

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

IN RE:	)	<b>CHAPTER 11</b>
	)	
PATRIOT COAL CORPORATION, et	)	<b>Case No. 12-12900 (SCC)</b>
al.,	)	
	)	
Debtors.	)	
	)	

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**NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF PAPERS**

PLEASE TAKE NOTICE that Kiah T. Ford and Katherine R. Trotter, of the law firm Parker Poe Adams & Bernstein LLP, hereby enter their appearances as counsel for Creditors Duke Energy Corporation, Duke Energy Kentucky, Inc., Duke Energy Carolinas, LLC and Carolina Power & Light d/b/a Progress Energy Carolinas, Inc. (collectively, the “Duke Energy Entities”) and request, pursuant to section 1109(b) of the Bankruptcy Code and Bankruptcy Rules 2002 and 9007, that all notices given and all papers served in these cases be given to and served upon the following:

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Please take further notice that, pursuant to section 1109(b) of the Bankruptcy Code, the foregoing demand includes not only the notices and papers referred to in the Bankruptcy Rules specified above, but also includes any notice, application, complaint, demand, motion, petition, pleading, chapter 11 plan, disclosure statement, order or request, whether informal or formal, written

or oral, and whether transmitted or conveyed by mail, delivery, facsimile, courier, electronic filing, telephone or otherwise filed with regard to the above –captioned cases and the proceedings.

Please take further notice that the Duke Energy Entities intend that neither this Notice of Appearance nor any later appearance, pleading, claim or suit shall waive its rights with respect to: (a) having final orders in noncore matters entered only after *de novo* review by the district judge; (b) trial by jury in a proceeding so triable in these cases or any case, controversy or proceeding related to these cases; (c) having the district court withdraw the reference in any matter subject to mandatory or discretionary withdrawal; or (d) any other rights, claims, actions, defenses, setoffs or recoupments to which the Duke Energy Entities are or may be entitled under agreements, in law, in equity or otherwise, all of which rights, claims, actions, defenses, setoffs and recoupments the Duke Energy Entities expressly reserve.

This is the 13<sup>th</sup> day of August, 2012.

/s/ Katherine R. Trotter

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served on all registered ECF participants through the Court's ECF system at the email addresses registered with the Court on the 13<sup>th</sup> day of August, 2012.

/s/ Katherine R. Trotter  
PARKER POE ADAMS & BERNSTEIN LLP