

DAVIS POLK & WARDWELL LLP
450 Lexington Avenue
New York, New York 10017
Telephone: (212) 450-4000
Facsimile: (212) 607-7983
Marshall S. Huebner
Damian S. Schaible
Brian M. Resnick
Darren S. Klein
Michelle M. McGreal

*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.

Chapter 11

Case No. 12-12900 (SCC)

(Jointly Administered)

**DECLARATION OF NO OBJECTIONS REGARDING THE REJECTION OF
CERTAIN LEASE AGREEMENTS PURSUANT TO DOCKET NO. 1487**

The undersigned hereby declares that, as of the date hereof, he is not aware of any objection to the rejection of the lease agreements with CapitalSource Bank, Fifth Third Leasing Company, Key Equipment Finance Inc. and United Leasing Inc. (the “**Lease Agreements**”) sought in the Debtors’ Second Amended Fourth Omnibus Notice of Rejection of Certain Executory Contracts and Unexpired Leases and the Abandonment of Expendable Property [ECF. No. 1487] (the “**Notice**”).¹

¹ Objections were filed with respect to other leases for which the Debtors are seeking rejection pursuant to the Notice. Pursuant to the Court’s Order dated August 16, 2012 Establishing Procedures for the Rejection of Executory Contracts and Unexpired Leases and for the Abandonment of Personal Property [ECF No. 370], the filing of such objections shall not delay the entry of an order authorizing the rejection of any Contract or Lease or the abandonment of any Expendable Property set forth in a Notice for which no objection has timely been filed.

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 Lease Agreements appears thereon. The deadline for filing objections to the Notice has passed.

In accordance with the Order Establishing Certain Notice, Case Management and Administrative Procedures entered October 18, 2012 [ECF No. 1386], 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: New York, New York
October 26, 2012

By: /s/ Darren S. Klein
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