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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 unresolved objection to the rejection of the lease agreements with General Electric Capital Corp. and Nations Fund I, 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**”).<sup>1</sup>

The undersigned further declares that he has caused a review of the Court’s docket in

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<sup>1</sup> General Electric Capital Corp. filed an objection to the Notice, with respect to the applicable Lease Agreements, on October 17, 2012 [ECF No. 1372], which objection was subsequently resolved and withdrawn on November 13, 2012 [ECF No. 1558]. 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.

these cases and has not been advised that any unresolved 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  
November 16, 2012

By: /s/ Darren S. Klein  
Marshall S. Huebner  
Damian S. Schaible  
Brian M. Resnick  
Darren S. Klein

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