

Mar 12, 2013

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

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

RECEIVED+FILED

2013 MAR 11 AM 10:33

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

In Re:)
)
PATRIOT COAL CORPORATION, *et. al.*,)
)
)
)
Debtors.)

Case No. 12-51502-659
Chapter 11
Jointly Administered

VERIFIED MOTION FOR ADMISSION PRO HAC VICE

Pursuant to LR 2090(B)(1) of the United States Bankruptcy Court for the Eastern District of Missouri, and Rule 12.01(F) of the local rules of the United States District Court for the Eastern District of Missouri, I, David R. Barney, Jr., move to be admitted *pro hac vice* to the bar of this Court for the purpose of representing the twenty eight (28) claimants in claim numbers 2580 through 2607 in the instant matter. *See* attached list, identified as "Exhibit 1." In support of this motion, I submit the following information as required by Rule 12.01(F):

a. Full name of the movant-attorney:

David Roy Barney, Jr.

b. Address and telephone number of the movant-attorney:

**2030 Kanawha Boulevard, East
Charleston, West Virginia 25311-2204
(304) 343-4401**

c. Name of the firm or letterhead under which the movant practices:

Thompson Barney

d. Name of the law school(s) movant attended and the date(s) of graduation therefrom:

West Virginia University - May 16, 1999

- e. State and federal bars of which the movant is a member, with dates of admission and registration numbers, if any:

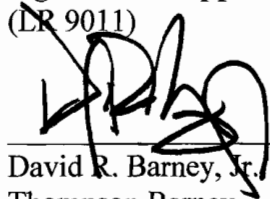
West Virginia Bar (Bar Number 7958) - September 29, 1999
U.S.D.C., Southern District of West Virginia - September 29, 1999
U.S.D.C., Northern District of West Virginia - November 5, 2002
Fourth Circuit Court of Appeals - October 1, 2012

- f. I am a member in good standing of all bars of which I am a member and that I am not under suspension or disbarment from any bar.
- g. I do not reside in the Eastern District of Missouri, I am not regularly employed in this District, and I am not regularly engaged in the practice of law in this District.
- h. I hereby certify that I have included the One Hundred Dollar (\$100.00) filing fee with this Motion.

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.

Date: March 8, 2013

Signature of Applicant
(LR 9011)



David R. Barney, Jr.
Thompson Barney
2030 Kanawha Boulevard, East
Charleston, West Virginia 25311-2204
Telephone: (304) 343-4401
Facsimile: (304) 343-4405
Email: drbarneywv@gmail.com


EXHIBIT 1

1. Everette and Freda Smith (Claim No. 2580)
2. Jacquelyn A. Whitley (Claim No. 2581)
3. Billy Ray Willard (Claim No. 2582)
4. Teddy and Dorothy Wykle (Claim No. 2583)
5. Jason A., Roncheski, Ella and Olivia Bailey (Claim No. 2584)
6. Newman, Katherine, Jacob and Caleb Brown (Claim No. 2585)
7. Dennis L., Michelle, Larry J. and Travis Cook (2586)
8. William H., Stephanie and Sarah L. Cook (Claim No. 2587)
9. Elizabeth L. and Lindsey L. Kennedy (Claim No. 2588)
10. Onnie Virginia and James Paynter (Claim No. 2589)
11. William D., Jenny, Christopher A., Joshua M. and William N. Lafferty
(Claim No. 2590)
12. Jessica, William and Taylor Stepp (Claim No. 2591)
13. Algie D., Katherine R., Algie J. and Alexis J. Cook (Claim No. 2592)
14. Algie R. and Peggy Ann Cook (Calim No. 2593)
15. Avary H. and Betty J. Bailey (Claim No. 2594)
16. Dennis L. and Brenda K. Cook (Claim No. 2595)
17. William C. and Regina Cook (Claim No. 2596)
18. Maybeth Fraley (Claim No. 2597)
19. Donna Fraley (Claim No. 2598)
20. Westley and Judy Fraley (Claim No. 2599)
21. Doyle and Phyllis Johnson (Claim No. 2600)
22. Glen P. and Mary Johnson (Claim No. 2601)

23. Michael E. Marcum (Claim No. 2602)
24. Paul and Alice F. Marcum (Claim No. 2603)
25. Helen M. McGinnis (Claim No. 2604)
26. Earl R. Pelphrey (Claim No. 2605)
27. David E. Pelphrey (Claim No. 2606)
28. Larry G. and Becky L. Reed (Claim No. 2607)

Certificate of Service
(LR 9004(D) and 2090(B)(1))

I, David R. Barney, Jr., hereby certify that, on **March 8, 2013**, the foregoing "**Verified Motion for Admission Pro Hac Vice**," along with the One Hundred Dollar (\$100.00) filing fee, have been filed with the Clerk by U.S. Mail.



David R. Barney, Jr.

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 3
Total Noticed: 1

Date Rcvd: Mar 12, 2013

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 14, 2013.

aty David Roy Barney, Jr., 2030 Kanawha Boulevard, East, Charleston, WV 25311-2204

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

***** BYPASSED RECIPIENTS *****

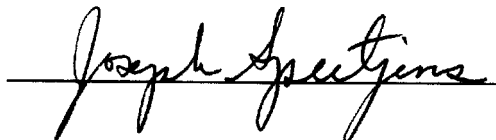
NONE. TOTAL: 0

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: Mar 14, 2013

Signature:



District/off: 0865-4

User: klom
Form ID: pdfol

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 12, 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; yerramalli@kramerlevin.com; sblank@kramerlevin.com; abyowitz@kramerlevin.com; awong@kramerlevin.com; hvanaria@kramerlevin.com; jwagner@kramerlevin.com
Anna M. Alfonso on behalf of Creditor Bank of America, N.A. aalfonso@willkie.com, mao@willkie.com
Arthur Traynor on behalf of Creditor United Mine Workers of America atraynor@umwa.org
Barbara J. Grabowski on behalf of Interested Party Commonwealth of Pennsylvania, Department of Environmental Protection bgrabowski@pa.gov, jolevin@pa.gov
Benjamin S Kamnetzky on behalf of Debtor Patriot Coal Corporation ben.kamnetzky@davispolk.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, erica.woods@bryancave.com
Carl E. Black on behalf of Creditor Peabody Energy Corporation ceblack@jonesday.com
Catherine C Whittaker on behalf of Creditor Blue Eagle Land, LLC cwhittaker@shb.com
Charles I Jones on behalf of Interested Party Cole & Crane Real Estate Trust cjones@campbellwoods.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
Christopher S Smith on behalf of Creditor Shonk Land Company LLC chris@hhsmlaw.com
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Earl L. Martin on behalf of Creditor Boehl Stopher & Graves, LLP emartin@bsg-law.com
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Frederick Perillo on behalf of Creditor United Mine Workers of America fp@previant.com
Glenn R. Bronson on behalf of Creditor Republic Bank grb@princeyeates.com, nancyw@princeyeates.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
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Karen L Gilman on behalf of Creditor Aspen American Insurance Company kgilman@wolffsamson.com, ecf@wolffsamson.com
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Margaret M. Anderson on behalf of Creditor Old Republic Insurance Company manderson@fslc.com
Mark Moedritzer on behalf of Creditor Blue Eagle Land, LLC mmoedritzer@shb.com, mwarnecker@shb.com
Mark Lawrence French on behalf of Interested Party Raymond Logan mfrench@cfc-law.com

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

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TOTAL: 90