

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

In re: )  
)  
PATRIOT COAL CORPORATION, et al., ) Chapter 11  
) Case No. 12-51502-659  
Debtors. ) (Jointly administered)

**OBJECTIONS OF CONTINENTAL CRUSHING AND CONVEYING INC.  
TO DEBTORS' 503(b)(9) REPORT**

COMES NOW Continental Crushing and Conveying, Inc., (“Continental Conveyor”) by and through undersigned counsel, and hereby makes these objections to the Debtors’ 503(b)(9) Report and Notice of Objection Procedures, and hereby states as follows:

1. On or about February 27, 2013, the Debtor(s) filed a 503(b)(9) Report at Document No. 3006 with this Court as required by previous Court Order setting forth procedures for the administration and approval of Section 509(b)(9) Proofs of Claim.

2. Within the aforesaid 503(b)(9) Report, the Debtor(s) attached a 44 page, multiple entry spreadsheet, of the proposed treatment of timely filed 503(b)(9) claims of their creditors as Exhibit “A” to the text of the report and the procedures pleading referenced above for those claims.

3. Continental Conveyor Products objects to the Debtors’ Report and the attached Exhibit “A” to the aforesaid pleading with respect to the designations and treatment of claims that are included as claims of Continental Conveyor Products within the spreadsheet (Plaintiff’s Exhibit “A”) on pages 8 and 9 of the 44 page Exhibit “A” wherein 17 separate claims are disclosed as having been filed under the name of Continental Conveyor Products, some of which

are mislabeled and not a claim filed on behalf of Continental Conveyor Products but rather reflect claims filed by other creditors.

4. The Respondent, Continental Conveyor Products, further objects to Exhibit “A” and the listed Proofs of Claim designated as that of Continental as more particularly set forth as follows:

<i>Claim No.</i>	<i>Debtor</i>	<i>Amount</i>	<i>Objection</i>
3157	Remington, LLC	\$5,219.00	Debtor asserts the claim was paid; Continental Conveyor disputes this as the invoices making up the claim were not paid.
3153	Kanawha Eagle Coal, LLC	\$114,476.00	The invoices comprising the claim have not been paid.
3236	Black Stallion Coal Company	\$431.70.00	The invoices comprising the claim have not been paid.
3152	Panther, LLC	\$21,884.04	The invoices comprising the claim have not been paid.
3237	Eastern Associated Coal, LLC	\$249,898.07	The invoices comprising the claim have not been paid.
3452	Dodge Hill Mining	\$88,761.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3009	Ohio County Coal Company, LLC	\$25,093.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3121	Midland Trail Energy	\$18,197.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3119	Kanawha Eagle Coal, LLC	\$25,800.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3118	Eastern Associated Coal, LLC	\$1,154,091.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental

			Conveyor Products.
3115	Remington, LLC	\$34,028.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3114	Appalachia Mine Services	\$67,661.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3034	Highland Mining Company, LLC	\$106,260.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3018	Panther, LLC	\$91,182.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3017	Pine Ridge Coal Company, LLC	\$15,559.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3015	Black Stallion Coal Company, LLC	\$34,490.00	The claim, as filed, is a claim of Joy Mining Machinery, not Continental Conveyor Products.
3014	Apogee Coal Company, LLC	\$75,619.00	This claim is filed by P&H Mining Equipment, Inc., not Continent Conveyor Products.

5. As set forth in the table above and in response to the Debtors' Exhibit "A" to the Debtor's Report of 503(b)(9), Continental Conveyor Products objects to the Debtors' Exhibit "A" Report on the claims reported as those of Continental as asserted above for the reasons set forth herein, and disputes the Debtors' statement that the claims have been previously paid or are otherwise claims filed under Section 503(b)(9) on behalf of Continental Conveyor Products.

6. Continental further objects to the inclusion and/or assertion of claims under the name of Continental which are actually filed and maintained by either Joy Mining Machinery

and/or P&H Mining Equipment, Inc. but have been mislabeled by the Debtor within its Exhibit  
“A” spreadsheet attached to the Debtor’s 503(b)(9) report.

WHEREFORE, Continental Conveyor Products respectfully objects to the Debtors’  
503(b)(9) Report for the reasons set forth herein.

Respectfully submitted,

DESAI EGGMANN MASON LLC

By: /s/ Danielle Suberi  
SPENCER P. DESAI #39877MO  
DANIELLE SUBERI #59688MO  
7733 Forsyth Boulevard, Suite 2075  
St. Louis, Missouri 63105  
(314) 881-0800  
Fax No. (314) 881-0820  
sdesai@demlawllc.com  
dsuberi@demlawllc.com  
ATTORNEYS FOR MOVANT

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 19<sup>th</sup> day of March, 2013, a true and correct copy of the foregoing **Objections of Continental Conveyor Products to the Debtors' 503(b)(9) Report and Certificate of Service** were served by either electronic notice in accordance with local rules or by fax transmission, hand delivery or via U.S. mail, postage prepaid (as indicated) to:

***By facsimile to:***

Facsimile: (314) 275-3626  
Patriot Coal Corporation  
12312 Olive Boulevard, Suite 400  
St Louis MO 63141  
Attention: Margaritte O'Connell, 503(b)(9) Claims

Facsimile: (855) 687-2627  
GCG, Inc.  
PO Box 9898  
Dublin, OH 43017

Facsimile: (212) 607-7983  
Davis Polk & Wardwell, LLP  
450 Lexington Avenue  
New York, NY 10017  
Attention: Michele McGreal

Facsimile: (314) 259-2020  
Lloyd A. Palans and Brian C. Walsh  
211 N. Broadway, Suite 3600  
St Louis, MO 63101

***By regular mail, hand delivery or facsimile to:***

Facsimile: (212) 735-4919  
Facsimile (212) 310-8007  
Weil Gotshal & Manges, LLP  
767 Fifth Avenue  
New York, NY 10153  
Attention: Marsha Goldstein & Joseph Smolinsky

Facsimile: (212) 728-9258  
Facsimile: (212) 728-9244  
Wilkie Farr & Gallagher, LLP  
Attention: Margaret Schonholtz & Anna Alfonso  
787 Seventh Avenue  
New York, NY 10019

Facsimile: (212) 715-8265  
Facsimile: (212) 715-8423  
Kramer Levin Maftalis & Frankel, LLP  
Attention: Adam Rogoff and Greg Plotko  
1177 Avenue of the Americas  
New York, NY 10036

Carmody MacDonald, P.C.  
Attention: Gregory Williard and Angela Schisler  
120 S. Central Avenue  
St Louis, MO 63105-1705  
Via Hand Delivery

Respectfully submitted,

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SPENCER P. DESAI #39877MO  
DANIELLE SUBERI #59688MO  
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St. Louis, Missouri 63105  
(314) 881-0800  
Fax No. (314) 881-0820  
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dsuberi@demlawllc.com  
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