

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

In re:

PATRIOT COAL CORPORATION, *et al.*

Debtors.¹

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

**BLUE EAGLE LAND, LLC'S WITHDRAWAL
OF OBJECTION TO MOTION FOR AUTHORIZATION TO (I) ASSUME,
OR (II) REJECT UNEXPIRED LEASES OF NONRESIDENTIAL REAL PROPERTY**

Blue Eagle Land, LLC ("BEL") hereby withdraws its Objection to Debtors' Motion For Authorization To (I) Assume, Or (II) Reject Unexpired Leases of Nonresidential Real Property (ECF 2060) pursuant to that certain agreement (the "Agreement") reached between BEL and Robin Land Company, LLC ("RLC") whereby RLC agreed to:

1. Amend the cure amount regarding that certain Coal Lease dated December 31, 20005, as amended, [Debtor's Contract ID 841] from \$181,496.57 to \$209,321.07 ("Revised Cure Amount") under that certain proposed Order Authorizing Debtors To (i) Assume Or (ii) Reject Unexpired Leases Of Nonresidential Real Property (the "Proposed Order"); and

2. Pay the Revised Cure Amount within thirty (30) days of the entry of the Proposed Order.

In the event that RLC does not comply with the terms of the Agreement, BEL reserves any and all rights to object to the Proposed Order after its entry on the docket of the above-captioned case.

¹ The Debtors are the entities listed on Schedule 1 attached to the Debtors' Motion for Approval of Procedures for the Rejection of Executory Contracts and Unexpired Leases and for the Abandonment of Personal Property [ECF No. 136 under Case No. 12-51502-659].

Dated: January 25, 2013

SHOOK, HARDY & BACON L.L.P.

By: /s/ Todd W. Ruskamp
Todd W. Ruskamp, MO #38625
Mark Moedritzer, MO #34687
Catherine C. Whittaker, MO #44328

2555 Grand Blvd.
Kansas City, MO 64108-2613
Telephone: 816.474.6550
Facsimile: 816.421.5547
truskamp@shb.com
mmodritzer@shb.com
cwhittaker@shb.com

Joseph G. Bunn, WV #11319
JONES & ASSOCIATES
13 Kanawha Blvd. West
P. O. Box 1989
Charleston, WV 25302
Telephone: 304.343.9466
Facsimile: 304.345.2456
jgbunn@efjones.com

Counsel for Blue Eagle Land, LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 25th day of January, 2013, a true and correct copy of the above and foregoing was served via CM/ECF notification on all parties receiving such notification.

/s/ Todd W. Ruskamp
Counsel for Blue Eagle Land, LLC