

Thompson Coburn LLP  
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Mark A. Mattingly

*Special 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)**

**AFFIDAVIT OF MARK A. MATTINGLY REGARDING NOTICE OF CHANGE OF  
HOURLY RATES OF THOMPSON COBURN LLP**

I, Mark A. Mattingly, being duly sworn, state the following under penalty of perjury:

1. I am a partner in the law firm of Thompson Coburn LLP (“**Thompson Coburn**” or the “**Firm**”). I am a member in good standing of the Bars of the States of Missouri and Illinois, and am admitted to practice before the United States District Courts for the Eastern and Western Districts of Missouri and the Southern District of Illinois. I have never been the subject of a disciplinary proceeding nor are any such proceedings currently pending against me.

2. In accordance with the *Order Authorizing the Employment and Retention of Thompson Coburn LLP as Special Counsel for the Debtors Nunc Pro Tunc to the Petition Date* [Docket No. 538] (the “**Thompson Coburn Retention Order**”), on behalf of Thompson Coburn, special counsel to the above-captioned debtors and debtors in possession (collectively,

the “**Debtors**”), I hereby file this notice of a change in the hourly rates of certain Thompson Coburn attorneys and paralegals. Effective January 1, 2013, certain attorneys’ and paralegals’ hourly rates for matters relates to the Debtors’ Chapter 11 cases will be increased as follows:

<b>Attorney/Paraprofessional</b>	<b>Hourly Rate as of Commencement Date</b>	<b>Hourly Rate Effective January 1, 2013</b>
David Warfield, Partner	\$510	\$510
Roman Wuller, Partner	\$475	\$495
David Farrell, Partner	\$465	\$480
Christopher Hohn, Partner	\$430	\$450
Kathleen Kraft, Associate	\$350	\$350
Mark Mattingly, Partner	\$330	\$345
Matthew Guletz, Associate	\$300	\$310
David Mangian, Associate	\$240	\$260
Felicia Williams, Associate	\$220	\$240
Debra Loveless, Paralegal	\$170	\$170

3. The rate increases are in accordance with Thompson Coburn policies and are a result of attorneys’ and paralegals’ annual advance in seniority. The aforementioned listing includes those professionals who were listed in the *Application of the Debtors for Authority to Employ and Retain Thompson Coburn LLP as Special Counsel for the Debtors Nunc Pro Tunc to the Petition Date* [Docket No. 446] (the “**Thompson Coburn Application**”). Not all the listed professionals have worked on Debtors’ matters as of the date of this notice. In accordance with the Thompson Coburn Application, Thompson Coburn will be compensated at a 10% discount to the rates reflected above. Thus, Debtors will be charged rates that are less than what Thompson Coburn customarily charges other clients for work of this type.

4. In accordance with the *Order to Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals* [Docket No. 262] (the “**Interim Compensation Order**”), Thompson Coburn will continue to disclose the billing rate of each partner, associate and paraprofessional providing services to the Debtors on a monthly

basis in each Monthly Statement (as defined in the Interim Compensation Order).

5. Consistent with the procedures described in the Thompson Coburn Retention Order and the Interim Compensation Order, Thompson Coburn will serve this notice, 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, Esq., (ii) attorneys for the Debtors, Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, New York 10017, Attn: Marshall S. Huebner, Esq. and Brian M. Resnick, Esq., (iii) 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, Esq. and Paul K. Schwartzberg, Esq., (iv) 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, Esq. and Joseph Smolinsky, Esq., and (b) Willkie Farr & Gallagher LLP, 787 Seventh Avenue, New York, New York 10019, Attn: Margot B. Schonholtz, Esq. and Ana Alfonso, Esq., and (v) 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.

Respectfully Submitted,

THOMPSON COBURN LLP

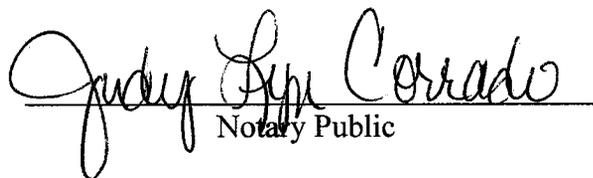
Dated: December 13, 2012  
St. Louis, Missouri

By:   
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STATE OF MISSOURI     )  
  )  
CITY OF ST. LOUIS     )

On this 13<sup>th</sup> day of December 2012, before me personally appeared Mark A. Mattingly, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

  
Notary Public

(SEAL)

My Commission Expires:

