

SO ORDERED

Jan 11, 2013

*Kathy A. Surratt - States*

KATHY A. SURRATT-STATES  
United States Bankruptcy Judge

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UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

CLERK, US BANKRUPTCY COURT  
EASTERN DISTRICT  
ST. LOUIS, MISSOURI - MR

In re:

PATRIOT COAL CORPORATION, et al.,

Debtors.

Chapter 11

Case No.: 12-51502-659 (KSS)

Jointly Administered

VERIFIED MOTION FOR ADMISSION PRO HAC VICE

Pursuant to the L.R. 2090(B) of the Local Rules of Bankruptcy Procedure of the United States Bankruptcy Court for the Eastern District of Missouri, and Rule 12.01(E) of the Local Rules of the U.S. District Court for the Eastern District of Missouri, I, Thomas Persinger, move to be admitted pro hac vice to the bar of this Court for the purpose of representing (i) Southern Land Company Limited Partnership, a West Virginia limited partnership (“Southern”), (ii) Dickinson Properties Limited Partnership, a West Virginia limited partnership (“Dickinson”), (iii) Chesapeake Mining Company, a West Virginia corporation (“Chesapeake”), (iv) The Imperial Coal Company, a West Virginia corporation (“Imperial”), (v) Quincy Center, a West Virginia partnership (“Quincy Center”), (vi) Quincy Coal Company, a West Virginia corporation (“Quincy Coal”), (vii) Branch Banking & Trust Company, a North Carolina banking corporation, Nelle Ratrie Chilton, and Charles C. Dickinson, III, as Successor Trustees of the Charles C. Dickinson Testamentary Trust U/W of Charles C. Dickinson dtd. 02.28.59 (“C. C. Dickinson Testamentary Trust”), (viii) Horse Creek Land & Mining Company, a West Virginia corporation (“Horse Creek”), and (ix) Payne-Gallatin Company, a West Virginia corporation (“Payne-Gallatin”), each a lessor of non-residential real property, in the instant matter. In support of this

Motion, I submit the following information as required by Local Rule 12.01 and Local Bankruptcy Rule 2090(B):

- a. Full name of the movant-attorney:  
Meredith Thomas Persinger
- b. Address and telephone number of the movant-attorney:  
THOMAS PERSINGER PLLC  
P. O. Box 2828  
Charleston, West Virginia 25330  
Telephone: (304) 343-0850
- c. Name of the firm or letterhead under which the movant practices:  
THOMAS PERSINGER PLLC
- d. Name of the law school(s) movant attended and the date(s) of graduation therefrom:  
Georgetown Law School, 1972
- e. State and federal bars of which the movant is a member, with dates of admission and registration numbers, if any:  
West Virginia (1972), Bar No. 2874  
U.S. District Court SDWV (1973), Bar No. N/A  
U.S. Bankruptcy Court SDWV (1973), Bar No. N/A  
U.S. Court of Appeals for the Fourth Circuit (1992), Bar No. N/A  
U.S. Supreme Court (1994), Bar No. N/A
- f. Movant is a member in good standing of all bars of which movant is a member and that movant is not under suspension or disbarment from any bar.
- g. Movant does not reside in the Eastern District of Missouri, is not regularly employed in this District, and is not regularly engaged in the practice of law in this District.

Movant attests under penalty of perjury to the truth and accuracy of the foregoing facts, and respectfully requests that this motion be granted and that movant be admitted pro hac vice to the bar of this Court and be allowed to appear in the instant matter. Movant has attached a proposed Order granting the relief sought herein as Exhibit A to this Motion, and will email a WORD version of the proposed Order to this Court when the Court's email address is obtained.

Dated: January 17<sup>th</sup>, 2012

Charleston, West Virginia

Respectfully submitted,



Thomas Persinger, Esq.

THOMAS PERSINGER PLLC

P. O. Box 2828

Charleston, WV 25330-2828

Telephone number: (304) 343-0850

Telecopier number: (304) 343-1677

E: [mtplaw@frontier.com](mailto:mtplaw@frontier.com)

Counsel for Southern Land Company

Limited Partnership, Dickinson Properties

Limited Partnership, Chesapeake Mining

Company, The Imperial Coal Company,

Quincy Coal Company, Branch Banking &

Trust Company, Nelle Ratrie Chilton, and

Charles C. Dickinson, III, as Successor

Trustees of the C. C. Dickinson

Testamentary Trust, Horse Creek Land &

Mining Company, and Payne-Gallatin

Company

EXHIBIT A

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

In re:  
PATRIOT COAL CORPORATION, et al.,  
Debtors.

Chapter 11  
Case No.: 12-51502-659 (BSS)  
Jointly Administered

ORDER GRANTING THOMAS PERSINGER, ESQ.  
ADMISSION TO PRACTICE, PRO HAC VICE

Upon the motion of Thomas Persinger to be admitted, pro hac vice, to represent:

- (i) Southern Land Company Limited Partnership, a West Virginia limited partnership (“Southern”),
- (ii) Dickinson Properties Limited Partnership, a West Virginia limited partnership (“Dickinson”),
- (iii) Chesapeake Mining Company, a West Virginia corporation (“Chesapeake”), (iv) The Imperial Coal Company, a West Virginia corporation (“Imperial”), (v) Branch Banking & Trust Company, a North Carolina banking corporation, Nelle Rattie Chilton, and Charles C. Dickinson, III, Successor Trustees of the Charles C. Dickinson Testamentary Trust U/W of Charles C. Dickinson dtd. 02.28.59 (“C. C. Dickinson Testamentary Trust”), (vi) Quincy Center, a West Virginia partnership (“Quincy Center”), (vii) Quincy Coal Company, a West Virginia corporation (“Quincy Coal”), (viii) Horse Creek Land & Mining Company, a West Virginia corporation (“Horse Creek”), and (ix) Payne-Gallatin Company, a West Virginia corporation (“Payne-Gallatin”), each a lessor of non-residential real property, in the above referenced case, and upon the movant’s certification that the movant (as “Meredith Thomas Persinger”) is a member in good standing of The West Virginia State Bar (WVSB No. 2874), the U.S. District Court for the Southern District of West Virginia and the U.S Bankruptcy Court for the Southern District of

West Virginia, the U.S. Court of Appeals for the Fourth Circuit, and the U.S. Supreme Court, it is hereby

ORDERED, that Thomas Persinger is admitted to practice, pro hac vice, in the above referenced case in the United States Bankruptcy Court for the Eastern District of Missouri, provided that the filing fee has been paid, and that he be allowed to appear therein.

Dated: \_\_\_\_\_  
St. Louis, Missouri

\_\_\_\_\_  
Honorable Kathy Surratt-States  
UNITED STATES BANKRUPTCY JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on January 2<sup>nd</sup>, 2012, a true and correct copy of the Verified Motion For Admission Pro Hac Vice was served by United States mail, first class postage prepaid, on the parties and or counsel listed below:

(a) Counsel to the Debtors:

Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, NY  
10017, Attn: Marshall S. Huebner and Brian M. Resnick,  
and

Bryan Cave LLP, 211 North Broadway, St. Louis, MO 63102  
Attn: Laura Uberti Hughes

(b) Conflicts counsel to the Debtors:

Curtis, Mallet-Prevost, Colt & Mosle LLP, 101 Park Avenue, New York,  
NY 10178, Attn: Steven J. Reisman and Michael A. Cohen

(c) The Office of the United States Trustee for the Eastern District of Missouri, USBC Eastern District of Missouri, Thomas F. Eagleton US Courthouse, 111 S. 10<sup>th</sup> Street, Suite 6-353, St. Louis, MO 63102  
Attn: Paul Randolph

(d) Counsel for the Official Committee of Unsecured Creditors:

Kramer Levin Naftalis & Frankel LLC, 1177 Avenue of the Americas,  
New York, NY 10036, Attn: Adam C. Rogoff

(e) The Debtors' authorized claims and noticing agent:

Patriot Coal Corporation, c/o GCG, Inc., P.O. Box 9898, Dublin, OH  
43017-5798

(f) Counsel for the administrative agents for the Debtors' proposed postpetition lenders:

(i) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, NY 10153,  
Attn: Marcia Goldstein and Joseph Smolinsky and

(ii) Willkie Farr & Gallagher LLP, 787 Seventh Avenue, New York, NY 10019,  
Attn: Margot B. Schonholtz and Ana Alfonso

- (g) Counsel to the United Mine Workers of America:

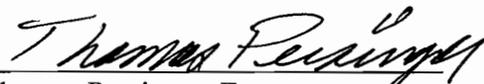
Kennedy, Jennik & Murray, P.C., 113 University Place, 7th Floor  
New York, NY 10003, Attn: Susan M. Jennik

- (h) Counsel to the Argonaut Insurance Company, Indemnity National Insurance Company, US Specialty Insurance, and Westchester Fire Insurance Company:

Stites & Harbison, PLLC, 250 West Main Street, Suite 2300, Lexington, KY  
40507, Attn: Chrisandrea L. Turner

- (i) Counsel to The Ohio Valley Environmental Coalition, et al.:

Joseph M. Lovett, Esq.  
Derek O. Teaney, Esq.  
P. O. Box 507  
Lewisburg, WV 24901



Thomas Persinger, Esq.  
THOMAS PERSINGER PLLC  
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Admission pro hac vice  
Counsel for Southern Land Company  
Limited Partnership, Dickinson Properties  
Limited Partnership, Chesapeake Mining  
Company, The Imperial Coal Company,  
Quincy Coal Company, Branch Banking &  
Trust Company, Nelle Rattie Chilton, and  
Charles C. Dickinson, III, as Successor  
Trustees of the C. C. Dickinson  
Testamentary Trust, Horse Creek Land &  
Mining Company, and Payne-Gallatin  
Company

United States Bankruptcy Court  
Eastern District of Missouri

In re:  
Patriot Coal Corporation  
Debtor

Case No. 12-51502-kss  
Chapter 11

**CERTIFICATE OF NOTICE**

District/off: 0865-4

User: klom  
Form ID: pdfol

Page 1 of 2  
Total Noticed: 1

Date Rcvd: Jan 15, 2013

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 17, 2013.

aty +Thomas Persinger, Thomas Persinger PLLC, P O B0x 2828, Charleston, WV 25330-2828

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jan 17, 2013

Signature:



The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 15, 2013 at the address(es) listed below:

Angela Ferrante on behalf of Other Professional GCG, Inc. angela.ferrante@gcginc.com, pacerteam@gcginc.com; elizabeth.vrato@gcginc.com; kevin.grover@gcginc.com; alison.moodie@gcginc.com; jeffrey.demma@gcginc.com; ryan.nadick@gcginc.com

Angela L Schisler on behalf of Creditor Committee Official Committee of Unsecured Creditors als@carmodymacdonald.com, tmayer@kramerlevin.com; arogoff@kramerlevin.com; boneill@kramerlevin.com; gplotko@kramerlevin.com; erramalli@kramerlevin.com; sblank@kramerlevin.com; abyowitz@kramerlevin.com; awong@kramerlevin.com; hvanaria@kramerlevin.com

Bradley P Schneider on behalf of Creditor CompassPoint Partners, L.P. schneider@stlouislaw.com

Brian C. Walsh on behalf of Debtor Patriot Coal Corporation brian.walsh@bryancave.com, sgreiss@bryancave.com; erica.woods@bryancave.com

Catherine C Whittaker on behalf of Creditor Blue Eagle Land, LLC cwhittaker@shb.com

Chrisandrea L. Turner on behalf of Creditor Argonaut Insurance Company clturner@stites.com

Christopher N. Grant on behalf of Creditor United Mine Workers of America cng@schuchatcw.com, notices@schuchatcw.com; rm@schuchatcw.com

Daniel D. Doyle on behalf of Creditor Caterpillar Financial Services Corporation ddoyle@lathropgage.com, lschorr@lathropgage.com

David A. Warfield on behalf of Special Counsel Thompson Coburn LLP dwarfield@thompsoncoburn.com

Desiree Wolford on behalf of Creditor Missouri Department of Revenue edmoecf@dor.mo.gov

Edward L. Dowd on behalf of Creditor United Mine Workers of America 1974 Pension Trust edowd@dowdbennett.com

Frederick Perillo on behalf of Creditor United Mine Workers of America fp@previant.com

Grant Crandall on behalf of Creditor United Mine Workers of America grandall@umwa.org

Gregory D. Willard on behalf of Creditor Committee Official Committee of Unsecured Creditors gdw@carmodymacdonald.com

James Gadsden on behalf of Creditor Phillip Machine Service, Inc. bankruptcy@clm.com

James E. Crowe on behalf of Creditor United Mine Workers of America 1974 Pension Trust jcrowe@dowdbennett.com, tcampbell@dowdbennett.com

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Office of U.S. Trustee USTPRegion13.SL.ECF@USDOJ.gov

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Steven L Thomas on behalf of Creditor Hughes Supply Company sthomas@kaycasto.com

Steven N. Cousins on behalf of Creditor Peabody Energy Corporation scousins@armstrongteasdale.com, srice@armstrongteasdale.com

Thomas H. Riske on behalf of Creditor Harold Racer triske@demlawllc.com, whickey@demlawllc.com

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TOTAL: 45