

SO ORDERED

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

Sep 19, 2013

Kathy A. Surratt - States
KATHY A. SURRATT-STATES
Chief United States Bankruptcy Judge

In re:

PATRIOT COAL CORPORATION, et al.,

Debtors.

Chapter 11

Case No. 12-51502-659

(Jointly Administered)

PATRIOT COAL CORPORATION, et al.,

Plaintiffs,

v.

**PEABODY HOLDING COMPANY, LLC and
PEABODY ENERGY CORPORATION,**

Defendants.

Adversary Proceeding

No. 13-04204-659

VERIFIED MOTION FOR ADMISSION PRO HAC VICE

Pursuant to the Local Rule 2090(B)(1) of the United States Bankruptcy Court for the Eastern District of Missouri, and Local Rule 12.01(F) of the United States District Court for the Eastern District of Missouri, Steven N. Cousins and the firm of Armstrong Teasdale LLP hereby move that John M. Newman, Jr. be admitted *pro hac vice* to the bar of this Court for the purpose of representing Peabody Energy Corporation and Peabody Holding, LLC in the above-referenced matter. In support of this motion, movant sets forth the following information, as required by Local Rule 12.01(F):

1. John M. Newman, Jr. is a partner at the law firm of Jones Day located at 901 Lakeside Avenue, Cleveland, Ohio 44114. His telephone number is 216.586.7207 and; his email address is jmnewman@jonesday.com.

2. Mr. Newman is a 1969 graduate of Harvard Law School.

3. Mr. Newman was admitted to the Bar of the State of Ohio in 1976 (Bar No. 0005763). In addition, Mr. Newman has been admitted to practice before various other courts, including:

- a. Supreme Court of California (12/14/72);
- b. Supreme Court of Illinois (05/19/70);
- c. Supreme Court of the United States (02/24/92);
- d. U. S. Court of Appeals 8th Circuit (08/14/02);
- e. U. S. Court of Appeals 7th Circuit (02/08/02);
- f. U. S. Court of Appeals 2nd Circuit (09/12/00);
- g. U. S. Court of Appeals 11th Circuit (05/09/90);
- h. U. S. Court of Appeals 5th Circuit (02/03/87);
- i. U.S. Court of Appeals 6th Circuit (06/20/86);
- j. U. S. Court of Appeals 9th Circuit (06/09/71);
- k. U.S. Tax Court (03/12/92);
- l. U.S. District Court Southern District of Texas (01/20/04);
- m. U.S. District Court of Colorado (11/12/02);
- n. U.S. District Court Western District of Michigan (01/20/00);
- o. U.S. District Court Eastern District of Michigan (09/16/99);
- p. U.S. District Court Eastern District of Wisconsin (10/25/1);
- q. U.S. District Court Northern District of California (04/12/89);
- r. U.S. District Court Northern District of Texas (01/28/87);
- s. U.S. District Court Northern District of Ohio (09/15/75);
- t. U.S. District Court Southern District of Ohio (05/16/08); and
- u. U.S. District Court Central District of California (11/01/73).

4. Mr. Newman affirms that he is a member in good standing of all the bars set forth above and is not currently under suspension or disbarment from any bar.

5. Mr. Newman affirms that he does not reside in the Eastern District of Missouri, is not regularly employed by this District, and is not regularly engaged in the practice of law in this District.

6. Mr. Newman has been granted pro hac vice admission by this Court in Bankr. Case No. 12-51502-659 (*In re Patriot Coal Corporation, et al.*) and Adv. Pro. 13-04067-659 (*Patriot Coal Corporation, et al. v. Peabody Holding Company, LLC, et al.*).

Mr. Newman does hereby attest under penalty of perjury to the truth and accuracy of the foregoing facts. Movant respectfully requests that this motion be granted and that Mr. Newman be admitted *pro hac vice* to the bar of this Court and be allowed to appear in the referenced matter.

Dated: September 17, 2013.

/s/ John M. Newman, Jr.
John M. Newman, Jr.

Respectfully submitted,

ARMSTRONG TEASDALE LLP

/s/ Steven N. Cousins
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*Attorneys for Peabody Energy Corporation, LLC
and Peabody Holding, LLC*

Patriot Coal Corporation,
Plaintiff

Adv. Proc. No. 13-04204-kss

Peabody Holding Company, LLC,
Defendant

CERTIFICATE OF NOTICE

District/off: 0865-4

User: docj
Form ID: pdfol

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Total Noticed: 8

Date Rcvd: Sep 20, 2013

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 22, 2013.

aty	+Elliot Moskowitz, Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, NY 10017-3982
aty	+Marshall Scott Huebner, Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, NY 10017-3982
aty	+Michael J. Russano, Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, NY 10017-3982
ust	+Office of U.S. Trustee, 111 South Tenth Street, Suite 6.353, St. Louis, MO 63102-1127
ust	+Paul A. Randolph, Office of U.S. Trustee, 111 S. 10th St., Ste. 6353, St. Louis, MO 63102-1125
op	+GCG, Inc. aka The Garden City Group, Inc., 1985 Marcus Ave, Lake Success, NY 11042-2008
	+John M. Newman, Jr, 901 Lakeside Avenue, Cleveland, OH 44114-1163
pla	+Patriot Coal Corporation, 12312 Olive Boulevard, Suite 400, St. Louis, MO 63141-6448

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: Sep 22, 2013

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 20, 2013 at the address(es) listed below:

Angela Ferrante on behalf of Other Professional GCG, Inc. aka The Garden City Group, 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

Steven N. Cousins on behalf of Defendant Peabody Energy Corporation
scousins@armstrongteasdale.com, mscott@armstrongteasdale.com

Steven N. Cousins on behalf of Defendant Peabody Holding Company, LLC
scousins@armstrongteasdale.com, mscott@armstrongteasdale.com

TOTAL: 3