

SO ORDERED

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

Apr 23, 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 and
HERITAGE COAL COMPANY,**

Plaintiffs,

v.

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

Defendants.

**Adversary Proceeding
No. 13-04067-659**

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 was granted *pro hac vice* admission in the bankruptcy case of Patriot Coal Corporation, et al. (Case No. 12-51502-659) by Order of this Court dated March 12, 2013.

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: April 22, 2013.

/s/ John M. Newman, Jr.

John M. Newman, Jr.

Respectfully submitted,

ARMSTRONG TEASDALE LLP

/s/ Steven N. Cousins

Steven N. Cousins

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*Attorneys for Peabody Energy Corporation, LLC
and Peabody Holding, LLC*

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of April, 2013, a true and correct copy of the above and foregoing has been served on counsel of record receiving notice via the Court's CM/ECF filing system where available, and first class U.S. Mail, postage prepaid on the individuals and entities identified on the Core Party/Non-ECF Service List (Per Case Management Order) as follows:

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