

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI

In re:

PATRIOT COAL CORPORATION, *et al.*,
Debtors.

Chapter 11

Case No. 12-51502

(Jointly Administered)

MONTHLY FEE STATEMENT OF STEPTOE & JOHNSON PLLC FOR
PROFESSIONAL SERVICES AND DISBURSEMENTS FOR THE PERIOD OF
DECEMBER 1, 2012 THROUGH DECEMBER 31, 2012

NAME OF APPLICANT:

Steptoe & Johnson PLLC

ROLE IN THE CASE:

Special Counsel for the Debtors

TIME PERIOD:

December 1, 2012 through and including
December 31, 2012

CURRENT APPLICATION:

Total Fees Requested: \$38,773.00
80% of Fees Requested: \$31,018.40
Total Expenses Requested: \$429.46

1. In accordance with the *Order To Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals* [ECF No. 262, S.D. NY] (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 December 1, 2012 through and including December 31, 2012 (the “**Fee Statement Period**”).

2. Pursuant to the Interim Compensation Order, Steptoe & Johnson seeks payment of \$31,447.86, 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 tax 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 16th day of January, 2013.

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	4.00	820.00
C. David Morrison	Member	\$235.00	6.80	1,598.00
Jeffrey K. Phillips	Member	\$220.00	49.4	11,240.50
Jonathan R. Ellis	Member	\$160.00	74.3	11,888.00
L. Frederick Williams, Jr.	Member	\$235.00	7.30	1,715.50
Robert L. Bailey	Of Counsel	\$190.00	7.90	1,501.00
Thomas S. Kleeh	Member	235.00	0.20	47.00
W. Henry Lawrence	Member	\$235.00	4.70	1,104.50
TOTAL MEMBERS and OF COUNSEL:			154.60	\$29,914.50

II.A. Associates

Name of Associate	Department	Hourly Rate	Total Hours	Total Fees
John "JB" B. McCusky	Labor - MSHA	\$150.00	26.20	3,930.00
W. James O'Brien	Litigation	\$185.00	16.70	3,089.50
Mark G. Jeffries	Labor	\$160.00	1.20	192.00
TOTAL ASSOCIATES:			44.10	\$7,211.50

III.A. Paraprofessionals

Name of Paraprofessional	Department	Hourly Rate	Total Hours	Total Fees
Natalie N. Williams	Litigation Paralegal	\$90.00	18.30	1,647.00
TOTAL PARAPROFESSIONALS:			18.30	\$1,647.00

EXHIBIT B

Expenses

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

CATEGORY of EXPENSES	AMOUNTS
Postage, courier and freight	62.80
Travel	233.66
Office charges (photocopies, scanning, long distance calls)	133.00
TOTAL	\$ 429.46

EXHIBIT C

Summary of Project Code

SUMMARY OF HOURS AND AMOUNTS BILLED
BY STEPTOE & JOHNSON PLLC

DESCRIPTION	HOURS	AMOUNT
Labor Matters	5.70	1,339.50
Bishop v. Client, <i>et al.</i>	39.70	5,841.00
Sales & Severance Tax Audit	0.70	164.50
West Virginia Bonding Advice	4.00	820.00
Grand Eagle Mining / Cinda Croft EEOC Charge	2.20	427.00
Bankruptcy Matters	0.10	23.50
Research & Development Tax Credit Appeal	6.60	1,551.00
Horton v. Dodge Hill Mining	15.10	3,697.50
MSHA – General	12.60	1,921.00
Highland Mining (MSHA Case #171195)	0.90	198.00
Highland Mining (MSHA Case #173999)	0.10	22.00
Winchester Mine (MSHA Case #168620)	6.10	976.00
Grand Eagle Mining (MSHA Case #142097)	1.00	220.00
Freedom Mine Accident Investigation (MSHA Case #195018)	8.00	1,760.00
Highland Mining (MSHA Case #196588)	0.30	66.00
Grand Eagle Mining (MSHA Case #167389)	0.10	22.00
Highland Mining (MSHA Case #187706)	0.80	176.00
Ohio County Coal (MSHA Case #215176)	0.10	22.00
Highland Mining (MSHA Case #211084)	0.20	44.00
Highland Mining (MSHA Case #216244)	0.90	198.00
Grand Eagle Mining (MSHA Case #218390)	0.40	88.00
Ohio County Coal (MSHA Case #8501317)	0.10	22.00
Freedom Mine (MSHA Case #189530)	0.10	22.00
Freedom Mine (MSHA Case #201631)	0.10	22.00
Freedom Mine (MSHA Case #204392)	0.10	22.00
Ashby v. Ohio County Coal	1.30	286.00
Highland 9 Mine (MSHA Case #225463)	1.40	308.00
Highland 9 Mine (MSHA Case #228532-01)	0.10	22.00
Highland 9 Mine (MSHA Case #249029)	0.60	132.00
Highland 9 Mine (MSHA Case #237915)	0.60	132.00
Highland 9 Mine (MSHA Case #243492)	7.80	1,557.00
Freedom Mine (MSHA Case #230242)	0.10	22.00

DESCRIPTION	HOURS	AMOUNT
Freedom Mine (MSHA Case #227048)	0.10	22.00
Highland 9 Mine (MSHA Case #234779)	0.10	22.00
Highland 9 Mine (MSHA Case #231678)	4.90	1,000.00
Highland 9 Mine (MSHA Case #246300)	0.60	132.00
Winchester Mine (MSHA Case #249360)	1.10	176.00
Gateway Eagle Mine (MSHA Case #257616)	1.10	176.00
Winchester Mine (MSHA Case #251941)	3.60	541.00
Blue Creek No. 2 Mine (MSHA Case #261206)	0.10	16.00
Winchester Mine (MSHA Case #258124)	2.00	320.00
Winchester Mine (MSHA Case #263742)	4.80	768.00
Highland 9 Mine (MSHA Case #254608)	0.10	22.00
Winchester Mine (MSHA Case #266793)	4.20	672.00
Blue Creek No. 1 Mine (MSHA Case #259990)	0.30	48.00
Highland 9 Mine (MSHA Case #257718)	0.40	88.00
Highland 9 Mine (MSHA Case #260304)	0.10	22.00
Winchester Mine (MSHA Case #269491)	0.80	128.00
Gateway Eagle Mine (MSHA Case #268444)	0.90	144.00
Highland 9 Mine (MSHA Case #263281)	1.00	220.00
Black Oak Mine (MSHA Case #251458)	0.30	48.00
Blue Creek No. 2 (MSHA Case #274408)	1.30	208.00
Harris No. 1 (MSHA Case #251443)	0.10	16.00
Winchester Mine (MSHA Case #275179)	0.10	16.00
Winchester Mine (MSHA Case #272361)	10.00	1,557.00
Highland 9 Mine (MSHA Case #274746)	1.20	264.00
Freedom Mine (MSHA Case #256455)	0.10	22.00
Freedom Mine (MSHA Case #236711)	0.20	44.00
Rocklick Prep Plant (MSHA Case #254494)	0.10	16.00
Black Oak Mine (MSHA Case #276491)	0.20	32.00
Campbell's Creek No. 7 (MSHA Case #274403)	0.10	16.00
Harris Prep Plant (MSHA Case #254490)	0.10	16.00
Freedom Mine (MSHA Case #276338)	0.10	22.00
Freedom Mine (MSHA Case #273440)	0.10	22.00
Freedom Mine (MSHA Case #261844)	0.10	22.00
Freedom Mine (MSHA Case #259184)	0.10	22.00

DESCRIPTION	HOURS	AMOUNT
Highland 9 Mine (MSHA Case #269081)	0.20	44.00
Black Oak Mine (MSHA Case #279362)	0.60	96.00
Campbell's Creek No. 7 Mine (MSHA Case #280072)	1.20	192.00
American Eagle Mine (MSHA Case #279828)	1.00	160.00
MSHA Contest – Freedom Mine	0.20	44.00
Gateway Eagle Mine (MSHA Case #281814)	1.30	195.00
Camp 9 Prep Plant (MSHA Case #275500)	0.10	22.00
Winchester Mine (MSHA Case #283385)	0.50	80.00
Black Oak Mine (MSHA Case #260216)	0.10	16.00
Black Oak Mine (MSHA Case #285374)	2.60	416.00
American Eagle Mine (MSHA Case #286172)	2.30	368.00
Winchester Mine (MSHA Case #286437)	1.90	304.00
American Eagle Mine (MSHA Case #288468)	2.00	320.00
Highland 9 Mine (MSHA Case #277675)	0.10	22.00
Freedom Mine (MSHA Case #281671)	0.20	44.00
Freedom Mine (MSHA Case #279236)	0.20	44.00
Dodge Hill Mine #1 (MSHA Case #282477)	0.10	22.00
Federal No. 2 Mine (MSHA Case #288463)	2.20	352.00
Sugar Maple Mine (MSHA Case #291131)	5.90	944.00
Highland 9 Mine (MSHA Case #280351)	0.10	22.00
Freedom Mine (MSHA Case #281671)	0.10	22.00
American Eagle Mine (MSHA Case #284555)	1.00	160.00
Winchester Mine (MSHA Case #292179)	2.50	400.00
Highland 9 Mine (MSHA Case #282970)	0.30	66.00
Dodge Hill Immediate Notification	0.30	66.00
Black Oak Mine (MSHA Case #291132)	5.10	816.00
Campbell's Creek No. 7 Mine (MSHA Case #294266)	0.30	48.00
American Eagle Mine (MSHA Case #293996)	3.00	480.00
Jarvis Discrimination Suit	0.30	66.00
Farley Eagle Mine (MSHA Case #293993)	0.50	75.00
Federal No. 2 Mine (MSHA Case #293992)	8.50	1,294.00
Dodge Hill Continuous Miner Citations	0.30	66.00
Freedom Mine Notice of Contest (MSHA Case #296918)	0.10	22.00
Winchester Mine (MSHA Case #295104)	0.30	48.00

DESCRIPTION	HOURS	AMOUNT
American Eagle Mine (MSHA Case #296858)	0.90	144.00
Dodge Hill Mine No. 1 (MSHA Case #288592)	0.20	44.00
Peerless Rachel Mine (MSHA Case #298098)	0.40	64.00
Dodge Hill Mine No. 1 (MSHA Case #291263)	0.40	88.00
Winchester Mine (MSHA Case #300547)	0.80	128.00
Highland 9 Mine (MSHA Case #291748)	0.40	88.00
Sugar Maple Mine (MSHA Case #302491)	2.00	315.00
Camp 9 Prep Plant (MSHA Case #295409)	0.20	44.00
Dodge Hill Mine #1 (MSHA Case #294648)	0.50	110.00
Dodge Hill Mine #1 (MSHA Case #294118)	0.40	88.00
Dodge Hill Mine #1 (MSHA Case #299605)	0.30	66.00
Highland 9 Mine (MSHA Case #300098)	0.60	132.00
Freedom Mine (MSHA Case #270710)	1.00	220.00
Freedom Mine (MSHA Case #267836)	0.80	176.00
Freedom Mine (MSHA Case #284667)	0.70	154.00
Coalburg No. 1 Mine (MSHA Case #300799)	1.30	208.00
Eagle No. 1 Mine (MSHA Case #303942)	1.40	224.00
Winchester Mine (MSHA Case #303681)	0.50	80.00
Sugar Maple Mine (MSHA Case #301677)	0.50	80.00
TOTAL HOURS and COMPENSATION REQUESTED:	217.00	\$38,773.00

EXHIBIT D

Time Records

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
LABOR MATTERS			
12/07/12	C Morrison	.30	Review Grand Eagle severance agreement and revise same
12/07/12	C Morrison	.50	Draft e-mail re: requirements of the Grand Eagle Mining severance agreement
12/07/12	C Morrison	.30	Review letter agreement with Brody re: testing of employees, including drafting e-mail to client re: same
12/10/12	C Morrison	.20	Telephone conference with client re: a consultant agreement
12/10/12	C Morrison	3.00	Draft severance agreement and consulting agreement for an Apogee Coal employee who will soon be retiring
12/17/12	C Morrison	.70	Review e-mail from client re: attachment to waivers when there is a severance program and draft form for his use for the attachment
12/18/12	C Morrison	.10	Draft email to Client re: Grand Eagle Waiver
12/20/12	C Morrison	.60	Review proposed Grand Eagle severance agreement and respond to Gloria Choate's e-mail re: same
TOTAL HOURS:		5.70	
<hr/>			
BISHOP, KERRLIE E. & ALFREDA V. CLIENT, ET AL.			
12/03/12	W O'Brien	1.20	Review file for response to Plaintiffs' counsel regarding demand for Garretson payment; draft response to same including list of remaining action items Plaintiffs need to complete to finalize settlement; confer with Hank Lawrence regarding same
12/04/12	W O'Brien	.50	Review emails from Roger Decanio regarding settlement; draft response to same
12/10/12	W Lawrence	.50	Calls from Roger Decanio re: Garretson payment and completion of settlement; confer with Jamie O'Brien re: submissions by Decanio and finalizing settlement
12/10/12	W O'Brien	.30	Work on coordinating pick up of settlement documents from Plaintiffs' counsel; email with Plaintiffs' counsel regarding same
12/11/12	W O'Brien	1.30	Review files from Plaintiffs' counsel and work on compiling list of same; confer with Natalie Williams regarding same
12/12/12	N Williams	5.80	Review documents contained in Sutter files in order to verify dates on signature pages, waiver of water replacements and

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
			Medicare/Medicaid disclosures
12/13/12	W Lawrence	.50	Emails from and to and calls from and to Roger Decanio re: Garretson payment
12/13/12	W Lawrence	.50	Review motion and Garretson lien chart
12/13/12	W Lawrence	.10	Call to Jeremy Shook
12/13/12	W Lawrence	.30	Confer with Jamie O'Brien re: response
12/13/12	N Williams	5.00	Review numerous signature pages contained in Sutter files in order to verify complete signatures and notaries
12/13/12	N Williams	1.00	Review documents contained in Sutter files in order to verify dates on signature pages, waiver of water replacements and Medicare/Medicaid disclosures
12/13/12	W O'Brien	3.20	Review settlement documents from Plaintiffs and work on tracking chart for finalizing settlement; confer with Natalie Williams regarding same
12/13/12	W O'Brien	1.10	Draft letter to Plaintiffs' counsel with update on action items for finalizing settlement; review file for same
12/13/12	W O'Brien	.20	Emails with Plaintiffs' counsel regarding Medicare/Medicaid lien information
12/13/12	W O'Brien	.40	Review Plaintiffs' motion to enforce settlement; confer with Hank Lawrence regarding response to same
12/14/12	W Lawrence	.20	Emails on motion for Garretson and bankruptcy impact
12/14/12	W Lawrence	.10	Call from Frank Simmerman
12/14/12	N Williams	6.00	Review numerous signature pages contained in Sutter files in order to verify complete signatures and notaries
12/14/12	W O'Brien	1.30	Work on list of action items for completion of settlement and letter to Plaintiffs' counsel detailing items; review file regarding same
12/14/12	W O'Brien	.30	Emails with defense counsel regarding response to motion to enforce
12/17/12	W Lawrence	.10	Review and respond to emails on motion
12/17/12	W Lawrence	.40	Review settlement documents submitted by plaintiffs and proposed letter to Roger Decanio

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
12/17/12	N Williams	.50	Review minor's signature pages in order to confirm guardian signatures
12/17/12	W O'Brien	.10	Email from co-defendant's counsel regarding hearing dates for consolidated cases
12/17/12	W O'Brien	.60	Work with Natalie Williams to identify incomplete settlement documents from Plaintiffs
12/17/12	W O'Brien	1.80	Draft letter to Plaintiffs' counsel with list of action items required to complete settlement and items received; review file for same
12/18/12	W O'Brien	.10	Call from co-counsel, Charles Ochab, regarding recent approval order for wrongful death case
12/18/12	W O'Brien	.90	Finalize and send letter to Plaintiffs' counsel with list of action items for completion of settlement
12/19/12	W Lawrence	.30	Email from Roger Decanio and letter from Amy Paulus re: motion
12/19/12	W O'Brien	.10	Email from Plaintiffs' counsel to the Court requesting hearing dates for motion to compel enforcement of settlement
12/20/12	W Lawrence	.30	Review remand order
12/20/12	W Lawrence	.30	Review notice of hearing emails and Amy Paulus letter
12/20/12	W Lawrence	.20	Call from Frank Simmerman re: remand order
12/20/12	W O'Brien	.20	Letter from insurance counsel and Plaintiffs' counsel regarding pending motion to enforce settlement
12/20/12	W O'Brien	.80	Draft summary email to client regarding status of case and proposed response to Plaintiffs' motion; review file for same
12/20/12	W O'Brien	.10	Emails with Plaintiffs' counsel regarding Medicare/Medicaid lien report and inability to access same
12/20/12	W O'Brien	.30	Work on response to Plaintiffs' motion to enforce the settlement
12/21/12	W Lawrence	.50	Call and email from Eric Waller re: Garretson fees
12/21/12	W Lawrence	.20	Call and email from Jeremy Shook re: Garretson fees
12/21/12	W Lawrence	.20	Review response brief, cross-motion to enforce with Jamie O'Brien and Chartis letter

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
12/21/12	W O'Brien	.20	Emails with client regarding letter from insurance counsel, status of case and response to Plaintiffs' motion to enforce settlement
12/21/12	W O'Brien	1.20	Work on response to motion to enforce settlement and Patriot's motion to enforce settlement against Plaintiffs
12/21/12	W O'Brien	.20	Email from Plaintiffs' contractor working on Medicare/Medicaid lien resolutions with copies of recent reports; review same
12/21/12	W O'Brien	.20	Emails with Massey Defendants' counsel for comparison of settlement documents received from Plaintiffs
12/28/12	W O'Brien	.10	Email from counsel for Massey Defendants regarding waivers of water replacement from Plaintiffs
TOTAL HOURS:		39.70	

SALES & SEVERANCE TAX AUDIT

11/20/12	L Williams, J	.20	Telephone conference with bankruptcy attorneys regarding whether bankruptcy court approval is needed to prosecute appeal
11/27/12	L Williams, J	.50	Review of bankruptcy provisions; Telephone conference with Rich Hoffman regarding appeal
TOTAL HOURS:		0.70	

WEST VIRGINIA BONDING ADVICE

12/03/12	A Benincasa	2.50	Phone calls to and from Drew McAllister and New York counsel regarding bond issues; review rules and e-mails regarding bonding issues; provide comment and edits to proposed position
12/04/12	A Benincasa	1.50	Review draft e-mail regarding bonding issues; provide comments and thoughts to New York counsel; e-mails to and Drew McAllister and New York counsel regarding bonding and bankruptcy Issues
TOTAL HOURS:		4.00	

GRAND EAGLE MINING / CINDA CROFT EEOC CHARGE

12/10/12	C Morrison	.20	Review letter of Attorney Berger and draft letter to client re: same
12/10/12	M Jeffries	1.20	Review settlement demand and call to E. Snell to verify accuracy of same

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
12/11/12	C Morrison	.10	Review Mark Jeffries' e-mail re: information he learned in talking to Eddy Snell
12/11/12	C Morrison	.10	Draft e-mail to client re: making settlement proposal
12/13/12	C Morrison	.50	Confer with Eric Waller re: offer letter from Croft's attorney
12/17/12	C Morrison	.10	Draft e-mail to client re: settlement proposal
TOTAL HOURS:		2.20	

BANKRUPTCY MATTERS

12/07/12	C Morrison	.10	Review notice of hearing for hearing scheduled on December 18, 2012
TOTAL HOURS:		0.10	

RESEARCH & DEVELOPMENT TAX CREDIT APPEAL

09/27/12	L Williams, J	.50	Patriot - Preparation of appeal of tax credit denial; Telephone conference with Rich Hoffman
10/12/12	L Williams, J	2.00	Drafting of Petition for reassessment; Research regarding research and development tax credit
10/22/12	L Williams, J	.50	Patriot - Review and filing of petition appealing denial of research and development credit
10/23/12	L Williams, J	1.00	Mariani - Telephone conference with Ken Mariani regarding gifting alternatives
11/05/12	L Williams, J	.50	Review of statutory language relating to activities eligible for research and development tax credit
11/20/12	L Williams, J	.20	Review of correspondence from Office of Tax Appeals
12/04/12	L Williams, J	1.90	Preparation for and participation in prehearing conference
TOTAL HOURS:		6.60	

HORTON, TRACY V. DODGE HILL MINING

12/17/12	J Phillips	3.20	Multiple emails from and to client re: investigation needs; prepare for interviews
12/18/12	J Phillips	11.20	Travel to and from Henderson, Kentucky; meet with representatives of Dodge Hill to prepare for investigation; conduct investigation related to Dodge Hill maintenance manager

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
12/18/12	T Kleeh	.20	Telephone conference with Mr. Phillips and others regarding company theft issue
12/19/12	J Phillips	.50	Draft letter to client outlining investigation results
TOTAL HOURS:			6.60
TOTAL HOURS:			15.10

MSHA - GENERAL

12/13/12	J McCuskey	2.00	Quarterly reports
12/17/12	J McCuskey	2.70	Drafting quarterly reports
12/21/12	J McCuskey	.40	Drafting quarterly reports
12/21/12	J McCuskey	.80	Retrieving petition from MSHA - 2012-998
12/26/12	J Ellis	3.10	Work on quarterly MSHA status reports
12/28/12	J McCuskey	3.60	Updating and revising quarterly reports
TOTAL HOURS:			12.60

HIGHLAND MINING - KENT 2009-491 MSHA CASE #171195

12/10/12	J Phillips	.10	Letter from Chief Lesnick with reassignment to Judge William Moran
12/26/12	J Phillips	.80	Draft settlement proposals in KENT 2009-490 and KENT 2009-491
TOTAL HOURS:			0.90

HIGHLAND MINING - KENT 2009-628 & 629 MSHA CASE #173999

12/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:			0.10

WINCHESTER MINE - WEVA 2009-508/509 - MSHA CASE #168620

12/03/12	J Ellis	1.20	Draft settlement proposal to attorney Bob Wilson on WEVA 2009-508
12/10/12	J Ellis	.20	Emails with Chioma Ayogu re: status conference call
12/11/12	J Ellis	.20	Emails with attorney Amos Presler re: settlement negotiations
12/19/12	J Ellis	2.90	Receive and review settlement proposal from MSHA; draft counterproposal; draft status update to client
12/20/12	J Ellis	.20	Status conference call with Judge Barbour

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
12/20/12	J Ellis	.50	Work on evaluation letter to client
12/20/12	J Ellis	.90	Research prior cases involving allegations of wide entries
TOTAL HOURS:		6.10	

GRAND EAGLE MINING - KENT 2008-785 MSHA CASE #142097

12/07/12	J Phillips	.40	Draft pre-hearing submission per ALJ request
12/17/12	J Phillips	.10	Draft MSHA quarterly case status report
12/26/12	J Phillips	.50	Engage in settlement negotiations
TOTAL HOURS:		1.00	

FREEDOM MINE ACCIDENT INVESTIGATION - MSHA CASE #195018 KENT 2009-1519

12/03/12	J Phillips	.50	Attention to settlement negotiations
12/05/12	J Phillips	.20	Teleconference with client re: settlement Issues
12/07/12	J Phillips	.50	Attention to settlement negotiations
12/10/12	J Phillips	.90	Attention to "global settlement" negotiations
12/11/12	J Phillips	1.30	Continued work on "global settlement" Negotiations
12/12/12	J Phillips	2.70	Continued work on "global settlement" Negotiations
12/13/12	J Phillips	.50	Work on "global settlement" negotiations
12/17/12	J Phillips	.10	Draft MSHA quarterly case status report
12/23/12	J Phillips	.70	Draft motion to approve global settlement
12/26/12	J Phillips	.60	Engage in settlement negotiations; revise motion to approve settlement
TOTAL HOURS:		8.00	

HIGHLAND MINING - KENT 2009-1582 - MSHA CASE #196588

12/17/12	J Phillips	.30	Draft MSHA quarterly case status report
TOTAL HOURS:		0.30	

GRAND EAGLE MINING - KENT 2009-292 - MSHA CASE #167389

12/17/12	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 2009-1241 - MSHA CASE #187706			
12/14/12	J Phillips	.50	Letter from Judge Priscilla Rae with decision approving partial settlement; investigate significant delay in receipt of decision; draft email to client re: decision approving partial settlement
12/17/12	J Phillips	.30	Draft MSHA quarterly case status report
TOTAL HOURS:		0.80	

OHIO COUNTY COAL - MSHA CASE #215176			
12/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

HIGHLAND MINING - KENT 2010-732 MSHA Case #211084			
12/17/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	

HIGHLAND MINING - KENT 2010-979 - MSHA CASE #216244			
12/06/12	J Phillips	.70	Letter from ALJ Priscila Rae with decision; draft email to clients outlining decision entered by Judge Rae; draft email to client requesting payment to MSHA
12/17/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.90	

GRAND EAGLE MINING - KENT 2010-1124 (MSHA Case #218390)			
12/10/12	J Phillips	.30	Draft settlement proposal
12/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.40	

OHIO COUNTY COAL - KENT 2011-573-R - MSHA CASE #8501317			
12/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

FREEDOM MINE - KENT 2009-1330 - MSHA CASE #189530			
12/17/12	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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FREEDOM MINE - KENT 2010-221 - MSHA CASE #201631			
12/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

FREEDOM MINE - KENT 2010-375 - MSHA CASE #204392			
12/17/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

ASHBY, BRAD V. OHIO COUNTY COAL COMPANY - MADI-CD-2011-06			
12/09/12	J Phillips	1.20	Email from FMSHRC with decision of Judge Jeffrey Tureck; emails from and to Judge Tureck's law clerk re: contact information for Brad Ashby; review and summarize "decision" with email to clients
12/13/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		1.30	

HIGHLAND 9 MINE - KENT 2010-1359/1360 - MSHA CASE #225463			
12/01/12	J Phillips	.70	Emails from and to solicitor Rachel Levinson with settlement documents in KENT 2010-1359 and KENT 2010-1360; emails from and to solicitor R. Levinson re: dispute concerning payment plan
12/13/12	J Phillips	.30	Draft MSHA quarterly case status report
12/22/12	J Phillips	.40	Letters from Judge William Moran with orders approving settlement in KENT 2010-1359 and KENT 2010-1360; review terms; draft emails to client re: payment needs
TOTAL HOURS:		1.40	

HIGHLAND 9 MINE - KENT 2010-1491 - MSHA CASE #228532-01			
12/13/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

HIGHLAND 9 MINE - KENT 2011-805 - MSHA CASE #249029			
12/13/12	J Phillips	.30	Draft MSHA quarterly case status report
12/22/12	J Phillips	.30	Letter from ALJ William Moran with "decision approving settlement;" review terms; draft letter to client setting forth payment terms
TOTAL HOURS:		0.60	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
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HIGHLAND 9 MINE - KENT 2011-296/297 - MSHA CASE #237915

12/28/12	J Phillips	.60	Email from Judge William Moran with "decision;" draft emails to client analyzing opinion
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TOTAL HOURS: 0.60

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

12/01/12	J Phillips	.40	Emails from and to solicitor Rachel Levinson with partial settlement documents in KENT 2011-544; emails from and to solicitor R. Levinson with settlement documents in KENT 2011-545
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12/05/12	J Phillips	.60	Finalize post-hearing brief; email from solicitor R. Levinson with partial settlement documents
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12/18/12	R Bailey	5.30	Draft response to Secretary's post-hearing brief
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12/19/12	J Phillips	.30	Letter from Judge William Moran with "decision approving settlement" in KENT 2011-545; draft email to client outlining payment obligations
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12/19/12	J Phillips	1.20	Finalize response brief in KENT 2011-544; receive and review petitioner's reply brief
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TOTAL HOURS: 7.80

FREEDOM MINE - KENT 2010-1617 - MSHA CASE #230242

12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
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TOTAL HOURS: 0.10

FREEDOM MINE - KENT 2010-1451/1452 - MSHA CASE #227048

12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
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TOTAL HOURS: 0.10

HIGHLAND 9 MINE - KENT 2011-97 - MSHA CASE #234779

12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
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TOTAL HOURS: 0.10

HIGHLAND 9 MINE - KENT 2010-1632 - MSHA #231678 (Highland Mining)

12/05/12	J Phillips	1.20	Finalize supplemental post-hearing memorandum
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12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
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12/18/12	R Bailey	2.60	Draft response to Secretary's post-hearing brief
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TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
12/31/12	J Phillips	1.00	Email from Judge William Moran's clerk with "decision;" analyze "decision" and report findings to client, as well as prospects for appeal
TOTAL HOURS:		4.90	
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HIGHLAND 9 MINE - KENT 2011-699/700 - MSHA CASE #246300			
12/12/12	J Phillips	.60	Letter from Judge William Moran with settlement documents; draft email to client setting forth monetary findings as to each citation; draft MSHA quarterly case status report
TOTAL HOURS:		0.60	
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WINCHESTER MINE - WEVA 2011-1338 - MSHA #249360 (Remington LLC)			
12/04/12	J Ellis	.30	Work on settlement proposal
12/19/12	J Ellis	.30	Calls and emails with attorney Eric Johnson re: settlement negotiations
12/26/12	J Ellis	.50	Receive and review MSHA's discovery responses
TOTAL HOURS:		1.10	
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GATEWAY EAGLE MINE - WEVA 2011-2100 - MSHA CASE #257616			
12/26/12	J Ellis	.30	Receive and review order denying motion to approve settlement
12/28/12	J Ellis	.60	Email from attorney Doug White re: order denying motion to approve settlement; draft email to Judge Lesnick re: order denying motion to approve settlement
12/31/12	J Ellis	.20	Emails with attorney Doug White re: revised motion to approve settlement
TOTAL HOURS:		1.10	
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WINCHESTER MINE - WEVA 2011-1686 - MSHA #251941 (Remington LLC)			
12/19/12	J Ellis	.10	Email to client re: information needed for settlement proposal
12/21/12	J McCuskey	3.50	Drafting settlement proposal
TOTAL HOURS:		3.60	
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BLUE CREEK NO. 2 MINE - WEVA 2011-2211 - MSHA #261206 (Midland Trail Energy)			
12/10/12	J Ellis	.10	Email to attorney Ahn LyJordan re: settlement negotiations
TOTAL HOURS:		0.10	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
WINCHESTER MINE - WEVA 2011-2152 - MSHA #258124			
12/19/12	J Ellis	.30	Calls and emails with attorney Eric Johnson re: settlement negotiations
12/26/12	J Ellis	.60	Receive and review MSHA's discovery responses
12/28/12	J Ellis	1.10	Calls and emails with client re: status of settlement negotiations; emails with attorney Eric Johnson re: settlement negotiations
TOTAL HOURS:		2.00	
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WINCHESTER MINE - WEVA 2011-2418 - MSHA #263742 (Remington LLC)			
12/05/12	J Ellis	.40	Work on settlement counterproposal
12/19/12	J Ellis	.60	Calls and emails with attorney Eric Johnson re: settlement negotiations
12/20/12	J Ellis	.40	Work on evaluation letter to client
12/21/12	J Ellis	1.20	Call with client re: status of settlement negotiations; calls and emails with attorney Eric Johnson re: settlement negotiations; email to Judge Simonton re: extension of discovery cutoff deadline
12/26/12	J Ellis	.90	Receive and review MSHA's discovery responses
12/27/12	J Ellis	.20	Emails with attorney Eric Johnson re: settlement negotiations; email to client re: status of negotiations
12/28/12	J Ellis	1.10	Calls and emails with client re: status of settlement negotiations; emails with attorney Eric Johnson re: settlement negotiations
TOTAL HOURS:		4.80	
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HIGHLAND 9 MINE - KENT 2011-1164/1165 - MSHA CASE #254608			
12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
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WINCHESTER MINE - WEVA 2012-26 MSHA 266793 (Remington, LLC)			
12/03/12	J Ellis	.50	Draft settlement counterproposal
12/05/12	J Ellis	.50	Work on settlement counterproposal
12/19/12	J Ellis	.40	Calls and emails with attorney Eric Johnson re: settlement negotiations
12/21/12	J Ellis	.90	Call with client re: status of settlement negotiations; calls and emails with attorney Eric Johnson re: settlement negotiations; email

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
			to Judge Simonton re: extension of discovery cutoff deadline
12/26/12	J Ellis	.80	Receive and review MSHA's discovery responses
12/28/12	J Ellis	1.10	Calls and emails with client re: status of settlement negotiations; emails with attorney Eric Johnson re: settlement negotiations
TOTAL HOURS:		4.20	
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BLUE CREEK NO. 1 MINE - WEVA 2011-2187 - MSHA CASE #259990			
12/05/12	J Ellis	.30	Receive and review order approving settlement; draft email to client re: settlement terms
TOTAL HOURS:		0.30	
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HIGHLAND 9 MINE - KENT 2011-1296/1297 - MSHA CASE #257718			
12/12/12	J Phillips	.20	Draft MSHA quarterly case status report
12/19/12	J Phillips	.20	Letter from Judge Rae with "decision approving settlement:" draft email to client outlining payment and citation summary
TOTAL HOURS:		0.40	
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HIGHLAND 9 MINE - KENT 2011-1359/1360- MSHA #260304 (Highland Mining)			
12/05/12	J Phillips	.10	Emails from and to Judge J. Bullock re: status Conference
TOTAL HOURS:		0.10	
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WINCHESTER MINE - WEVA 2012-194 - MSHA #269491 (Remington, LLC)			
12/19/12	J Ellis	.30	Calls and emails with attorney Eric Johnson re: settlement negotiations
12/26/12	J Ellis	.50	Receive and review MSHA's discovery responses
TOTAL HOURS:		0.80	
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GATEWAY EAGLE MINE - WEVA 2012-125 - MSHA #268444 (Gateway Eagle Coal)			
12/03/12	J Ellis	.20	Emails with attorney Karen Barefield re: status conference call
12/05/12	J Ellis	.30	Prepare for and attend status conference call with Judge Zielinski
12/14/12	J Ellis	.20	Receive and review notice of hearing
12/17/12	J Ellis	.20	Emails with attorney Karen Barefield re: Depositions
TOTAL HOURS:		0.90	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
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HIGHLAND 9 MINE - KENT 2011-1483 - MSHA CASE #263281			
12/10/12	J Phillips	.80	Draft settlement proposal
12/12/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		1.00	

BLACK OAK MINE - WEVA 2011-1610 - MSHA CASE #251458			
12/12/12	J Ellis	.10	Receive and review proposed settlement documents
12/18/12	J Ellis	.20	Emails with attorney Josh Shaw re: proposed settlement documents
TOTAL HOURS:		0.30	

BLUE CREEK NO. 2 MINE - WEVA 2012-486 - MSHA CASE #274408			
12/11/12	J Ellis	.30	Email from attorney Elaine Abdoveis re: settlement negotiations; email to client re: additional information needed for settlement negotiations
12/12/12	J Ellis	.70	Receive and review examination records related to docket; emails with client re: status of settlement negotiations; draft email to attorney Elaine Abdovies re: information documenting prior settlement proposal
12/13/12	J Ellis	.20	Emails with Aaron Price re: information needed for settlement negotiations
12/14/12	J Ellis	.10	Email from client re: settlement negotiations
TOTAL HOURS:		1.30	

HARRIS NO. 1 MINE - WEVA 2011-1651 - MSHA CASE #251443			
12/12/12	J Ellis	.10	Receive and review proposed settlement documents
TOTAL HOURS:		0.10	

WINCHESTER MINE - WEVA 2012-534 & 533 - MSHA #275179 (Remington)			
12/03/12	J Ellis	.10	Email to attorney Jamie McClammer re: status of settlement negotiations
TOTAL HOURS:		0.10	

WINCHESTER MINE - WEVA 2012-466 - MSHA #272361 (Remington LLC)			
12/03/12	J Ellis	.80	Work on settlement proposal
12/04/12	J McCuskey	4.30	Drafting settlement proposal

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
12/05/12	J Ellis	2.60	Draft settlement proposal to attorney James McClammer
12/13/12	J Ellis	.10	Email to attorney James McClammer re: settlement negotiations
12/19/12	J Ellis	2.10	Receive and review settlement proposal from attorney James McClammer; draft settlement counterproposal
12/21/12	J Ellis	.10	Email from attorney James McClammer re: settlement negotiations
TOTAL HOURS:		10.00	

HIGHLAND 9 MINE - KENT 2012-442 - MSHA #274746 (Highland Mining)

12/02/12	J Phillips	.70	Draft settlement proposal
12/12/12	J Phillips	.30	Draft MSHA quarterly case status report
12/14/12	J Phillips	.20	Emails from and to solicitor Tom Motzny re: settlement and ALJ hearing
TOTAL HOURS:		1.20	

FREEDOM MINE - KENT 2011-1213 - MSHA #256455 (Ohio County Coal)

12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

FREEDOM MINE - KENT 2011-262 - MSHA CASE #236711

12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
12/26/12	J Phillips	.10	Letter from Judge John Kent Lewis with notice of hearing; draft email to client re: trial
TOTAL HOURS:		0.20	

ROCKLICK PREP PLANT - WEVA 2011-1845 - MSHA CASE #254494

12/12/12	J Ellis	.10	Receive and review proposed settlement documents
TOTAL HOURS:		0.10	

BLACK OAK MINE - WEVA 2012-626 - MSHA #276491 (Eastern Associated Coal)

12/03/12	J Ellis	.20	Receive and review pre-hearing order and order of assignment
TOTAL HOURS:		0.20	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
CAMPBELL'S CREEK #7 MINE - WEVA 2012-593 - MSHA #274403 (Midland Trail Energy)			
12/11/12	J Ellis	.10	Email from attorney Elaine Abdoveis re: settlement negotiations
TOTAL HOURS:		0.10	
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HARRIS PREP PLANT - WEVA 2011-1844 - MSHA CASE #254490			
12/12/12	J Ellis	.10	Receive and review proposed settlement documents
TOTAL HOURS:		0.10	
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FREEDOM MINE - KENT 2012-652 - MSHA CASE #276338			
12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
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FREEDOM MINE - KENT 2012-656 - MSHA CASE #273440			
12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
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FREEDOM MINE - KENT 2011-1478 - MSHA CASE #261844			
12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
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FREEDOM MINE - KENT 2011-1362 - MSHA CASE #259184			
12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
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HIGHLAND #9 MINE - KENT 2012-160/161 - MSHA #269081 (Highland Mining)			
12/12/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
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Black Oak Mine - WEVA 2012-758 - MSHA #279362 (Eastern Associated Coal)			
12/10/12	J Ellis	.30	Receive and review order of assignment and pre-hearing order; email from Kim Southern re: prior filing of proposed settlement documents
12/20/12	J Ellis	.30	Receive and review order approving settlement; draft email to client re: citation changes
TOTAL HOURS:		0.60	
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CAMPBELL'S CREEK NO. 7 - WEVA 2012-759/760 - MSHA #280072			
12/05/12	J Ellis	.90	Receive and review order of assignment and

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
			pre-hearing order on WEVA 2012-760; email to Judge Feldman re: prior filing of proposed settlement documents; email to client re: order of assignment on WEVA 2012-760
12/11/12	J Ellis	.30	Receive and review order approving settlement of WEVA 2012-760; draft email to client re: settlement terms
TOTAL HOURS:		1.20	
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AMERICAN EAGLE MINE - WEVA 2012-766/767 - MSHA #279828 (Speed Mining)			
12/03/12	J Ellis	.60	Email from CLR to Judge Zielinski re: settlement of WEVA 2012-767; receive and review proposed settlement documents on WEVA 2012-767
12/04/12	J Ellis	.10	Email from CLR re: settlement documents on WEVA 2012-767
12/20/12	J Ellis	.30	Receive and review order approving settlement on WEVA 2012-767; draft email to client re: citation changes on WEVA 2012-767
TOTAL HOURS:		1.00	
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MSHA CONTEST - FREEDOM MINE			
12/12/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
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GATEWAY EAGLE MINE - WEVA 2012-939 - MSHA #281814 (Eastern Associated Coal)			
12/07/12	J McCuskey	1.30	Drafting settlement proposal
TOTAL HOURS:		1.30	
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CAMP 9 PREP PLANT - KENT 2012-393 - MSHA #275500 (Heritage Coal)			
12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
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WINCHESTER MINE - WEVA 2012-997 - MSHA CASE #283385			
12/21/12	J Ellis	.50	Receive and review order to show cause on WEVA 2012-998; emails with client re: show cause order; request petition on WEVA 2012-998 from FMSHRC
TOTAL HOURS:		0.50	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
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BLACK OAK MINE - WEVA 2011-2219 - MSHA CASE #260216

12/12/12 J Ellis .10 Receive and review proposed settlement Documents

TOTAL HOURS: 0.10

BLACK OAK MINE - WEVA 2012-1130 - MSHA #285374 (Eastern Associated Coal)

12/03/12 J Ellis .10 Receive and review order of assignment and pre-hearing order

12/12/12 J Ellis 1.70 Receive and review counterproposal from MSHA; draft email to client re: status of settlement negotiations; attention to settlement negotiations

12/13/12 J Ellis .50 Email from client re: status of settlement negotiations; emails with CLR re: settlement negotiations; email from CLR to judge re: settlement

12/28/12 J Ellis .20 Receive and review proposed settlement documents

12/31/12 J Ellis .10 Email from CLR re: settlement documents

TOTAL HOURS: 2.60

AMERICAN EAGLE MINE - WEVA 2012-1131 - MSHA #286172

12/04/12 J Ellis .60 Attention to settlement negotiations

12/13/12 J Ellis .20 Email to attorney Alan Kelly re: discovery responses and settlement negotiations

12/14/12 J Ellis .50 Draft responses to requests for admissions

12/18/12 J Ellis .70 Work on discovery responses

12/21/12 J Ellis .30 Prepare for and attend status conference call with Judge Steele

TOTAL HOURS: 2.30

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

12/03/12 J Ellis .10 Receive and review pre-hearing order and order of assignment

12/03/12 J Ellis .10 Email to client re: additional information requested by MSHA

12/07/12 J Ellis .20 Emails with CLR re: settlement of WEVA 2012-1141

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
12/09/12	J Ellis	.20	Emails with CLR re: settlement negotiations on WV 2012-1142
12/10/12	J Ellis	.40	Attention to settlement negotiations on WEVA 2012-1142
12/12/12	J Ellis	.20	Emails with CLR re: settlement negotiations on WEVA 2012-1142
12/13/12	J Ellis	.20	Emails from CLR re: settlement negotiations on WEVA 2012-1142
12/14/12	J Ellis	.20	Emails with Robert Hill re: additional information needed on WEVA 2012-1142
12/28/12	J Ellis	.20	Receive and review proposed settlement documents on WEVA 2012-1141
12/31/12	J Ellis	.10	Email from CLR re: settlement documents on WEVA 2012-1141
TOTAL HOURS:		1.90	

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

12/03/12	J Ellis	.20	Receive and review pre-hearing order and order of assignment on WEVA 2012-1287
12/04/12	J Ellis	.10	Email from client re: status of settlement negotiations on WEVA 2012-1286
12/07/12	J Ellis	.60	Receive and review examination records related to WEVA 2012-1286
12/13/12	J Ellis	.80	Receive and review settlement counterproposal from MSHA on WEVA 2012-1287; attention to settlement negotiations
12/21/12	J Ellis	.30	Prepare for and attend status conference call with Judge Steele on WEVA 2012-1286
TOTAL HOURS:		2.00	

HIGHLAND 9 MINE - KENT 2012-591 - MSHA CASE #277675

12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

FREEDOM MINE - KENT 2012-777 - MSHA CASE #281671

12/06/12	J Phillips	.10	Letter from Chief Robert Lesnick with order of assignment to ALJ Zane Gill
12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
FREEDOM MINE - KENT 2012-665 - MSHA CASE #279236			
12/06/12	J Phillips	.10	Letter from Chief Lesnick with order of assignment to Judge Zane Gill
12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
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DODGE HILL MINE NO. 1 - KENT 2012-779 - MSHA CASE #282477			
12/12/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	
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FEDERAL NO. 2 MINE - WEVA 2012-1195/1196 - MSHA #288463 (Eastern Associated Coal)			
12/03/12	J Ellis	.10	Receive and review order of assignment and pre-hearing order
12/10/12	J Ellis	.70	Attention to settlement negotiations
12/18/12	J Ellis	1.40	Receive and review counterproposal on WEVA 2012-1196; attention to settlement negotiations
TOTAL HOURS:		2.20	
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SUGAR MAPLE MINE - WEVA 2012-1370 - MSHA #291131			
12/03/12	J Ellis	2.40	Receive and review pre-hearing order and order of assignment; draft email to client re: status update; work on settlement negotiations
12/04/12	J Ellis	.10	Email to client re: status of settlement negotiations
12/05/12	J Ellis	1.20	Emails with client re: settlement negotiations; draft settlement counterproposal to MSHA
12/06/12	J Ellis	.60	Attention to settlement negotiations
12/07/12	J Ellis	1.20	Receive and review settlement proposal from MSHA; emails with CLR re: settlement negotiations; email to client re: settlement terms
12/28/12	J Ellis	.30	Receive and review proposed settlement documents
12/31/12	J Ellis	.10	Email from CLR re: settlement documents
TOTAL HOURS:		5.90	
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HIGHLAND #9 MINE - KENT 2012-644 - MSHA #280351 (Highland Mining)			
12/12/12	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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FREEDOM MINE - KENT 2012-788 - MSHA CASE #281671

12/12/12 J Phillips .10 Draft MSHA quarterly case status report

TOTAL HOURS: 0.10

AMERICAN EAGLE MINE - WEVA 2012-999 - MSHA #284555 (Speed Mining)

12/03/12 J Ellis .30 Receive and review pre-hearing order; email with attorney Ben Chaykin re: pre-hearing deadlines

12/13/12 J Ellis .70 Emails with client re: examination records; work on discovery responses

TOTAL HOURS: 1.00

WINCHESTER MINE - WEVA 2012-1473 - MSHA #292179 (Remington LLC)

12/03/12 J Ellis .10 Receive and review pre-hearing order and order of assignment

12/06/12 J Ellis .40 Attention to settlement negotiations

12/07/12 J Ellis .70 Email from CLR re: settlement negotiations; attention to settlement negotiations

12/12/12 J Ellis 1.10 Work on settlement counterproposal

12/20/12 J Ellis .20 Email to CLR re: settlement negotiations

TOTAL HOURS: 2.50

HIGHLAND 9 MINE - KENT 2012-872 - MSHA CASE #282970

12/06/12 J Phillips .20 Letter from Judge Lesnick with assignment to ALJ William Moran; draft email to client re: Judge Moran and settlement prospects

12/12/12 J Phillips .10 Draft MSHA quarterly case status report

TOTAL HOURS: 0.30

DODGE HILL IMMEDIATE NOTIFICATION

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

TOTAL HOURS: 0.30

BLACK OAK MINE - WEVA 2012-1455 - MSHA CASE #291132

12/03/12 J Ellis .10 Receive and review order of assignment and pre-hearing order

12/06/12 J Ellis .50 Attention to settlement negotiations

12/07/12 J Ellis 1.60 Email from CLR re: settlement negotiations; attention to settlement negotiations

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
12/12/12	J Ellis	1.70	Emails with CLR re: settlement negotiations; draft settlement proposal
12/13/12	J Ellis	.10	Email from CLR re: settlement negotiations
12/20/12	J Ellis	.40	Draft email to client re: status update
12/21/12	J Ellis	.30	Email from client re: acceptance of MSHA's proposal; draft email to CLR re: settlement
12/26/12	J Ellis	.10	Email from CLR re: settlement
12/28/12	J Ellis	.20	Receive and review proposed settlement documents
12/31/12	J Ellis	.10	Email from CLR re: settlement documents
TOTAL HOURS:		5.10	

CAMPBELL'S CREEK NO 7 MINE - WEVA 2012-1581 - MSHA #294266 (Midland Trail Energy)

12/03/12	J Ellis	.20	Receive and review order of assignment and pre-hearing order
12/20/12	J Ellis	.10	Email to CLR re: settlement negotiations
TOTAL HOURS:		0.30	

AMERICAN EAGLE MINE - WEVA 2012-1579 - MSHA CASE #293996

12/05/12	J Ellis	.20	Receive and review pre-hearing order
12/07/12	J Ellis	.70	Attention to settlement negotiations
12/11/12	J Ellis	.60	Emails with CLR re: settlement negotiations; attention to settlement negotiations
12/13/12	J Ellis	.70	Receive and review settlement counterproposal from MSHA; attention to settlement negotiations
12/14/12	J Ellis	.80	Work on settlement counterproposal
TOTAL HOURS:		3.00	

JARVIS, JOHN GARY DISCRIMINATION SUIT / MADI-CD-2012-19 (Grand Eagle Mining)

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

FARLEY EAGLE MINE - WEVA 2012-1577 - MSHA #293993 (Gateway Eagle Coal)

12/13/12	J McCuskey	.50	Draft settlement proposal
TOTAL HOURS:		0.50	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
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FEDERAL NO. 2 MINE - WEVA 2012-1575 & 1576 - MSHA #293992 (Eastern Associated Coal)			
12/04/12	J Ellis	.20	Emails with attorney Keyur Shah re: settlement negotiations
12/12/12	J Ellis	.20	Emails with Keyur Shah re: status conference call
12/14/12	J McCuskey	4.80	Research relevant case law and draft settlement proposal
12/18/12	J Ellis	1.50	Email with client re: additional information needed for settlement discussions on WEVA 2012-1576; draft settlement proposal on WEVA 2012-1575
12/19/12	J McCuskey	1.80	Drafting settlement proposal- 2011-1576
TOTAL HOURS:		8.50	

DODGE HILL CONTINUOUS MINER CITATIONS (Dodge Hill Mining)			
12/12/12	J Phillips	.30	Draft MSHA quarterly case status report
TOTAL HOURS:		0.30	

FREEDOM MINE / OHIO COUNTY COAL / NOTICE OF CONTEST - 296918 (Patriot Coal)			
12/11/12	J Phillips	.10	Draft MSHA quarterly case status report
TOTAL HOURS:		0.10	

WINCHESTER MINE - WEVA 2012-1661 - MSHA CASE #295104			
12/03/12	J Ellis	.20	Draft email to client re: settlement recommendation
12/04/12	J Ellis	.10	Email to client re: status of settlement negotiations
TOTAL HOURS:		0.30	

AMERICAN EAGLE MINE - WEVA 2012-1662 - MSHA #296858 (Speed Mining)			
12/03/12	J Ellis	.20	Receive and review pre-hearing order and order of assignment
12/13/12	J Ellis	.70	Receive and review settlement counterproposal from MSHA; attention to settlement negotiations
TOTAL HOURS:		0.90	

DODGE HILL MINE NO. 1 - KENT 2012-1152 - MSHA #288592			
12/11/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
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PEERLESS RACHEL MINE - WEVA 2012-1727 - MSHA CASE #298098			
12/03/12	J Ellis	.20	Receive and review order of assignment and pre-hearing order
12/21/12	J Ellis	.10	Email from attorney Caroline Hong re: initial settlement discussions
12/28/12	J Ellis	.10	Receive and review attorney Caroline Hong's entry of appearance
TOTAL HOURS:		0.40	

DODGE HILL MINE #1 - KENT 2012-1265 - MSHA #291263			
12/02/12	J Phillips	.10	Emails from and to solicitor Sean Allen re: written discovery responses
12/11/12	J Phillips	.20	Draft MSHA quarterly case status report
12/31/12	J Phillips	.10	Letter from Chief Judge Lesnick with assignment of ALJ Kenneth Andrews
TOTAL HOURS:		0.40	

WINCHESTER MINE - WEVA 2013-86 - MSHA #300547 (Remington LLC)			
12/03/12	J Ellis	.60	Draft settlement proposal; emails with CLR re: settlement negotiations
12/04/12	J Ellis	.20	Email with CLR re: settlement negotiations
TOTAL HOURS:		0.80	

HIGHLAND #9 MINE - KENT 2012-1277 - MSHA #291748			
12/11/12	J Phillips	.30	Draft MSHA quarterly case status report
12/31/12	J Phillips	.10	Letter from Chief Robert Lesnick with assignment to ALJ William Moran
TOTAL HOURS:		0.40	

SUGAR MAPLE MINE - WEVA 2013-114 - MSHA #302491 (Gateway Eagle Coal)			
12/11/12	J Ellis	.50	Receive and review inspectors' notes
12/14/12	J Ellis	.20	Receive and review order of assignment and pre-hearing order
12/17/12	J Ellis	.80	Email from CLR re: settlement negotiations; attention to settlement negotiations
12/18/12	J McCuskey	.50	Drafting settlement proposal
TOTAL HOURS:		2.00	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
CAMP 9 PREP PLANT - KENT 2012-1437 - MSHA #295409 (Heritage Coal)			
12/11/12	J Phillips	.20	Draft MSHA quarterly case status report
TOTAL HOURS:		0.20	
DODGE HILL MINE #1 - KENT 2012-1408 - MSHA #294648 (Highland Mining)			
12/11/12	J Phillips	.40	Draft MSHA quarterly case status report
12/31/12	J Phillips	.10	Letter from Chief Robert Lesnick with assignment to ALJ William Moran
TOTAL HOURS:		0.50	
DODGE HILL MINE #1 - KENT 2012-1407 - MSHA #294118			
12/11/12	J Phillips	.30	Draft MSHA quarterly case status report
12/31/12	J Phillips	.10	Letter from Chief Lesnick with assignment to ALJ Jerold Feldman
TOTAL HOURS:		0.40	
DODGE HILL MINE #1 - KENT 2013-13 - MSHA #299605			
12/12/12	J Phillips	.30	Draft MSHA quarterly case status report
TOTAL HOURS:		0.30	
HIGHLAND 9 MINE - KENT 2013-14 - MSHA CASE #300098			
12/01/12	J Phillips	.30	Draft answer to petition; draft written discovery requests
12/12/12	J Phillips	.30	Draft MSHA quarterly case status report
TOTAL HOURS:		0.60	
FREEDOM MINE - KENT 2012-296 - MSHA CASE #270710			
12/10/12	J Phillips	.70	Letter from Chief Judge Robert Lesnick with order to show cause; emails from and to client representatives re: order; email from client re: citations; draft answer to petition; draft written discovery requests
12/12/12	J Phillips	.30	Draft MSHA quarterly case status report
TOTAL HOURS:		1.00	
FREEDOM MINE - KENT 2012-134 - MSHA CASE #267836			
12/24/12	J Phillips	.30	Draft answer to petition; draft written discovery requests
12/26/12	J Phillips	.50	Draft MSHA quarterly case status report
TOTAL HOURS:		0.80	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
FREEDOM MINE - KENT 2012-980 - MSHA CASE #284667			
12/24/12	J Phillips	.30	Draft answer to petition; draft written discovery requests
12/26/12	J Phillips	.40	Draft MSHA quarterly case status report
TOTAL HOURS:		0.70	

COALBURG NO. 1 MINE - WEVA 2013-83 - MSHA CASE #300799			
12/14/12	J Ellis	.50	Draft answer
12/14/12	J Ellis	.80	Work on settlement proposal
TOTAL HOURS:		1.30	

EAGLE NO. 1 MINE - WEVA 2013-227 - MSHA CASE #303942			
12/20/12	J Ellis	.50	Draft answer
12/21/12	J Ellis	.90	Work on settlement proposal
TOTAL HOURS:		1.40	

WINCHESTER MINE - WEVA 2013-230 - MSHA CASE #303681			
12/20/12	J Ellis	.50	Draft answer
TOTAL HOURS:		0.50	

SUGAR MAPLE MINE - WEVA 2013-85 - MSHA CASE #301677			
12/20/12	J Ellis	.50	Draft answer
TOTAL HOURS:		0.50	