

**WINSTON & STRAWN LLP**

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*Attorneys for the Penn Virginia Coal Company Entities*

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

_____	)	
In re:	)	Case No. 12-12900 (SCC)
	)	
PATRIOT COAL CORPORATION, <u>et</u>	)	Chapter 11
<u>al.</u> ,	)	
	)	Jointly Administered
Debtors.	)	
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**NOTICE OF APPEARANCE OF THE  
PENN VIRGINIA COAL COMPANY ENTITIES,  
REQUEST FOR SERVICE OF PAPERS AND RESERVATION OF RIGHTS**

**PLEASE TAKE NOTICE** that, Penn Virginia Coal Company, Penn Virginia Operating Co., L.L.C., K-Rail LLC (f/k/a Kanawha Rail Corp.), Suncrest Resources LLC (successor in interest to Penn Virginia Resource GP, LLC, and Penn Virginia Resource Partners, L.P.), Crimson Processing Company and Carbon Fuel Company (collectively, the “Penn Virginia Coal Company Entities”) appear in this proceeding as parties in interest and request, pursuant to 11 U.S.C. §§ 342 and 1109(b) and Rules 2002, 3017 and 9007 of the Federal Rules of Bankruptcy Procedure, that copies of all papers filed in this proceeding or in any related adversary proceedings be served on their undersigned counsel, Winston & Strawn LLP, as follows:

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**PLEASE TAKE FURTHER NOTICE** that, pursuant to 11 U.S.C. § 1109(b), the foregoing request includes not only the notices and papers referred to or specified above but also includes, without limitation, orders and notices of any application, complaint, demand, motion, petition, plan, disclosure statement, pleading or request, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, telephone, telegraph, telex or

otherwise filed or made which affect or seek to affect in any way rights or interests of creditors, parties in interest, the Penn Virginia Coal Company Entities, the Debtors or the properties and estates of the Debtors.

**PLEASE TAKE FURTHER NOTICE** that, the Penn Virginia Coal Company Entities intend that neither this Notice of Appearance nor any later appearance, pleading, claim, or suit shall waive or otherwise impair or limit (a) the Penn Virginia Coal Company Entities' right to have final orders in non-core matters entered only after de novo review by a District Judge, (b) the Penn Virginia Coal Company Entities' right to trial by jury in any proceeding so triable in these cases or any case, controversy, or proceeding related to these cases, (c) the Penn Virginia Coal Company Entities' right to have 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 Penn Virginia Coal Company Entities are or may be entitled under agreements, in law or in equity, all of which rights, claims, actions, defenses, setoffs and recoupments the Penn Virginia Coal Company Entities expressly reserve.

Dated: New York, New York  
August 14, 2012

**WINSTON & STRAWN LLP**

By:     /s/David Neier      
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