

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)

MOTION TO AMEND BY REDACTION

Patriot Coal Corporation and its affiliated debtors (collectively, “**Patriot**” or the “**Debtors**”), respectfully submit this Motion to Amend by Redaction (the “**Motion**”), seeking order from the Court amending the Monthly Fee Statement of Steptoe & Johnson PLLC for Services Rendered and Reimbursement of Expenses Incurred as Special Counsel to the Debtors for the period of February 1, 2013 through February 28, 2013 [Docket No. 3309] (the “**Fee Statement**”). In support of the Motion, the Debtors respectfully state:

JURISDICTION

1. This Court has subject matter jurisdiction over this matter pursuant to 28 U.S.C. § 1334. This is a core proceeding pursuant to 28 U.S.C. § 157(b) and may be heard and determined by the Bankruptcy Court. Venue is proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409.

¹ The Debtors are the entities listed on Schedule 1 attached hereto. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors’ chapter 11 petitions.

REQUESTED RELIEF

2. On March 19, 2013, Steptoe & Johnson PLLC (“**Steptoe**”) filed the Fee Statement with the Court. The Fee Statement contains detailed time records of Steptoe’s work, attached as Exhibit D to the Fee Statement (the “**Time Records**”). The Time Records include information that should have been redacted prior to filing, such as the names and identifying personal information of employees of the Debtors.

3. The inclusion of such identifying information was an error and the public availability of such information regarding individual employees is harmful and improper. Pursuant to Fed. R. Bankr. P. 9037, the Fee Statement as originally filed should be sealed from public view immediately.

4. The Debtors request that the Court enter an order directing the Fee Statement as it was originally filed to be placed under seal, and directing that a redacted version of the Fee Statement, attached hereto as Exhibit A, replace the original filing on the docket.

5. The requested relief will not impact the substantive rights of the Debtor, any creditor or any other party in interest.

WHEREFORE, the Debtors respectfully request that the Court enter an order directing that the Fee Statement as originally filed be replaced with the redacted version of the same, attached hereto as Exhibit A, and for such other and further relief as is just and proper.

Dated: March 22, 2013
St. Louis, Missouri

Respectfully submitted,

/s/ Laura Uberti Hughes

BRYAN CAVE LLP

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*Local Counsel to the Debtors
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-and-

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*Counsel to the Debtors
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SCHEDULE 1
(Debtor Entities)

1. Affinity Mining Company
2. Apogee Coal Company, LLC
3. Appalachia Mine Services, LLC
4. Beaver Dam Coal Company, LLC
5. Big Eagle, LLC
6. Big Eagle Rail, LLC
7. Black Stallion Coal Company, LLC
8. Black Walnut Coal Company
9. Bluegrass Mine Services, LLC
10. Brook Trout Coal, LLC
11. Catenary Coal Company, LLC
12. Central States Coal Reserves of Kentucky, LLC
13. Charles Coal Company, LLC
14. Cleaton Coal Company
15. Coal Clean LLC
16. Coal Properties, LLC
17. Coal Reserve Holding Limited Liability Company No. 2
18. Colony Bay Coal Company
19. Cook Mountain Coal Company, LLC
20. Corydon Resources LLC
21. Coventry Mining Services, LLC
22. Coyote Coal Company LLC
23. Cub Branch Coal Company LLC
24. Dakota LLC
25. Day LLC
26. Dixon Mining Company, LLC
27. Dodge Hill Holding JV, LLC
28. Dodge Hill Mining Company, LLC
29. Dodge Hill of Kentucky, LLC
30. EACC Camps, Inc.
31. Eastern Associated Coal, LLC
32. Eastern Coal Company, LLC
33. Eastern Royalty, LLC
34. Emerald Processing, L.L.C.
35. Gateway Eagle Coal Company, LLC
36. Grand Eagle Mining, LLC
37. Heritage Coal Company LLC
38. Highland Mining Company, LLC
39. Hillside Mining Company
40. Hobet Mining, LLC
41. Indian Hill Company LLC
42. Infinity Coal Sales, LLC
43. Interior Holdings, LLC
44. IO Coal LLC
45. Jarrell's Branch Coal Company
46. Jupiter Holdings LLC
47. Kanawha Eagle Coal, LLC
48. Kanawha River Ventures I, LLC
49. Kanawha River Ventures II, LLC
50. Kanawha River Ventures III, LLC
51. KE Ventures, LLC
52. Little Creek LLC
53. Logan Fork Coal Company
54. Magnum Coal Company LLC
55. Magnum Coal Sales LLC
56. Martinka Coal Company, LLC
57. Midland Trail Energy LLC
58. Midwest Coal Resources II, LLC
59. Mountain View Coal Company, LLC
60. New Trout Coal Holdings II, LLC
61. Newtown Energy, Inc.
62. North Page Coal Corp.
63. Ohio County Coal Company, LLC
64. Panther LLC
65. Patriot Beaver Dam Holdings, LLC
66. Patriot Coal Company, L.P.
67. Patriot Coal Corporation
68. Patriot Coal Sales LLC
69. Patriot Coal Services LLC
70. Patriot Leasing Company LLC
71. Patriot Midwest Holdings, LLC
72. Patriot Reserve Holdings, LLC
73. Patriot Trading LLC
74. PCX Enterprises, Inc.
75. Pine Ridge Coal Company, LLC
76. Pond Creek Land Resources, LLC
77. Pond Fork Processing LLC
78. Remington Holdings LLC
79. Remington II LLC
80. Remington LLC
81. Rivers Edge Mining, Inc.
82. Robin Land Company, LLC
83. Sentry Mining, LLC
84. Snowberry Land Company
85. Speed Mining LLC
86. Sterling Smokeless Coal Company, LLC
87. TC Sales Company, LLC
88. The Presidents Energy Company LLC
89. Thunderhill Coal LLC
90. Trout Coal Holdings, LLC
91. Union County Coal Co., LLC
92. Viper LLC
93. Weatherby Processing LLC
94. Wildcat Energy LLC
95. Wildcat, LLC
96. Will Scarlet Properties LLC
97. Winchester LLC
98. Winifrede Dock Limited Liability Company
99. Yankeetown Dock, LLC

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

In re:

**PATRIOT COAL CORPORATION, et al.,
Debtors.**

Chapter 11

Case No. 12-51502

(Jointly Administered)

**MONTHLY FEE STATEMENT OF STEPTOE & JOHNSON PLLC FOR
PROFESSIONAL SERVICES AND DISBURSEMENTS FOR THE PERIOD OF
FEBRUARY 1, 2013 THROUGH FEBRUARY 28, 2013**

NAME OF APPLICANT:	<u>Steptoe & Johnson PLLC</u>
ROLE IN THE CASE:	Special Counsel for the Debtors
TIME PERIOD:	February 1, 2013 through and including February 28, 2013
CURRENT APPLICATION:	Total Fees Requested: \$47,857.80 80% of Fees Requested: \$38,286.24 Total Expenses Requested: 628.25

1. In accordance with the *Order To Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals* [ECF No. 262, S.D. NY] (the “**Interim Compensation Order**”), Steptoe & Johnson PLLC (“**Steptoe & Johnson**”), counsel to the above-captioned debtors and debtors in possession (collectively, the “**Debtors**”), hereby submits its Monthly Statement for Professional Services and Disbursements (the “**Fee Statement**”) for the period of February 1, 2013 through and including February 28, 2013 (the “**Fee Statement Period**”).

2. Pursuant to the Interim Compensation Order, Steptoe & Johnson seeks payment of \$38,914.49, representing (a) 80% of Steptoe & Johnson’s fees for services rendered and (b) 100% of actual and necessary expenses incurred.

3. Attached hereto as “Exhibit A” is a listing of Steptoe & Johnson’s professionals and paraprofessionals (collectively, the “**Steptoe & Johnson Professionals**”), including the hourly rate for each Steptoe & Johnson Professional who rendered services to the Debtors in connection with these chapter 11 cases during the Fee Statement Period and the title, aggregate hours worked and the amount of fees billed by each Steptoe & Johnson Professional.

4. Attached hereto as “Exhibit B” is a schedule specifying the categories of actual and necessary expenses for which Steptoe & Johnson is seeking reimbursement and the total amount for each such expense category.

5. Attached hereto as “Exhibit C” is a summary of the number of hours and amounts billed by Steptoe & Johnson during the Fee Statement Period, organized by matter categories.

Such services included:

- General labor and employment advice;
- Administrative litigation in front of the Mine Safety and Health Administration;
- Employment litigation;
- Federal administrative litigation in front of the National Labor Relations Board and the Equal Employment Opportunity Commission;
- State administrative litigation in front of the West Virginia State Human Rights Commission.

6. Attached as “Exhibit D” are the time records of Steptoe & Johnson, which provide a daily summary of the time spent by each Steptoe & Johnson Professional during the Fee Statement Period by matter category.

NOTICE

7. Consistent with the procedures described in the Interim Compensation Order, the Debtors will serve this Fee Statement, by hand or overnight delivery, on (i) the Debtors, Patriot Coal Corporation, 12312 Olive Boulevard, Suite 400, St. Louis, Missouri 63141, Attn.: Jacquelyn A. Jones, (ii) the Office of the United States Trustee for the Eastern District of Missouri, 111 South 10th Street, Suite 6.353, St. Louis, MO 63102, Attn.: Leonora S. Long and Paul A. Randolph, (iii) attorneys for the administrative agent for the Debtors' postpetition lenders, (a) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, Attn.: Marcia Goldstein and Joseph Smolinsky, and (b) Willkie Farr & Gallagher LLP, 787 Seventh Avenue, New York, New York 10019, Attn.: Margot B. Schonholtz and Ana Alfonso, and (iv) counsel to the official committee of unsecured creditors, Kramer Levin Naftalis & Frankel LLP, 1177 Avenue of the Americas, New York, New York 10036, Attn.: Adam C. Rogoff, Esq. and Gregory G. Plotko, Esq..

8. WHEREFORE, the Debtors respectfully request that the Court grant the relief requested herein and such other and further relief as is just and proper.

Dated this 20th day of March, 2013.

By: */s/ C. David Morrison*
C. David Morrison

STEPTOE & JOHNSON PLLC
400 White Oaks Boulevard
Bridgeport, WV 26330-4500
Telephone: (304) 933-8113
Facsimile: (304) 933-8776
Special Counsel for the Debtors

EXHIBIT A

Professionals and Rates

I.A. Members / Of Counsel

Name of Member / Of Counsel	Title	Hourly Rate	Total Hours	Total Fees
C. David Morrison	Member	235.00	18.30	4,300.50
David E. Dick	Member	235.00	1.80	423.00
Jeffrey K. Phillips	Member	220.00	27.90	6,138.00
Jonathan R. Ellis	Member	160.00	113.00	18,080.00
Mark M. McCarthy	Of Counsel	205.00	0.20	41.00
Michael D. Mullins	Member	205.00	31.90	6,539.50
Paul A. Konstanty	Member	205.00	4.00	820.00
Peter J. Raupp	Member	143.00	29.80	4,261.40
Robert L. Bailey	Of Counsel	190.00	16.90	3,211.00
W. Henry Lawrence	Member	235.00	0.20	47.00
TOTAL MEMBERS and OF COUNSEL:			244.00	\$43,861.40

II.A. Associates

Name of Associate	Department	Hourly Rate	Total Hours	Total Fees
Daniel D. Fassio	Labor	\$160.00	3.80	608.00
Lauren M. Palmer	Labor - MSHA	\$143.00	17.80	2,545.40
Mark G. Jeffries	Labor	\$160.00	2.50	400.00
W. James O'Brien	Litigation	\$185.00	2.20	407.00
TOTAL ASSOCIATES:			26.30	\$3,960.40

III.A. Paraprofessionals

Name of Paraprofessional	Department	Hourly Rate	Total Hours	Total Fees
Jonhhy Renee Clay	Litigation Paralegal	\$90.00	0.20	18.00
Fern Medley-Forsythe	Litigation Paralegal	\$90.00	0.20	18.00
TOTAL PARAPROFESSIONALS:			0.40	\$ 36.00

EXHIBIT B

Expenses

ACTUAL AND NECESSARY EXPENSES INCURRED BY
STEPTOE & JOHNSON PLLC ON BEHALF OF THE DEBTORS

CATEGORY of EXPENSES	AMOUNTS
Computer research	9.81
Office charges (photocopies, scanning, long distance calls, etc.)	206.85
Postage, courier and freight	61.72
Meals	10.00
Travel	339.87
TOTAL	\$ 628.25

EXHIBIT C

Summary of Project Code

SUMMARY OF HOURS AND AMOUNTS BILLED
BY STEPTOE & JOHNSON PLLC

DESCRIPTION	HOURS	AMOUNT
Labor Matters	6.50	1527.50
Bishop v. Client, <i>et al.</i>	2.40	454.00
Catenary Train Derailment	4.20	838.00
Southern Land Co., <i>et al.</i> v. McClure Logging v. Hobet Mining	0.10	20.50
Persinger, <i>et al.</i> v. MSAC & Speed Mining, <i>et al.</i>	0.20	41.00
Grand Eagle Mining / Cinda Croft EEOC Charge	3.50	635.00
Blankenship v. Brody Mining	16.60	3587.00
Coen / Sunnyhill – Heritage Workers Compensation Matter	0.20	41.00
Rivers Edge Mining (MSHA Case #167317)	0.30	48.00
Highland Mining (MSHA Case #171195)	3.60	792.00
Winchester Mine (MSHA Case #168620)	0.90	144.00
Freedom Mine Accident Investigation (MSHA Case #195018)	1.30	286.00
Highland Mining (MSHA Case #211084)	0.50	110.00
Rivers Edge Mining (MSHA Case #195562)	0.10	16.00
Highland 9 Mine (MSHA Case #228532-01)	1.20	264.00
Winchester Mine (MSHA Case #241281)	0.20	32.00
Winchester Mine (MSHA Case #243940)	0.20	32.00
Winchester Mine (MSHA Case #232171)	0.30	48.00
Winchester Mine (MSHA Case #238402)	0.30	48.00
Winchester Mine (MSHA Case #225862)	0.20	32.00
Blue Creek No. 2 Mine (MSHA Case #261206)	0.20	32.00
Highland 9 Mine (MSHA Case #260304)	0.80	176.00
Gateway Eagle Mine (MSHA Case #268444)	0.40	64.00
Highland 9 Mine (MSHA Case #263281)	0.20	44.00
Blue Creek No. 2 (MSHA Case #274408)	0.60	96.00
Winchester Mine (MSHA Case #272361)	0.20	32.00
Freedom Mine (MSHA Case #256455)	0.10	22.00
Freedom Mine (MSHA Case #276338)	0.30	66.00
Freedom Mine (MSHA Case #273440)	0.30	66.00
Freedom Mine (MSHA Case #261844)	0.10	22.00
Gateway Eagle Mine (MSHA Case #281814)	0.80	128.00
Sugar Maple Mine / 110(c) Investigation	1.10	176.00

DESCRIPTION	HOURS	AMOUNT
American Eagle Mine (MSHA Case #286172)	13.20	2,325.00
American Eagle Mine (MSHA Case #288468)	5.80	928.00
Federal No. 2 (MSHA Case #288463)	0.20	32.00
Sugar Maple Mine (MSHA Case #291131)	0.20	32.00
Sugar Maple Mine (MSHA Case #285372)	0.30	48.00
American Eagle Mine (MSHA Case #284555)	1.20	192.00
Winchester Mine (MSHA Case #292179)	0.20	32.00
Highland 9 Mine (MSHA Case #282970)	0.60	132.00
Black Oak Mine (MSHA Case #291132)	0.20	32.00
American Eagle Mine (MSHA Case #293996)	4.80	768.00
Federal No. 2 ((MSHA Case #293992)	0.20	32.00
Black Oak Mine (MSHA Case #294007)	0.80	128.00
Winchester Mine (MSHA Case #295104)	0.50	80.00
American Eagle Mine (MSHA Case #296858)	3.10	496.00
Peerless Rachel Mine (MSHA Case #298098)	0.60	96.00
Black Oak Mine (MSHA Case #288475)	0.10	16.00
Dodge Hill Mine #1 (MSHA Case #291263)	0.50	110.00
Campbells Creek #10 (MSHA Case #299492)	0.90	144.00
Sugar Maple Mine (MSHA Case #302491)	0.60	96.00
Eagle Mine (MSHA Case #300794)	0.50	80.00
Camp 9 Prep Plant (MSHA Case #295409)	6.60	1,452.00
Dodge Hill Mine #1 (MSHA Case #294648)	0.40	88.00
Dodge Hill Mine #1 (MSHA Case #299605)	2.60	572.00
Highland 9 Mine (MSHA Case #300098)	2.20	484.00
Freedom Mine (MSHA Case #270710)	0.10	22.00
Eagle No. 1 Mine (MSHA Case #303942)	1.10	176.00
Winchester Mine (MSHA Case #303681)	0.80	128.00
Sugar Maple Mine (MSHA Case #301677)	0.20	32.00
Section 105 Discrimination / John Cambron	0.30	66.00
Sugar Maple Mine (MSHA Case #303681)	7.00	1,001.00
Black Oak Mine (MSHA Case #305640)	1.20	192.00
Campbells Creek #10 Mine (MSHA Case #302485)	0.40	64.00
Dodge Hill Mine (MSHA Case #305751)	0.10	22.00
Highland 9 Mine (MSHA Case #289040)	0.10	22.00

DESCRIPTION	HOURS	AMOUNT
Freedom Mine (MSHA Case #287850)	0.10	22.00
Campbells Creek #10 Mine (MSHA Case #305633)	0.50	80.00
Eagle Mine (MSHA Case #306750)	0.50	80.00
Campbells Creek #10 Mine (MSHA Case #308065)	0.50	80.00
Rocklick Prep Plant (MSHA Case #285361)	0.10	16.00
Winchester Mine (MSHA Case #308985)	7.10	1,015.30
MSHA & WVOMHS&T Investigation / Five Mile Plant	136.10	22,691.40
Petition for Modification of Existing Standard	12.80	2,522.00
Highland Mine (MSHA Case #308615)	0.30	66.00
Dodge Hill Mine (MSHA Case #308168)	0.60	132.00
Dodge Hill Mine (MSHA Case #305751)	0.30	66.00
Dodge Hill Mine (MSHA Case #302632)	0.40	88.00
Dodge Hill Mine (MSHA Case #310776)	5.00	815.10
Harris Prep Plant (MSHA Case #288464)	0.40	64.00
Sugar Maple Mine (MSHA Case #307007)	0.50	80.00
TOTAL HOURS and COMPENSATION REQUESTED:	270.70	\$47,857.80

EXHIBIT D

Time Records

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
LABOR MATTERS			
02/02/13	C Morrison	.30	Review proposed last chance agreement for an employee and email to client
02/06/13	C Morrison	.20	Review e-mail from client and an attached severance agreement
02/06/13	C Morrison	.10	Draft e-mail to client re: availability for a conference call
02/06/13	C Morrison	.20	Draft proposed response to the employee who refused to sign a severance agreement
02/08/13	C Morrison	.20	Review auditor's request; e-mail to all lawyers requesting information to place into the report
02/13/13	C Morrison	1.00	Draft auditor's response letter
02/13/13	D Dick	.80	Review FMLA med cert and discipline documents regarding an employee with performance history; teleconference with client regarding employee's problems and behaviors
02/14/13	D Dick	.30	Return call to client regarding employee who has presented medical certificate for panic attacks
02/14/13	D Dick	.30	Email from client with email exchange between HR Manager regarding employee who has med cert for panic attacks
02/18/13	C Morrison	.60	Review e-mail and e-mail chain from client on a possible discharge issue and respond
02/18/13	C Morrison	.20	Telephone conference with client re: additional facts to weigh in deciding whether to discipline an employee for violating the two day rule
02/18/13	C Morrison	.20	Draft e-mail to client summarizing information received and advice given re: disciplining an employee who violated the two day rule
02/18/13	D Dick	.30	Email from client regarding employee missing 2-3 times what is on current med cert.
02/18/13	D Dick	.10	Answer question regarding FMLA form for adoption of child
02/21/13	C Morrison	.70	Draft evaluation of cases for reasonable settlement purposes, including reviewing various files
02/28/13	C Morrison	.80	Draft two e-mails to client as a response to the memos he forwarded for review

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
02/28/13	C Morrison	.20	Review e-mail from client along with two attachments re: problems with Burns' employment and the hiring of Bonita
TOTAL HOURS:		6.50	

BISHOP, KERRLIE E. & ALFREDA V. CLIENT, ET AL.

02/19/13	W O'Brien	1.40	Draft letter to Attorney Decanio with list of action items for finalizing settlement; email copy of same to client
02/20/13	W O'Brien	.10	Confer with WHL regarding letter to Attorney Decanio with list of action items to complete settlement
02/20/13	W O'Brien	.10	Emails with Massey counsel regarding submission of waivers of water replacement
02/22/13	W Lawrence	.20	Letter to Attorney Decanio on status; confer with associate on case
02/22/13	W O'Brien	.60	Finalize and send letter to Attorney Decanio, plaintiffs' counsel with list of action items to complete settlement; confer with WHL regarding same
TOTAL HOURS:		2.40	

CATENARY TRAIN DERAILMENT

02/01/13	P Konstanty	.50	Confer with MDD re: site inspection with expert witness and impact on potential litigation
02/12/13	P Konstanty	2.30	Review additional derailment claims for inclusion within discussion with client related to potential resolution
02/22/13	J Clay	.20	Review electronic file and e-mails to locate information needed for purpose of attorney response to request by client for settlement values
02/28/13	P Konstanty	1.20	Review summary provided to client and discuss same with SPM including potential for resolution through bankruptcy proceeding
TOTAL HOURS:		4.20	

SOUTHERN LAND CO., ET AL. V. MCCLURE LOGGING V. HOBET MINING

02/18/13	M Mullins	.10	Correspondence to client responding to specific legal issues raised by client
TOTAL HOURS:		0.10	

Pg 17 of 34
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
PERSINGER, et al. V. MSAC & SPEED MINING, et al.			
02/04/13	M Mullins	.10	Letter to client regarding dismissal of case and future course of defense of case
02/04/13	M Mullins	.10	Receive and review dismissal order from court
TOTAL HOURS:		0.20	

GRAND EAGLE MINING / CINDA CROFT EEOC CHARGE

02/03/13	C Morrison	.10	Review e-mail from client on settlement amounts and e-mail to him in response
02/11/13	C Morrison	.20	Review e-mail from attorney for plaintiff re: settlement and e-mail to client re: same; review response e-mail from client and e-mail plaintiff's attorney
02/14/13	M Jeffries	.20	Review file in preparation for drafting settlement agreement
02/18/13	M Jeffries	.20	Revise Settlement Agreement
02/19/13	M Jeffries	1.70	Draft Settlement Agreement
02/21/13	C Morrison	.50	Draft settlement agreement
02/21/13	M Jeffries	.40	Revise Settlement Agreement
02/25/13	C Morrison	.10	Review e-mail from client and draft letter to Plaintiff's attorney re: settlement agreement
02/25/13	C Morrison	.10	Work on revising settlement agreement
TOTAL HOURS:		3.50	

BLANKENSHIP v. BRODY MINING, LLC

02/03/13	C Morrison	.10	Review e-mail from client and e-mail to him re: Plaintiff's WPCA claim
02/03/13	C Morrison	.20	Review associate's memo on the discovery disputes and on Judge Goodwin's opinion
02/03/13	C Morrison	.30	Review Judge Goodwin's opinion on class status after an offer of judgment is made
02/03/13	C Morrison	.20	Draft e-mail to client re: recommended course of action
02/05/13	C Morrison	.10	Review e-mail from client re: filing an answer and proceeding with responding to discovery
02/06/13	C Morrison	1.10	Draft answer to the complaint, proposed letter to Judge Thornsby and e-mail to client re: same

Pg 18 of 34
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
02/06/13	C Morrison	.10	Telephone conference with Attorney Marshall re: handling this case
02/06/13	F Medley-Fors	.20	Draft response document to Plaintiff's discovery requests
02/07/13	C Morrison	.50	Revise answer to the complaint, letter to Judge Thornsbury and e-mail to client re: same
02/11/13	D Fassio	.70	Draft and revise letter to Plaintiffs' counsel regarding discovery dispute
02/11/13	D Fassio	1.10	Draft answers and objections to Plaintiffs' discovery requests
02/11/13	D Fassio	.50	Communicate with client regarding assembly of documents and information for production to Plaintiffs
02/13/13	C Morrison	.10	Review e-mail from Attorney Marshall and e-mail to him in response re: providing discovery information
02/13/13	C Morrison	.10	Confer with associate on case re: discovery responses we are putting together
02/14/13	D Fassio	.50	Review materials received from previous counsel and contact client regarding confirming discharge date of Plaintiff
02/18/13	C Morrison	.50	Prepare for hearing on February 19, 2013
02/19/13	C Morrison	8.50	Travel to Mingo County Circuit Court, handle hearing (including wait time) and travel home
02/19/13	D Fassio	.80	Review materials on Plaintiff's motion to compel in preparation for scheduling conference and possible argument
02/19/13	D Fassio	.20	Discuss collection and production of information in response to Plaintiff's discovery requests with client
02/21/13	C Morrison	.30	Review scheduling order and insert deadlines into calendar
02/21/13	C Morrison	.10	Review mediation order
02/21/13	C Morrison	.10	Draft letter to attorney Arceneaux re: serving as mediator
02/21/13	C Morrison	.20	Draft letter to client re: the scheduling conference, scheduling order and mediation order

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
02/21/13	C Morrison	.10	Draft e-mail to associate on case re: the scheduling and mediation orders

TOTAL HOURS: 16.60

COEN / SUNNYHILL - HERITAGE WC MATTER

02/05/13	M McCarthy	.20	Call and follow-up email with Kathy Fink regarding IC appeal for Coen
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TOTAL HOURS: 0.20

RIVERS EDGE MINING - MSHA CASE #167317

02/05/13	J Ellis	.10	Email from Nadia Hafeez re: filing settlement documents on WEVA 2009-352
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02/20/13	J Ellis	.20	Receive and review order approving settlement of WEVA 2009-352; draft email to client re: settlement order
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TOTAL HOURS: 0.30

HIGHLAND MINING - KENT 2009-491 MSHA CASE #171195

02/01/13	J Phillips	1.10	Lengthy teleconference with client re: case strategy and negotiation needs; attention to settlement negotiations
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02/05/13	J Phillips	.80	Attention to settlement negotiations in both dockets; draft settlement proposal in KENT 2009-290
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02/06/13	J Phillips	.80	Email from solicitor A. Wyatt with settlement demand; draft settlement proposal
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02/12/13	J Phillips	.40	Work on settlement negotiations; emails from and to solicitor A. Wyatt and ALJ William Moran re: settlement negotiations and conference call
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02/14/13	J Phillips	.50	Prepare for and attend ALJ conference call; draft email to clients re: trial
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TOTAL HOURS: 3.60

WINCHESTER MINE - WEVA 2009-508/509 - MSHA CASE #168620

02/05/13	J Ellis	.50	Emails and calls with client re: status of negotiations on WEVA 2009-508 and 509
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02/15/13	J Ellis	.20	Emails with opposing counsel and judge's law clerk re: status conference call
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02/25/13	J Ellis	.20	Calls with client re: status conference with Judge Bullock
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TOTAL HOURS: 0.90

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
FREEDOM MINE ACCIDENT INVESTIGATION - MSHA CASE #195018 KENT 2009-1519			
02/04/13	J Phillips	.90	Attention to further details of global settlement agreement for the Freedom mine
02/20/13	J Phillips	.40	Additional work on global settlement terms
TOTAL HOURS:		1.30	
HIGHLAND MINING - KENT 2010-732 MSHA Case #211084			
02/01/13	J Phillips	.50	Finalize settlement negotiations
TOTAL HOURS:		0.50	
RIVERS EDGE MINING - WEVA 2010-13 & 14 (MSHA CASE #195562)			
02/05/13	J Ellis	.10	Email from Nadia Hafeez re: filing settlement documents on WEVA 2010-14
TOTAL HOURS:		0.10	
HIGHLAND 9 MINE - KENT 2010-1491 - MSHA CASE #228532-01			
02/05/13	J Phillips	.90	Email from Judge Moran with "decision;" review decision and draft email to client summarizing "decision" with options for appeal
02/22/13	J Phillips	.30	Email from client re: partial settlement; review file; emails from and to solicitor R. Levinson re: status of settlement documents
TOTAL HOURS:		1.20	
WINCHESTER MINE - WEVA 2011-762 - MSHA CASE #241281 (Remington LLC)			
02/04/13	J Ellis	.20	Receive and review order approving settlement; draft email to client re: citation modifications
TOTAL HOURS:		0.20	
WINCHESTER MINE - WEVA 2011-908 - MSHA CASE #243940 (Remington LLC)			
02/04/13	J Ellis	.20	Receive and review order approving settlement; draft email to client re: citation modifications
TOTAL HOURS:		0.20	
WINCHESTER MINE - WEVA 2011-196 - MSHA #232171 (Remington LLC)			
02/25/13	J Ellis	.30	Receive and review order approving settlement; draft email to client outlining citation modifications
TOTAL HOURS:		0.30	

Pg 21 of 34
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
WINCHESTER MINE - WEVA 2011-564 - MSHA CASE #238402 (Remington LLC)			
02/25/13	J Ellis	.30	Receive and review order approving settlement; draft email to client outlining citation modifications
TOTAL HOURS:		0.30	
WINCHESTER MINE - WEVA 2011-1556 - MSHA #225862 (Remington LLC)			
02/04/13	J Ellis	.20	Receive and review order approving settlement; draft email to client re: citation modifications
TOTAL HOURS:		0.20	
BLUE CREEK NO. 2 MINE - WEVA 2011-2211 - MSHA #261206 (Midland Trail Energy)			
02/06/13	J Ellis	.20	Receive and review proposed settlement documents
TOTAL HOURS:		0.20	
HIGHLAND 9 MINE - KENT 2011-1359/1360- MSHA #260304 (Highland Mining)			
02/12/13	J Phillips	.40	Email from and to solicitor T. Motzny re: settlement and hearing; prepare for and attend ALJ conference call
02/27/13	J Phillips	.40	Engage in settlement negotiations in KENT 2011-1360
TOTAL HOURS:		0.80	
GATEWAY EAGLE MINE - WEVA 2012-125 - MSHA #268444 (Gateway Eagle Coal)			
02/01/13	J Ellis	.10	Emails with client re: settlement
02/12/13	J Ellis	.20	Receive and review proposed settlement documents
02/21/13	J Ellis	.10	Emails with client re: settlement documents
TOTAL HOURS:		0.40	
HIGHLAND 9 MINE - KENT 2011-1483 - MSHA CASE #263281			
02/12/13	J Phillips	.20	Email from and to solicitor T. Motzny re: settlement and hearing; teleconference with solicitor T. Motzny and Judge Bulluck's law clerk re: status of negotiations
TOTAL HOURS:		0.20	

Pg 22 of 34
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
BLUE CREEK NO. 2 MINE - WEVA 2012-486 - MSHA CASE #274408			
02/27/13	J Ellis	.60	Review MSHA's proposal and draft settlement counterproposal to attorney Abdoveis
TOTAL HOURS:		0.60	
WINCHESTER MINE - WEVA 2012-466 - MSHA #272361 (Remington)			
02/04/13	J Ellis	.20	Emails with attorney McClammer re: status of settlement negotiations
TOTAL HOURS:		0.20	
FREEDOM MINE - KENT 2011-1213 - MSHA #256455 (Ohio County Coal)			
02/12/13	J Phillips	.10	Email from ALJ Gill's law clerk re: status of settlement negotiations
TOTAL HOURS:		0.10	
FREEDOM MINE - KENT 2012-652 - MSHA CASE #276338			
02/20/13	J Phillips	.30	Letter from solicitor M. Lawson with petition for assessment; draft answer to petition; draft written discovery requests
TOTAL HOURS:		0.30	
FREEDOM MINE - KENT 2012-656 - MSHA CASE #273440			
02/20/13	J Phillips	.30	Letter from solicitor M. Lawson with petition for assessment; draft answer to petition; draft written discovery requests
TOTAL HOURS:		0.30	
FREEDOM MINE - KENT 2011-1478 - MSHA CASE #261844			
02/12/13	J Phillips	.10	Email from solicitor M. Lawson re: global settlement
TOTAL HOURS:		0.10	
GATEWAY EAGLE MINE - WEVA 2012-939 - MSHA #281814 (Eastern Associated Coal)			
02/11/13	J Ellis	.20	Emails with Judge Zielinski's law clerk re: extension of pre-hearing deadlines
02/15/13	J Ellis	.60	Receive and review settlement proposal from MSHA; draft settlement counterproposal
TOTAL HOURS:		0.80	
SUGAR MAPLE MINE - 110(C)INVESTIGATION (Gateway Eagle Coal)			
02/20/13	J Ellis	1.10	Emails with client re: 110(c) investigation; call with MSHA investigator C. Gray re: inclusion of citation 8146131

Pg 23 of 34
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
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TOTAL HOURS:		1.10	
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AMERICAN EAGLE MINE - WEVA 2012-1131 - MSHA #286172

02/06/13	J Ellis	.10	Email to client re: settlement negotiations
02/14/13	J Ellis	1.40	Call with client re: settlement negotiations; work on settlement counterproposal
02/21/13	J Ellis	2.20	Attention to settlement negotiations; work on memorandum to client re: settlement negotiations
02/26/13	R Bailey	5.60	Research case law and work on settlement proposal
02/26/13	J Ellis	1.70	Work on settlement counterproposal
02/27/13	R Bailey	1.50	Draft memorandum re violation not being S&S
02/28/13	J Ellis	.70	Emails with client re: status of settlement negotiations; work on settlement counterproposal

TOTAL HOURS:		13.20	
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AMERICAN EAGLE MINE - WEVA 2012-1286/1287 - MSHA #288468 (Speed Mining)

02/14/13	J Ellis	1.30	Call with client re: settlement negotiations on both dockets; work on settlement counterproposal on both dockets
02/19/13	J Ellis	.50	Draft settlement counterproposal on WEVA 2012-1286
02/22/13	J Ellis	2.60	Attention to settlement negotiations; work on memorandum to client re: settlement negotiations
02/26/13	J Ellis	.80	Work on settlement negotiations on WEVA 2012-1286; emails with attorney Babbington re: settlement negotiations on WEVA 2012-1286
02/27/13	J Ellis	.40	Attention to settlement negotiations; draft settlement counterproposal to attorney Babbington on WEVA 2012-1286
02/28/13	J Ellis	.20	Emails with CLR re: status of negotiations

TOTAL HOURS:		5.80	
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FEDERAL NO. 2 MINE - WEVA 2012-1195/1196 - MSHA #288463 (Eastern Associated Coal)

02/26/13	J Ellis	.20	Receive and review discovery requests
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TOTAL HOURS:		0.20	
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TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
SUGAR MAPLE MINE - WEVA 2012-1370 - MSHA #291131			
02/25/13	J Ellis	.20	Receive and review order approving settlement; draft email to client outlining citation modifications
TOTAL HOURS:		0.20	
SUGAR MAPLE MINE - WEVA 2012-1087 - MSHA CASE #285372			
02/04/13	J Ellis	.30	Receive and review order approving settlement; draft email to client re: citation modifications
TOTAL HOURS:		0.30	
AMERICAN EAGLE MINE - WEVA 2012-999 - MSHA #284555 (Speed Mining)			
02/14/13	J Ellis	.40	Call with client re: settlement negotiations
02/21/13	J Ellis	.60	Attention to settlement negotiations; work on memorandum to client re: settlement negotiations
02/25/13	J Ellis	.20	Emails from client re: hearing date and verification for discovery responses
TOTAL HOURS:		1.20	
WINCHESTER MINE - WEVA 2012-1473 - MSHA CASE #292179			
02/04/13	J Ellis	.20	Draft email to Judge Moran re: extension of pre-hearing deadline; emails with CLR re: settlement negotiations
TOTAL HOURS:		0.20	
HIGHLAND 9 MINE - KENT 2012-872 - MSHA CASE #282970			
02/07/13	J Phillips	.50	Draft settlement proposal
02/12/13	J Phillips	.10	Emails from and to Judge Moran's legal assistant re: status update
TOTAL HOURS:		0.60	
BLACK OAK MINE - WEVA 2012-1455 - MSHA CASE #291132			
02/20/13	J Ellis	.20	Receive and review order approving settlement; draft email to client outlining settlement terms
TOTAL HOURS:		0.20	
AMERICAN EAGLE MINE - WEVA 2012-1579 - MSHA CASE #293996			
02/04/13	J Ellis	.10	Receive and review entry of appearance from attorney Povich in WEVA 2012-1578
02/14/13	J Ellis	1.10	Call with client re: settlement negotiations on WEVA 2012-1579; work on settlement

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
			counterproposal on WEVA 2012-1579
02/19/13	J Ellis	.20	Emails with CLR re: settlement negotiations on WEVA 2012-1579
02/22/13	J Ellis	1.60	Attention to settlement negotiations on WEVA 2012-1579; work on memorandum to client re: settlement negotiations on WEVA 2012-1579; draft settlement proposal to MSHA on WEVA 2012-1578
02/26/13	J Ellis	1.30	Work on settlement negotiations; draft email to client re: status of settlement negotiations; emails with attorney Povich re: settlement negotiations
02/27/13	J Ellis	.50	Attention to settlement negotiations; draft settlement counterproposal to attorney Povich on WEVA 2012-1578
TOTAL HOURS:		4.80	
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FEDERAL NO. 2 MINE - WEVA 2012-1575 & 1576 - MSHA #293992 (Eastern Associated Coal)			
02/26/13	J Ellis	.20	Receive and review discovery requests
TOTAL HOURS:		0.20	
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BLACK OAK MINE - WEVA 2012-1580 - MSHA CASE #294007			
02/21/13	J Ellis	.60	Draft settlement proposal
02/25/13	J Ellis	.20	Receive and review pre-hearing order
TOTAL HOURS:		0.80	
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WINCHESTER MINE - WEVA 2012-1661 - MSHA CASE #295104			
02/06/13	J Ellis	.20	Emails with CLR re: settlement negotiations
02/08/13	J Ellis	.10	Email from CLR to Judge Moran re: settlement of docket
02/14/13	J Ellis	.20	Receive and review proposed settlement documents
TOTAL HOURS:		0.50	
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AMERICAN EAGLE MINE - WEVA 2012-1662 - MSHA #296858 (Speed Mining)			
02/14/13	J Ellis	.80	Call with client re: settlement negotiations; work on settlement counterproposal
02/15/13	J Ellis	.30	Emails from Judge Steele and CLR re: extension of pre-hearing deadlines; emails with CLR re: settlement negotiations

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
02/19/13	J Ellis	.20	Emails with CLR re: settlement negotiations
02/21/13	J Ellis	1.80	Attention to settlement negotiations; work on memorandum to client re: settlement negotiations
TOTAL HOURS:		3.10	
PEERLESS RACHEL MINE - WEVA 2012-1727 - MSHA CASE #298098			
02/11/13	J Ellis	.60	Work on settlement proposal
TOTAL HOURS:		0.60	
BLACK OAK MINE - WEVA 2012-1192 - MSHA CASE #288475			
02/06/13	J Ellis	.10	Email from CLR to Judge Steele re: settlement of case
TOTAL HOURS:		0.10	
DODGE HILL MINE #1 - KENT 2012-1265 - MSHA #291263			
02/01/13	J Phillips	.20	Work on settlement negotiations
02/05/13	J Phillips	.30	Prepare for and attend ALJ teleconference
TOTAL HOURS:		0.50	
CAMPBELLS CREEK #10 - WEVA 2013-38 - MSHA CASE #299492			
02/20/13	J Ellis	.90	Draft settlement proposal to MSHA
TOTAL HOURS:		0.90	
SUGAR MAPLE MINE - WEVA 2013-114 - MSHA #302491 (Gateway Eagle Coal)			
02/12/13	J Ellis	.20	Emails with CLR and Judge Zielinski's law clerk re: pre-hearing deadlines
02/25/13	J Ellis	.40	Email with client re: settlement negotiations; draft settlement proposal
TOTAL HOURS:		0.60	
EAGLE MINE - WEVA 2013-82 - MSHA CASE #300794			
02/20/13	J Ellis	.50	Work on settlement proposal
TOTAL HOURS:		0.50	
CAMP 9 PREP PLANT - KENT 2012-1437 - MSHA #295409 (Heritage Coal)			
02/01/13	J Phillips	1.30	Email from solicitor S. Allen with inspector notes; draft settlement proposal
02/05/13	J Phillips	.20	Work on settlement proposal

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
02/09/13	J Phillips	.10	Emails from and to solicitor S. Allen re: conference call
02/11/13	J Phillips	.50	Email from ALJ Miller re: reporting requirements' email from solicitor S. Allen re: settlement negotiations; draft email to client re: discovery needs
02/13/13	J Phillips	.70	Emails from clients with potential exhibits, including photographs and examination records; draft letter to solicitor S. Allen re: exhibits
02/14/13	J Phillips	.50	Engage in settlement negotiations
02/15/13	J Phillips	1.90	Engage in settlement negotiations; teleconference with client representative re: technical aspects of electrical system; draft settlement proposal; teleconference with solicitor S. Allen re: discovery plan and evidentiary hearing issues
02/18/13	J Phillips	1.20	Emails from and to Judge M. Miler re: status of settlement negotiations and needs for evidentiary hearing; email from solicitor S. Allen with notes from 103(g) hazard investigation; teleconference with client representative re: factual development of defenses to citations; draft settlement proposal
02/26/13	J Phillips	.20	Letter from Judge Miller re: trial and pre-hearing disclosures; draft email to client re: trial and settlement prospects
TOTAL HOURS:		6.60	
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DODGE HILL MINE #1 - KENT 2012-1408 - MSHA #294648 (Highland Mining)			
02/22/13	J Phillips	.30	Work on discovery plan
02/27/13	J Phillips	.10	Email from ALJ Moran re: settlement negotiations
TOTAL HOURS:		0.40	
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DODGE HILL MINE #1 - KENT 2013-13 - MSHA #299605			
02/05/13	J Phillips	.30	Attention to settlement negotiations
02/20/13	J Phillips	1.30	Draft settlement proposal
02/22/13	J Phillips	.50	Work on settlement proposal
02/25/13	J Phillips	.50	Engage in settlement negotiations
TOTAL HOURS:		2.60	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
HIGHLAND 9 MINE - KENT 2013-14 - MSHA CASE #300098			
02/22/13	J Phillips	2.20	Draft settlement proposal
TOTAL HOURS:		2.20	
FREEDOM MINE - KENT 2012-296 - MSHA CASE #270710			
02/04/13	J Phillips	.10	Letter from Chief Lesnick with assignment to ALJ McCarthy
TOTAL HOURS:		0.10	
EAGLE NO. 1 MINE - WEVA 2013-227 - MSHA CASE #303942			
02/06/13	J Ellis	.20	Receive and review order of assignment and pre-hearing order; draft email to client re: pre-hearing deadlines
02/14/13	J Ellis	.20	Receive and review settlement counterproposal from MSHA
02/24/13	J Ellis	.20	Draft email to client re: status of settlement negotiations
02/25/13	J Ellis	.30	Emails with CLR re: settlement negotiations; email from CLR to Judge Steele re: extension of pre-hearing deadlines; email from client re: status of settlement negotiations
02/26/13	J Ellis	.20	Emails from CLR and Judge Steele re: settlement
TOTAL HOURS:		1.10	
WINCHESTER MINE - WEVA 2013-230 - MSHA CASE #303681			
02/08/13	J Ellis	.20	Receive and review settlement counterproposal from MSHA
02/24/13	J Ellis	.30	Draft email to client re: status of settlement negotiations
02/25/13	J Ellis	.30	Calls and emails with client re: settlement negotiations; emails with MSHA re: settlement negotiations
TOTAL HOURS:		0.80	
SUGAR MAPLE MINE - WEVA 2013-85 - MSHA CASE #301677			
02/08/13	J Ellis	.20	Emails with attorney Gurka re: consolidation of related Sugar Maple cases
TOTAL HOURS:		0.20	

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
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SECTION 105 DISCRIMINATION / JOHN CAMBRON - MADI-CD-2013-5

02/21/13	J Phillips	.30	Review decision from MSHA concerning 105(c) investigation; draft email to client re: dismissal of 105(c) claim and right to pro se appeal
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TOTAL HOURS:		0.30	
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SUGAR MAPLE MINE - WEVA 2013-117 - MSHA CASE #303681

02/20/13	L Palmer	3.10	Research re: Stay of Civil Penalty Proceedings During 110(c) Investigation
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02/21/13	L Palmer	1.20	Research re: Stay of Civil Penalty Proceedings During 110(c) Investigation
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02/21/13	L Palmer	1.70	Draft Memo re: Stay of Civil Penalty Proceedings During 110(c) Investigation
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02/22/13	L Palmer	1.00	Revise Memo re: Motion to Stay Civil Penalty Proceedings During Section 110(c) Investigation
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TOTAL HOURS:		7.00	
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BLACK OAK MINE - WEVA 2013-299 - MSHA CASE #305640

02/20/13	J Ellis	1.20	Draft settlement proposal to MSHA
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TOTAL HOURS:		1.20	
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CAMPBELLS CREEK #10 MINE - WEVA 2013-111 - MSHA CASE #302485

02/27/13	J Ellis	.40	Draft settlement proposal
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TOTAL HOURS:		0.40	
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DODGE HILL MINE #1 - KENT 2013-261 - MSHA CASE #305751

02/20/13	J Phillips	.10	Letter from Chief Lesnick with assignment to ALJ Andrews
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TOTAL HOURS:		0.10	
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HIGHLAND 9 MINE - KENT 2012-1170 - MSHA CASE #289040

02/20/13	J Phillips	.10	Letter from Chief Lesnick with assignment to ALJ Moran
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TOTAL HOURS:		0.10	
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FREEDOM MINE - KENT 2012-1111 - MSHA CASE #287850 (Ohio County Coal)

02/15/13	J Phillips	.10	Letter from Chief R. Lesnick with assignment to ALJ McCarthy
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TOTAL HOURS:		0.10	
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Pg 30 of 34
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
CAMPBELLS CREEK #10 MINE - WEVA 2013-315 - MSHA CASE #305633			
02/01/13	J Ellis	.50	Draft answer
TOTAL HOURS:		0.50	
EAGLE MINE - WEVA 2013-366 - MSHA CASE #306750			
02/01/13	J Ellis	.50	Draft answer
TOTAL HOURS:		0.50	
CAMPBELLS CREEK #10 MINE - WEVA 2013-356 - MSHA CASE #308065			
02/01/13	J Ellis	.50	Draft answer
TOTAL HOURS:		0.50	
ROCKLICK PREP PLANT - WEVA 2012-1161 - MSHA CASE #285361			
02/19/13	J Ellis	.10	Email from Mr. Murray re: entry of Appearance
TOTAL HOURS:		0.10	
WINCHESTER MINE - WEVA 2013-447 - MSHA CASE #308985			
02/05/13	L Palmer	5.10	Draft Settlement Proposal
02/06/13	L Palmer	2.00	Revise Winchester 447 Settlement Proposal
TOTAL HOURS:		7.10	
MSHA & WVOMHS&T INVESTIGATION OF FIVE MILE PLANT ACCIDENT (Patriot Coal)			
02/06/13	M Mullins	4.90	Accident investigation - on site
02/06/13	J Ellis	4.90	Accident investigation on site
02/07/13	M Mullins	7.50	Accident investigation at corporate office
02/07/13	M Mullins	4.50	Accident investigation - on site
02/07/13	J Ellis	13.60	Meeting with client in Charleston re: accident investigation; on site at accident investigation
02/08/13	M Mullins	10.00	Accident investigation - on site
02/08/13	J Ellis	7.20	Calls and e-mails with client re: accident investigation; on site at accident investigation
02/09/13	M Mullins	1.10	Draft memorandum memorializing first three days of accident investigation and statements from witnesses
02/09/13	J Ellis	9.10	On site at accident investigation; calls and emails with client re: accident investigation; call with MSHA investigator V. Nicolau re:

Pg 31 of 34
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
			witness interviews
02/09/13	P Raupp	8.30	Accident investigation on site
02/10/13	J Ellis	.70	Attention to accident investigation issues
02/11/13	J Ellis	2.60	Attention to accident investigation issues; calls and emails with client re: accident investigation
02/11/13	P Raupp	14.00	Accident investigation on site
02/12/13	J Ellis	5.20	Draft memo to client re: accident investigation; calls and emails with client re: accident investigation; attention to accident investigation issues
02/12/13	P Raupp	7.50	Accident investigation on site
02/13/13	J Ellis	12.20	Attend MSHA and WVOMHS&T interviews of Five Mile plant employees
02/14/13	J Ellis	3.10	Attend MSHA and WVOMHST interview of additional witness in Charleston; meeting with client re: accident investigation; calls and emails with attorney Ciconni re: equipment testing protocols
02/15/13	M Mullins	.20	Call to Estate's counsel re: fact investigation
02/15/13	M Mullins	.40	Work on issues related to expert inspection of equipment involved in accident and chain of custody
02/15/13	J Ellis	2.80	Review reports to WVOMHST and MSHA; attention to issues regarding scheduling of cylinder testing; emails with clients re: testing; emails with estate's counsel re: cylinder testing
02/16/13	J Ellis	.20	Emails with client re: notification of Tons Per Hour of cylinder testing
02/18/13	M Mullins	.40	Work on issues secondary to professional review of equipment in question
02/18/13	J Ellis	1.50	Calls and emails with client re: cylinder testing and other investigation issues; emails and calls re: testing schedule
02/19/13	M Mullins	.50	Work on issues regarding MSHA's requests for additional testing of equipment
02/19/13	M Mullins	.20	Call from Estate regarding fact investigation

Pg 32 of 34
TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
02/19/13	J Ellis	2.10	Emails with client re: cylinder testing, hydraulic testing, and other investigation issues; emails with Attorney Ooten re: hydraulic testing
02/20/13	J Ellis	1.10	Emails with clients re: testing issues; view oil sample reports; call from Constellation Techonology
02/21/13	M Mullins	.90	Prepare for meeting with Estate's counsel
02/22/13	M Mullins	1.00	Meet with Estate's counsel
02/22/13	J Ellis	2.30	Meet with Attorney Ooten, attorney for the estate re: accident investigation; emails with client re: interviews by MSHA; call with client re: MSHA interview
02/23/13	J Ellis	.20	Receive and review inspection report from Nondestructive Inspection Services
02/25/13	J Ellis	4.80	Attend MSHA and WVOMHS&T's interviews of client's employees in Mt. Carbon, West Virginia
02/27/13	J Ellis	1.10	Calls with expert re: status of cylinder testing; calls and emails with client re: cylinder testing
TOTAL HOURS:		136.10	

PETITION FOR MODIFICATION OF EXISTING STANDARD (Patriot Coal)

02/15/13	R Bailey	2.40	Draft 101(c) petition for modification of waterline standard to prevent freezing
02/18/13	J Phillips	1.00	Work on petition for modification of a mandatory standard
02/19/13	J Phillips	1.00	Work on 101(c) petition for modification; teleconference with client re: dry water line submissions
02/19/13	R Bailey	2.10	Draft 101(c) petition for modification of waterline standard to prevent freezing
02/20/13	R Bailey	.60	Draft 101(c) petition for modification of waterline standard to prevent freezing
02/21/13	R Bailey	3.10	Draft 101(c) petition for modification of waterline standard to prevent freezing
02/25/13	J Phillips	.60	Work on 101(c) petition for modification
02/25/13	R Bailey	1.60	Draft 101(c) petition for modification of waterline standard to prevent freezing

TIME DETAIL REPORT

Work Date	Time-keeper	Hours	Narrative
02/27/13	J Phillips	.40	Work on 101(c) petition for modification
TOTAL HOURS:		12.80	

HIGHLAND 9 MINE - KENT 2013-319 - MSHA CASE #308615

02/20/13	J Phillips	.30	Draft answer to petition; draft written discovery requests
TOTAL HOURS:		0.30	

DODGE HILL #1 MINE - KENT 2013-328 - MSHA CASE #308168

02/20/13	J Phillips	.30	Draft answer to petition; draft written discovery requests
02/21/13	J Phillips	.30	Three emails from client with potential documentary exhibits
TOTAL HOURS:		0.60	

DODGE HILL #1 MINE - KENT 2013-262 - MSHA CASE #305751

02/20/13	J Phillips	.30	Draft answer to petition; draft written discovery requests
TOTAL HOURS:		0.30	

DODGE HILL #1 MINE - KENT 2013-175 - MSHA CASE #302632

02/20/13	J Phillips	.30	Draft answer to petition; draft written discovery requests
02/27/13	J Phillips	.10	Email from client re: solicitor P. Bernick
TOTAL HOURS:		0.40	

DODGE HILL #1 MINE - MOTION TO REOPEN - MSHA CASE #310776

02/20/13	L Palmer	3.50	Draft Motion to Reopen Penalty Proceedings
02/21/13	L Palmer	.10	Revise Motion to Reopen Penalty Proceedings
02/22/13	L Palmer	.10	Revise Motion to Reopen Penalty Proceedings
02/26/13	J Phillips	1.30	Teleconferences with clients re: delay in filing notice of contest; work on motion to reopen penalty proceeding
TOTAL HOURS:		5.00	

HARRIS PREP PLANT - WEVA 2012-1197 - MSHA CASE #288464

02/27/13	J Ellis	.40	Draft answer
TOTAL HOURS:		0.40	

TIME DETAIL REPORT

Work Date	Time- keeper	Hours	Narrative
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SUGAR MAPLE MINE	- WEVA	2013-357	- MSHA CASE #307007
02/27/13	J Ellis	.50	Draft answer
TOTAL HOURS:		0.50	
