

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

In re:

PATRIOT COAL CORPORATION, *et al.*,

Debtors.

Chapter 11

Case No. 12-12900 (SCC)

(Jointly Administered)

**DECLARATION AND DISCLOSURE STATEMENT OF
MARK A. MATTINGLY ON BEHALF OF THOMPSON COBURN LLP**

Mark A. Mattingly declares and says:

1. I am a Partner of **Thompson Coburn LLP**, with a principal office located at One US Bank Plaza, St. Louis, Missouri 63101 (the "**Firm**").
2. Patriot Coal Corporation and its subsidiaries that are debtors and debtors in possession in the above referenced proceedings (collectively, the "**Debtors**") have requested that the Firm provide legal services to the Debtors, and the Firm has consented to provide those services.
3. The Firm may have performed services in the past and may perform services in the future, in matters unrelated to these chapter 11 cases, for persons that are claimants or other parties in interest in the Debtors' chapter 11 cases. The Firm does not perform services for any such person in connection with these chapter 11 cases.
4. Neither I nor any partner, counsel or associate of the Firm, insofar as I have been able to ascertain, holds or represents any interest adverse to the Debtors or

their estates with respect to the matters on which the Firm is to be employed, other than the fees owed for prepetition services described in paragraph 6.

5. Neither I nor any partner, counsel or associate of the Firm has agreed to share or will share any portion of the compensation to be received from the Debtors with any person other than partners, counsel and associates of the Firm.

6. The Debtors owe the Firm \$13,991.94 for prepetition services.

7. The Firm is conducting further inquiries regarding its retention by any creditors of the Debtors, and upon conclusion of that inquiry, or at any time during the period of its employment, if the Firm should discover any facts bearing on the matter described herein, the Firm will supplement the information contained in this Declaration.

8. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that this Declaration was executed on August 10, 2012.



Mark A. Mattingly

Patriot Coal Corporation, et al.
Chapter 11 Case No. 12-12900 (SCC)

RETENTION QUESTIONNAIRE

TO BE COMPLETED BY PROFESSIONALS EMPLOYED BY PATRIOT COAL CORPORATION, *et al.* (the “Debtors”)

DO NOT FILE THIS QUESTIONNAIRE WITH THE COURT.
RETURN IT FOR FILING BY THE DEBTORS TO:

Davis Polk & Wardwell LLP
450 Lexington Avenue
New York, New York 10017
Attn: Marshall S. Huebner and Brian M. Resnick

All questions **must** be answered. Please use “none,” “not applicable,” or “N/A,” as appropriate. If more space is needed, please complete on a separate page and attach.

1. Name and address of firm:

Thompson Coburn LLP
One US Bank Plaza, Suite 2700
St. Louis, Missouri 63101

Date of retention: First retained on or about September 25, 2007.

2. Brief description of services to be provided:

- a. Provide legal advice and representation, as needed, in current or future disputes regarding coal supply contracts, including breaches by customers of their contractual obligations; and
- b. Provide legal advice and representation on other matters as requested by Debtors and as able to be performed by Thompson Coburn.

3. Arrangements for compensation (hourly, contingent, etc.)

Services are performed on an hourly basis at a discounted rate.

- (a) Range of hourly rates (if applicable): \$510 to \$220 for attorneys and \$170 for paralegal services. A 10% discount is applied to these rates at time of invoicing.
- (b) Estimated average monthly compensation based on prepetition retention (if firm was employed prepetition): \$40,000.

4. Prepetition claims against any of the Debtors held by the firm:
Amount of claim: \$13,991.94
Date claim arose: June 1, 2012 through July 8, 2012.
Source of claim: Prepetition legal services rendered.

5. Prepetition claims against any of the Debtors held individually by any of the firm's attorneys:
Name: None.
Status: N/A.
Amount of claim: \$0.00
Date claim arose: N/A.
Source of claim: N/A.

6. Stock of any of the Debtors currently held by the firm:
Kind of shares: None.
No. of shares: None.

7. Stock of any of the Debtors currently held individually by any of the firm's attorneys:
Name: Roman P. Wuller
Status: Partner
Kind of shares: Common
No. of shares: 800

Name: Stanley W. Walch
Status: Partner
Kind of shares: Common
No. of shares: 140

Name: Lawrence C. Friedman

Status: Partner

Kind of shares: Common

No. of shares: 52

8. Disclose the nature and provide a brief description of any interest adverse to the Debtors or to their estates for the matters on which the firm is to be employed.

None

9. Name of individual completing this form.

Mark A. Mattingly, Partner, Thompson Coburn LLP