)			
09/20/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
HIGHLAND 9 MINE - KENT 2011-97 - MSHA #234779 (Highland Mining)			
09/20/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

Pg 28 of 42
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
HIGHLAND 9 MINE - KENT 2010-1632 - MSHA #231678 (Highland Mining)			
09/20/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

HIGHLAND 9 MINE - KENT 2011-699/700 - MSHA #246300 (Highland Mining)			
09/04/12	J Phillips	.90	Draft answers to interrogatories; draft letter to client re: needed exhibits; letter from Judge W. Moran with notice of hearing location; draft email to atty. E. Waller and client re: hearing location
09/05/12	J McCuskey	1.20	Research re: the work product doctrine
09/11/12	J Phillips	.50	Draft responses to written discovery requests in KENT 2011-700
09/11/12	P Bullock	.20	Draft Responses to Requests for Production of Documents for KENT 2011-700; identify and attach exhibits to Responses.
09/12/12	J Phillips	1.50	Meet with client re: settlement opportunities; work on settlement negotiations in KENT 2011-700
09/13/12	J Phillips	.40	Draft settlement proposal
09/14/12	J Phillips	.50	Engage in settlement negotiations
09/17/12	J Phillips	.20	Engage in settlement negotiations
09/18/12	J Phillips	.70	Engage in settlement negotiations
09/19/12	J Phillips	.30	Draft MSHA quarterly case status report
09/25/12	J Phillips	1.30	Work on final revisions to responses to requests for production of documents; review extensive amount of exhibits provided by client
09/27/12	J Phillips	.30	Attention to settlement negotiations
09/28/12	J Phillips	1.30	Attention to settlement negotiations
TOTAL HOURS:		9.30	

CAMP 9 PREP PLANT - KENT 2011-757 - MSHA #247062 (Heritage Coal Company)			
09/19/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

FREEDOM MINE - KENT 2011-746/747 - MSHA #247937 (Ohio County Coal Company)			
09/25/12	J Phillips	.10	Letter from Judge A. Paez re: pre-hearing order
TOTAL HOURS:		0.10	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
WINCHESTER MINE - WEVA 2011-762 - MSHA #241281 (Remington LLC)			
09/04/12	J Ellis	.30	Work on settlement proposal
09/05/12	J Ellis	.30	Receive and review counterproposal from MSHA; draft settlement counterproposal
09/06/12	J Ellis	.70	Receive and review inspector's notes
09/14/12	J Ellis	.30	Receive and review settlement counterproposal from attorney Anthony Berry on WEVA 2011-762; draft settlement counterproposal
09/23/12	J Ellis	.70	Receive and review counterproposal from Anthony Berry; draft response; draft evaluation to client
09/27/12	J Ellis	.20	Email to client and Eric Waller re: status of settlement negotiations
TOTAL HOURS:		2.50	
WINCHESTER MINE - WEVA 2011-908 - MSHA #243940 (Remington LLC)			
09/04/12	J Ellis	.30	Work on settlement proposal
09/05/12	J Ellis	.40	Receive and review counterproposal from MSHA; draft settlement counterproposal
09/06/12	J Ellis	.60	Receive and review inspector's notes
09/14/12	J Ellis	.30	Receive and review settlement counterproposal from attorney Anthony Berry on WEVA 2011-908; draft settlement counterproposal
09/23/12	J Ellis	.60	Receive and review counterproposal from attorney Berry; draft response; draft evaluation to client
TOTAL HOURS:		2.20	
WINCHESTER MINE - WEVA 2011-196 - MSHA #232171 (Remington LLC)			
09/05/12	J Ellis	1.00	Receive and review counterproposal from MSHA; draft settlement counterproposal
09/11/12	J Ellis	.70	Work on discovery and hearing preparation plan for Winchester dockets scheduled for hearing with Anthony Berry
09/14/12	J Ellis	1.70	Receive and review settlement counterproposal from attorney Anthony Berry on WEVA 2011-196; draft settlement counterproposal
09/14/12	J Ellis	1.30	Draft case evaluation (email) to client
09/17/12	J Ellis	.90	Research on cuts to trailing cables (time split with WEVA 2011-564)

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
09/18/12	J Ellis	1.30	Work on discovery responses
09/21/12	J Ellis	.60	Prepare for and attend status conference call with Judge Moran
09/21/12	J Ellis	1.80	Conference call with client; work on settlement counterproposal
09/25/12	J McCuskey	.70	Reviewing file and preparing responses to written discovery
09/26/12	J Ellis	2.40	Call with client re: discovery responses and hearing preparation; draft discovery responses
09/27/12	J Ellis	.50	Emails with attorney Anthony Berry re: depositions and discovery responses; calls and emails with Anthony Berry re: settlement negotiations
09/28/12	J Ellis	.70	Review recent decisions from Judge Moran
TOTAL HOURS:		13.60	

WINCHESTER MINE - WEVA 2011-1338 - MSHA #249360 (Remington LLC)

09/12/12	J Ellis	.50	Draft settlement proposal
TOTAL HOURS:		0.50	

WINCHESTER MINE - WEVA 2011-564 - MSHA #238402 (Remington LLC)

09/04/12	J Ellis	.50	Work on settlement proposal
09/05/12	J Ellis	.80	Receive and review counterproposal from MSHA; draft settlement counterproposal
09/11/12	J Ellis	.60	Work on discovery and hearing preparation plan for Winchester dockets scheduled for hearing with Anthony Berry
09/12/12	J Ellis	.60	Work on settlement proposal; email to Anthony Berry re: settlement proposal
09/14/12	J Ellis	1.00	Receive and review settlement counterproposal from attorney Anthony Berry on WEVA 2011-564; draft settlement counterproposal
09/17/12	J Ellis	.90	Research on cuts to trailing cables (time split with WEVA 2011-196)
09/18/12	J Ellis	.80	Work on discovery responses
09/25/12	J McCuskey	.70	Reviewing file and preparing responses to written discovery

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
09/26/12	J Ellis	2.40	Call with client re: discovery responses and hearing preparation; draft discovery responses
09/27/12	J Ellis	.60	Emails with attorney Anthony Berry re: depositions and discovery responses; calls and emails with Anthony Berry re: settlement negotiations
TOTAL HOURS:		8.90	
WINCHESTER MINE - WEVA 2010-1556 - MSHA #225862 (Remington LLC)			
09/05/12	J Ellis	.40	Receive and review counterproposal from MSHA; draft settlement counterproposal
09/06/12	J Ellis	.40	Receive and review inspector's notes
09/14/12	J Ellis	.50	Receive and review settlement counterproposal from attorney Anthony Berry on WEVA 2010-1556; draft settlement counterproposal
09/23/12	J Ellis	.60	Receive and review counterproposal from Anthony Berry; draft response; draft evaluation to client
TOTAL HOURS:		1.90	
HARRIS NO. 1 MINE - WEVA 2010-1209 - MSHA #223054 (Eastern Associated Coal)			
09/13/12	J Ellis	.40	Receive and review order approving settlement; draft email to client outlining citation modifications
TOTAL HOURS:		0.40	
HARRIS NO. 1 MINE - WEVA 2011-254 - MSHA #235486 (Eastern Associated Coal)			
09/19/12	J Ellis	.30	Receive and review order approving settlement; draft email to client re: settlement order
TOTAL HOURS:		0.30	
HARRIS NO. 1 MINE - WEVA 2010-1063 - MSHA #219017 (Eastern Associated Coal)			
09/19/12	J Ellis	.30	Receive and review order approving settlement; draft email to client re: settlement order
TOTAL HOURS:		0.30	
MSHA CITATION IMM. CONTEST - KENT 2011-1155-R- MSHA #8504053 (Ohio County Coal)			
09/19/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
RIVERS EDGE MINE - WEVA 2011-2034 - MSHA #256838 (Rivers Edge Mining)			
09/06/12	J Ellis	.60	Emails with client re: settlement negotiations
09/21/12	J Ellis	.60	Work on settlement counterproposal
TOTAL HOURS:		1.20	
BLUE CREEK NO. 2 MINE - WEVA 2011-2211 - MSHA #261206 (Midland Trail Energy)			
09/11/12	J Ellis	.50	Draft answers to requests for admission
TOTAL HOURS:		0.50	
WINCHESTER MINE - WEVA 2011-2418 - MSHA #263742 (Remington LLC)			
09/04/12	J Ellis	.20	Receive and review notice of hearing and disclosure deadlines
09/06/12	J Ellis	.20	Emails with client re: settlement negotiations
09/18/12	J Ellis	.30	Emails with client re: settlement negotiations
09/27/12	J Ellis	.20	Emails with client re: settlement negotiations
TOTAL HOURS:		0.90	
HIGHLAND 9 MINE - KENT 2011-1164/1165 - MSHA #254608 (Highland Mining)			
09/04/12	J Phillips	1.70	Draft letter to atty. E. Waller summarizing citations, negotiations and defenses
09/05/12	J Phillips	.60	Attention to settlement negotiations
09/06/12	J Phillips	.90	Attention to settlement negotiations; email from client with permissibility records
09/11/12	J Phillips	.10	Email from solicitor A. Wyatt with list of exhibits
09/16/12	J Phillips	2.30	Prepare for trial; draft lists of exhibits
09/17/12	J Phillips	.40	Emails from solicitor A. Wyatt re: exhibits and joint stipulations; email to solicitor A. Wyatt re: objection to certain stipulations and exhibits
09/19/12	J Phillips	1.80	Teleconference with solicitor A. Wyatt re: settlement negotiations, stipulations and witnesses; emails from and to solicitor A. Wyatt re: stipulations, witnesses and exhibits; engage in settlement negotiations; draft MSHA quarterly case status report

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
09/20/12	J Phillips	1.40	Engage in settlement negotiations
09/25/12	J Phillips	.40	Receive and revise proposed settlement documents from solicitor A. Wyatt (two mistakes in the order approving settlement)
TOTAL HOURS:		9.60	

WINCHESTER MINE - WEVA 2012-26 MSHA 266793 (Remington, LLC)

09/04/12	J McCuskey	2.40	Drafting settlement proposal; research case law on permanent splices
09/06/12	J Ellis	.20	Emails with client re: settlement negotiations
09/06/12	J Ellis	.20	Emails with client re: settlement negotiations
09/07/12	J Ellis	1.10	Emails and calls with client re: status conference call with Judge Simonton and settlement negotiations; work on settlement proposal
09/10/12	J Ellis	.90	Draft settlement proposal
09/11/12	J Ellis	.20	Emails with client re: settlement negotiations
09/18/12	J McCuskey	.30	Attend status conference call with Judge Simonton
09/27/12	J Ellis	.20	Emails with client re: request for examination records
TOTAL HOURS:		5.50	

HIGHLAND 9 MINE - KENT 2011-1296/1297- MSHA #257718 (Highland Mining)

09/19/12	J Phillips	.30	Draft MSHA quarterly case status report
TOTAL HOURS:		0.30	

HIGHLAND 9 MINE - KENT 2011-1359/1360- MSHA #260304 (Highland Mining)

09/06/12	J Phillips	.30	Emails from client with documents responsive to written discovery requests
09/19/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.40	

Pg 34 of 42
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
WINCHESTER MINE - WEVA 2012-194 - MSHA #269491 (Remington, LLC)			
09/21/12	J Ellis	1.30	Review information for the client and work on settlement proposal requested by client
TOTAL HOURS:		1.30	
GATEWAY EAGLE MINE - WEVA 2012-125 - MSHA #268444 (Gateway Eagle Coal)			
09/04/12	J Ellis	1.20	Work on discovery responses; work on settlement proposal
09/19/12	J Ellis	.60	Work on discovery responses
TOTAL HOURS:		1.80	
CAMPBELL'S CREEK SURFACE MINE - WEVA 2010-676 - MSHA #210727 (Midland Trail Energy)			
09/11/12	J Ellis	.20	Emails with clients re: settlement of WEVA 2010-676
TOTAL HOURS:		0.20	
HIGHLAND 9 MINE - KENT 2011-1483 - MSHA #263281 (Highland Mining)			
09/19/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
BLACK OAK MINE - WEVA 2011-1601 - MSHA #251458 (Eastern Associated Coal LLC)			
09/28/12	J Ellis	.20	Receive and review proposed settlement documents
TOTAL HOURS:		0.20	
BLACK OAK MINE - WEVA 2012-468 - MSHA #273637 (Eastern Associated Coal LLC)			
09/28/12	J Ellis	.20	Receive and review proposed settlement documents
TOTAL HOURS:		0.20	
BLACK OAK MINE - WEVA 2011-1462 - MSHA #248970 (Eastern Associated Coal LLC)			
09/28/12	J Ellis	.30	Receive and review proposed settlement documents
TOTAL HOURS:		0.30	
HARRIS NO. 1 MINE - WEVA 2012-467 - MSHA #273620 (Eastern Associated Coal LLC)			
09/28/12	J Ellis	.30	Receive and review proposed settlement documents
TOTAL HOURS:		0.30	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
BLACK OAK MINE - WEVA 2012-348 - MSHA #270870 (Eastern Associated Coal LLC)			
09/27/12	J Ellis	.20	Emails from and to client re: status of settlement documents
09/28/12	J Ellis	.30	Receive and review proposed settlement documents
TOTAL HOURS:		0.50	
HARRIS NO. 1 MINE - WEVA 2011-1045 - MSHA #246203 (Eastern Associated Coal LLC)			
09/26/12	J Ellis	.30	Receive and review order approving settlement; draft email to client re: settlement order and settlement terms
TOTAL HOURS:		0.30	
WINCHESTER MINE - WEVA 2012-534 & 533 - MSHA #275179 (Remington)			
09/11/12	J Ellis	.10	Email from James McClammer re: settlement negotiations on WEVA 2012-534
TOTAL HOURS:		0.10	
HIGHLAND 9 MINE - KENT 2012-442 - MSHA #274746 (Highland Mining)			
09/19/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
HIGHLAND 9 MINE - KENT 2012-25 - MSHA #266371 (Highland Mining)			
09/04/12	J Phillips	.20	Letter from Judge J. Harner with decision approving settlement; draft email to S. Martin re: payment to MSHA
09/06/12	J Phillips	.20	Emails from and to Sandra Martin with breakdown of settlement terms
09/19/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.60	
FREEDOM MINE - KENT 2011-1213 - MSHA #256455 (Ohio County Coal)			
09/19/12	J Phillips	.20	Draft MSHA quarterly case status report
09/24/12	J Phillips	.10	Letter from solicitor Malia Lawson re: substitution of counsel
TOTAL HOURS:		0.30	
FREEDOM MINE - KENT 2011-262 - MSHA #236711 (Ohio County Coal)			
09/19/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
ROCKLICK PREP PLANT - WEVA 2011-1845 - MSHA #254494 (Eastern Associated Coal)			
09/28/12	J Ellis	.20	Receive and review proposed settlement documents
TOTAL HOURS:		0.20	
FREEDOM MINE - KENT 2012-652 - MSHA #276338 (Ohio County Coal)			
09/19/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
FREEDOM MINE - KENT 2012-656 - MSHA #273440 (Ohio County Coal)			
09/18/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
FREEDOM MINE - KENT 2011-1478 - MSHA #261844 (Ohio County Coal)			
09/18/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
FREEDOM MINE - KENT 2011-1362 - MSHA #259184 (Ohio County Coal)			
09/18/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
HIGHLAND #9 MINE - KENT 2012-160/161 - MSHA #269081 (Highland Mining)			
09/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
WINCHESTER MINE - WEVA 2012-682/683 - MSHA #278090 (Remington)			
09/04/12	J Ellis	.10	Email from client re: settlement documents on WEVA 2012-683
09/19/12	J Ellis	.10	Email from client re: filing of settlement documents in WEVA 2012-683
TOTAL HOURS:		0.20	
PRUITT, THURMAN WAYNE / DISCRIMINATION CASE #2 (Patriot Coal)			
09/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

Pg 37 of 42
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
MSHA CONTEST - OIL WELL - FREEDOM MINE (Ohio County Coal)			
09/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
GATEWAY EAGLE MINE - WEVA 2012-939 - MSHA #281814 (Eastern Associated Coal)			
09/19/12	J Ellis	.10	Emails to and from client re: settlement negotiations
09/27/12	J Ellis	.10	Email from client re: settlement negotiations
TOTAL HOURS:		0.20	
DODGE HILL MINE #1 / DODGE HILL MINING / 103(A) CITATIONS (Ohio County Coal)			
09/18/12	J Phillips	.80	Teleconferences with client re: 103(a) issues; legal research re: Mine Act provision concerning 103(a); draft email to client re: 103(a)
TOTAL HOURS:		0.80	
WINCHESTER MINE - WEVA 2012-807 - MSHA #280731(Remington LLC)			
09/05/12	J Ellis	.60	Work on settlement proposal
09/06/12	J Ellis	.80	Attention to settlement negotiations
09/18/12	J Ellis	.20	Emails with client re: settlement negotiations
09/26/12	J Ellis	.30	Receive and review proposed settlement documents on WEVA 2012-807
TOTAL HOURS:		1.90	
CAMP 9 PREP PLANT - KENT 2012-393 - MSHA #275500 (Heritage Coal)			
09/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
BLACK OAK MINE - WEVA 2011-2219 - MSHA #260216 (Eastern Associated Coal)			
09/28/12	J Ellis	.20	Receive and review proposed settlement documents
TOTAL HOURS:		0.20	
BLACK OAK MINE - WEVA 2012-22 - MSHA #266265 (Eastern Associated Coal)			
09/28/12	J Ellis	.20	Receive and review proposed settlement documents
TOTAL HOURS:		0.20	

Pg 38 of 42
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
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BLACK OAK MINE - WEVA 2012-1130 - MSHA #285374 (Eastern Associated Coal)

09/19/12 J McCuskey 1.90 Drafting settlement proposal

TOTAL HOURS: 1.90

WINCHESTER MINE - WEVA 2012-1141/1142 - MSHA #286437 (Remington LLC)

09/19/12 J Ellis .90 Work on settlement proposals

TOTAL HOURS: 0.90

AMERICAN EAGLE MINE - WEVA 2012-1286/1287 - MSHA #288468 (Speed Mining)

09/04/12 J Ellis 1.80 Review inspectors' notes and work on settlement proposal

09/18/12 J Ellis 3.60 Attention to settlement negotiations on WEVA 2012-1287

09/24/12 J Ellis .20 Emails from and to attorney Matt Babington re: assuming WEVA 2012-1286 from Fran Serafin and continuation of settlement negotiations

TOTAL HOURS: 5.60

HIGHLAND #9 MINE - KENT 2012-591 - MSHA #277675 (Highland Mining)

09/17/12 J Phillips .20 Draft MSHA quarterly case status report

TOTAL HOURS: 0.20

FREEDOM MINE - KENT 2012-777 - MSHA #281671 (Ohio County Coal)

09/10/12 J Phillips .90 Attention to settlement negotiations

09/17/12 J Phillips .20 Draft MSHA quarterly case status report

TOTAL HOURS: 1.10

FREEDOM MINE - KENT 2012-665 - MSHA #279236 (Ohio County Coal)

09/10/12 J Phillips .70 Attention to settlement negotiations

09/17/12 J Phillips .30 Draft MSHA quarterly case status report

TOTAL HOURS: 1.00

DODGE HILL MINE #1 - KENT 2012-779 - MSHA #282477 (Dodge Hill Mining)

09/17/12 J Phillips .20 Draft MSHA quarterly case status report

TOTAL HOURS: 0.20

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
FEDERAL NO. 2 MINE - WEVA 2012-1195/1196 - MSHA #288463 (Eastern Associated Coal)			
09/19/12	J Ellis	1.40	Review citations and information from the client; work on settlement proposal
TOTAL HOURS:		1.40	
SUGAR MAPLE MINE - WEVA 2012-1370 - MSHA #291131 (Gateway Eagle Coal)			
09/21/12	J Ellis	.90	Work on settlement counterproposal
TOTAL HOURS:		0.90	
CAMPBELL'S CREEK NO. 10 MINE - WEVA 2012-1366 - MSHA #291127 (Gateway Eagle Coal)			
09/18/12	J Ellis	.60	Receive and review settlement counterproposal from MSHA; emails with Linda Hrovatic re: settlement negotiations; draft email to client re: potential settlement
09/19/12	J Ellis	.10	Emails from clients re: settlement
TOTAL HOURS:		0.70	
SUGAR MAPLE MINE - WEVA 2012-1216 - MSHA #288473 (Gateway Eagle Coal)			
09/18/12	J Ellis	.50	Receive and review settlement counterproposal from client; emails with client re: potential settlement
09/19/12	J Ellis	.20	Emails to and from client re: potential settlement
TOTAL HOURS:		0.70	
HIGHLAND #9 MINE - KENT 2012-644 - MSHA #280351 (Highland Mining)			
09/17/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
FREEDOM MINE - KENT 2012-788 - MSHA #281671 (Ohio County Coal)			
09/10/12	J Phillips	.80	Attention to settlement negotiations
09/17/12	J Phillips	.30	Draft MSHA quarterly case status report
TOTAL HOURS:		1.10	
WINCHESTER MINE - WEVA 2012-1473 - MSHA #292179 (Remington LLC)			
09/12/12	J Ellis	.70	Work on settlement counterproposal
TOTAL HOURS:		0.70	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
HIGHLAND 9 MINE - KENT 2012-872 - MSHA #282970 (Highland Mining)			
09/03/12	J Phillips	.10	Email from CLR Troy Davis re: stay of discovery and assignment to backlog attorneys
09/17/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.30	

DODGE HILL IMMEDIATE NOTIFICATION (Dodge Hill Mining)			
09/05/12	J Phillips	2.80	Legal research re: immediate notification; draft letter to client summarizing arguments to be made to conference litigation representative
09/06/12	J Phillips	.30	Work on letter to client re: immediate notification
09/17/12	J Phillips	.40	Teleconference with client re: conference and notice of contest; draft MSHA quarterly case status report
09/18/12	J Phillips	.50	Work on notices of immediate contest; teleconference with client re: conference results and notices of contest
09/19/12	J Phillips	2.70	Teleconference with client re: results of conference; draft email to atty. E. Waller, and others re: notices of contest; teleconference with client re: strategy concerning contesting of citations; teleconference with client re: conference and notice of contest
09/26/12	J Phillips	.30	Teleconference with atty. clients re: conference results and proposed course of action
TOTAL HOURS:		7.00	

BLACK OAK MINE - WEVA 2012-1455 - MSHA #291132 (Eastern Associated Coal)			
09/19/12	J McCuskey	2.10	Drafting settlement proposal
TOTAL HOURS:		2.10	

CAMPBELL'S CREEK NO 7 MINE - WEVA 2012-1581 - MSHA #294266 (Midland Trail Energy)			
09/21/12	J Ellis	.10	Email to Aaron Price re: rebuttals
TOTAL HOURS:		0.10	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
AMERICAN EAGLE MINE - WEVA 2012-1579 - MSHA #293996 (Speed Mining)			
09/20/12	J Ellis	2.80	Review citations, information from the client, and inspector's notes; work on settlement proposal
TOTAL HOURS:		2.80	
JARVIS, JOHN GARY DISCRIMINATION SUIT / MADI-CD-2012-19 (Grand Eagle Mining)			
09/04/12	J Phillips	.90	Gather facts in defense of section 105(c) investigation
09/06/12	J Phillips	.10	Draft letter to MSHA investigator Kirby Smith re: representation
09/17/12	J Phillips	1.70	Teleconference with client re: MSHA document requests; draft quarterly case status report; emails from and to atty. E. Waller re: discrimination investigation; teleconference with Sabrina Fields re: incident and MSHA requests; email from client with information responsive to MSHA request; draft letter to district manager Jim Langley re: Camp Terminal's response to MSHA request
09/18/12	J Phillips	.70	Work on defense of section 105(c) discrimination investigation
09/19/12	J Phillips	1.30	Work on response to MSHA's investigative requests
TOTAL HOURS:		4.70	
FARLEY EAGLE MINE - WEVA 2012-1577 - MSHA #293993 (Gateway Eagle Coal)			
09/13/12	J Ellis	.50	Draft Answer to the Petition for Assessment in WEVA 2012-1577
09/14/12	J Ellis	.10	Email from client re: additional information on the citations
TOTAL HOURS:		0.60	
FEDERAL NO. 2 MINE - WEVA 2012-1575 & 1576 - MSHA #293992 (Eastern Associated Coal)			
09/13/12	J Ellis	2.00	Draft answers to the petitions for assessment in WEVA-2012-1575 and WEVA 2012-1576; review citations and other information from the client
TOTAL HOURS:		2.00	
BLACK OAK MINE - WEVA 2012-1580 - MSHA #294007 (Eastern Associated Coal)			
09/13/12	J Ellis	.50	Draft Answer to the Petition for Assessment in WEVA 2012-1580
09/19/12	J Ellis	.40	Work on settlement proposal to Linda Hrovatic

TIME DETAIL REPORT

Work Date	Time- keeper	Hours	Narrative
09/27/12	J McCuskey	1.60	Drafting settlement proposal
TOTAL HOURS:		2.50	
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DODGE HILL CONTINUOUS MINER CITATIONS (Dodge Hill Mining)			
09/25/12	J Phillips	.20	Draft MSHA quarterly case status report
09/26/12	J Phillips	.20	Teleconference with client re: status of citations
TOTAL HOURS:		0.40	
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FREEDOM MINE / OHIO COUNTY COAL / NOTICE OF CONTEST - 296918 (Patriot Coal)			
09/26/12	J McCuskey	1.80	Drafting motion to re-open
TOTAL HOURS:		1.80	
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WINCHESTER MINE - WEVA 2012-1661 - MSHA #295104 (Remington)			
09/29/12	J Ellis	.50	Draft answer to the petition in WEVA 2012-1661
TOTAL HOURS:		0.50	
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AMERICAN EAGLE MINE - WEVA 2012-1662 - MSHA #296858 (Speed Mining)			
09/29/12	J Ellis	.50	Draft answer to the petition in WEVA 2012-1662
TOTAL HOURS:		0.50	