

STITES & HARBISON, PLLC

250 W. Main Street

Suite 2300

Lexington, KY 40507

Telephone: (859) 226-2300

Facsimile: (859) 253-9144

William T. Gorton III

Chrisandrea L. Turner

W. Blaine Early, III

Brian H. Meldrum

Gregory P. Parsons

*Counsel to Argonaut Insurance Company, Indemnity National Insurance Company,
US Specialty Insurance, and Westchester Fire Insurance Company*

**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)

NOTICE OF APPEARANCE AND REQUEST FOR SERVICE OF PAPERS

PLEASE TAKE NOTICE that the undersigned hereby appears as counsel for Argonaut Insurance Company, Indemnity National Insurance Company, US Specialty Insurance, and Westchester Fire Insurance Company (the “Sureties”) and under, inter alia, Rules 2002 and 9007 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and the Local Bankruptcy Rules for the United States Bankruptcy Court for the Southern District of New York, requests that all notices given or required to be given, and all papers and pleadings filed or served or required to be served, in this case, be given to and served upon:

William T. Gorton III
Chrisandrea L. Turner
W. Blaine Early, III
Gregory P. Parsons

STITES & HARBISON PLLC
250 West Main Street, Suite 2300
Lexington, KY 40507
Phone: (859) 226-2300
wgorton@stites.com
clturner@stites.com
bearly@stites.com
gparsons@stites.com
and
Brian H. Meldrum
Stites & Harbison, PLLC
400 West Market Street, Suite 1800
Louisville, KY 40202
Phone: (502) 587-3400
bmeldrum@stites.com

PLEASE TAKE FURTHER NOTICE that under Section 1109(b) of the Bankruptcy Code, this request includes not only the notices and papers referred to in the Bankruptcy Rules and Local Bankruptcy Rules specified above, but also, without limitation, orders and notices of any application, motion, petition, pleading, request, complaint, or demand, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, courier service, hand delivery, telephone, facsimile transmission, telegraph, telex, electronic mail, or otherwise that (1) affects or seeks to affect in any way any rights or interests of any creditor or party in interest in this case, including Party, with respect to (a) the debtor, (b) property of the debtor's estate, or proceeds thereof, in which the debtor may claim an interest, or (c) property or proceeds thereof in the possession, custody, or control of other(s) that the debtor may seek to use; or (2) requires or seeks to require any act, delivery of any property, payments, or other conduct by the Sureties.

PLEASE TAKE FURTHER NOTICE that the Sureties intend that neither this Notice of Appearance nor any later appearance, pleading, claim, or suit shall waive (1) the Sureties' rights to have final orders in noncore matters entered only after de novo review by a District Judge; (2)

the Sureties' rights to trial by jury in any proceeding so triable in this case or any case, controversy, or proceeding related to this case; (3) the Sureties' rights to have the District Court withdraw the reference of any matter subject to mandatory or discretionary withdrawal; or (4) any other rights, claims, actions, defenses, setoffs, or recoupments to which the Sureties are or may be entitled under agreement, in law, in equity, or otherwise, all of which rights, claims, actions, defenses, setoffs, and recoupments that the Sureties expressly reserve.

Lexington, Kentucky

Dated: August 17, 2012

By: /s/Chrisandrea L. Turner
William T. Gorton III
Chrisandrea L. Turner
W. Blaine Early, III
Brian H. Meldrum
Gregory P. Parsons

STITES & HARBISON, PLLC
250 West Main Street
Suite 2300
Lexington, KY 40507
Telephone: (859) 226-2300
Facsimile: (859) 253-9144

*Counsel to Argonaut Insurance Company,
Indemnity National Insurance Company,
US Specialty Insurance, and
Westchester Fire Insurance Company*

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was served on August 17, 2012, electronically in accordance with the method established under this Court's CM/ECF Administrative Procedures.

Dated: August 17, 2012

Lexington, Kentucky

/s/Chrisandrea L. Turner

Chrisandrea L. Turner

Kentucky Bar No. 87520

STITES & HARBISON, PLLC

250 West Main St., Ste. 2300

Lexington, KY 40507

E-mail address: clturner@stites.com

Telephone number: (859) 226-2300