

**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)

Hearing Date:
May 21, 2013
10:00 a.m. (Prevailing Central
Time)

Hearing Location:
Courtroom 7 North

**PRELIMINARY NOTICE OF MATTERS SCHEDULED FOR HEARING ON
MAY 21, 2013 AT 10:00 A.M.**

Location of Hearing: United States Bankruptcy Court
Eastern District of Missouri
Thomas F. Eagleton United States Courthouse
111 S. 10th Street
St. Louis, Missouri 63102
Courtroom 7 North
May 21, 2013 at 10:00 a.m. (Prevailing Central Time)

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.

A. FEE MATTERS

1. Second Applications for Interim Professional Compensation

- (a) Blackstone Advisory Partners L.P. [ECF No. 3659]
- (b) Bowles Rice LLP [ECF No. 3643]
- (c) Bryan Cave LLP [ECF No. 3626]
- (d) Carmody MacDonald P.C. [ECF No. 3644]
- (e) Cole, Schotz, Meisel, Forman & Leonard, P.A. [ECF No. 3650]
- (f) Curtis, Mallet-Prevost, Colt & Mosle LLP [ECF No. 3652]
- (g) Davis Polk & Wardwell LLP [ECF No. 3660]
- (h) Ernst & Young LLP [ECF No. 3645]
- (i) GCG, Inc. [ECF No. 3640]
- (j) Houlihan Lokey Capital, Inc. [ECF No. 3648]
- (k) Jackson Kelly PLLC [ECF No. 3649]
- (l) Kramer Levin Naftalis & Frankel LLP [ECF No. 3647]
- (m) Mesirow Financial Consulting, LLC [ECF No. 3646]
- (n) Steptoe & Johnson PLLC [ECF No. 3651]
- (o) Thompson Coburn LLP [ECF No. 3641]

Other Documents

- (p) Stipulation Regarding Limited Objection of Bank of America, N.A., as Agent, to Allowance and Payment of Certain Fees and Expenses of Professionals Retained by the Official Committee of Unsecured Creditors [ECF No. 3991]

Status: This matter is going forward on an uncontested basis.

B. MAIN CASE:

1. Debtors' First Omnibus Objection to Claims [ECF No. 3742]

Status: This matter is going forward on an uncontested basis. A proposed stipulation and order addressing certain of the claims included in the Debtors' First Omnibus Objection to Claims was submitted to the Court on May 15, 2013.

2. Debtors' Second Omnibus Objection to Claims [ECF No. 3744]

Responses

- (a) Creditor Hawthorn Bank's Response to the Debtors' Second Omnibus Objection to Amended and Superseded Claims [ECF No. 3980]
- (b) Response of Creditor West Virginia State Tax Department to Debtors' Second Omnibus Objection to Claims [ECF No. 3984]
- (c) Response of Creditor West Virginia State Tax Department to Debtors' Second Omnibus Objection to Claims [ECF No. 3985]

Status: This matter is going forward.

3. Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 1995]

Objections

- (a) Payne-Gallatin Company Objection to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property with Respect to Contract ID LND 323 [ECF No. 2056]

Related Documents

- (b) Agreed Scheduling Stipulation and Proposed Order upon the Debtors' Motion to Assume Leases and Cure Defaults and the Objection of Payne-Gallatin Company [ECF No. 3870]
- (c) Stipulation of Facts for Purposes of a Hearing on Payne-Gallatin Objection to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 3941]
- (d) Payne-Gallatin Company Initial Hearing Brief in Support of its Objection to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 3946]
- (e) Declaration of Andrew A. Payne, III, in Support of Payne-Gallatin Company Initial Hearing Brief in Support of its Objection to Debtors'

Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 3947]

- (f) Panther LLC's Memorandum of Law upon the Debtors' Motion to Assume Leases and Cure Defaults and in Opposition to the Payne-Gallatin Objection to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property with Respect to Debtors' Contract ID LND 323 [ECF No. 3948]
- (g) Declaration of Patricia D. Clark, CPA, in Support of Payne-Gallatin Company Initial Hearing Brief in Support of its Objection to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 3949]
- (h) Panther LLC's Reply Memorandum of Law in Further Support of its Opposition to the Payne-Gallatin Objection to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property with Respect to Debtors' Contract ID LND 323 [ECF No. 3986]
- (i) Payne-Gallatin Company Reply Brief to Panther Memorandum of Law and in Further Support of its Objection to Debtors' Lease Assumption Motion [ECF No. 3987]

Status: This matter is going forward.

- 4. McGhee Motion for Relief from Automatic Stay [ECF No. 3545]

Objections

- (a) Debtors' Objection to the Motion of Shannon McGhee and Brittany McGhee for Relief from Automatic Stay [ECF No. 3988]

Status: This matter is going forward.

5. Debtors' Motion for Leave to Conduct Discovery of Morgan Stanley Pursuant to Rule 2004 [ECF No. 3857]

Objections

- (a) Peabody Energy Corporation's Objection to Motion of Debtors for Leave to Conduct Discovery of Morgan Stanley Pursuant to Rule 2004 [ECF No. 3972]

Related Documents

- (b) Letter of Morgan Stanley and Stipulated Order Authorizing the Issuance of a *Subpoena Duces Tecum* to Morgan Stanley Pursuant to Rule 2004 [ECF No. 3994]

Status: This matter is going forward.

6. Debtors' Motion for Leave to Conduct Discovery of Duff & Phelps Corp. Pursuant to Rule 2004 [ECF No. 3858]

Objections

- (a) Peabody Energy Corporation's Objection to Motion of Debtors for Leave to Conduct Discovery of Duff & Phelps Corp. Pursuant to Rule 2004 [ECF No. 3973]

Status: This matter is going forward.

C. ADJOURNED MATTERS

1. Ernie Burns' Motion for Relief from Stay to Allow Civil Litigation to Proceed [ECF No. 3203]

Status: Adjourned to June 18, 2013 at 10:00 a.m. (Prevailing Central Time)

2. Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 1995]

Objections

- (a) STB Ventures, Inc.'s Objection to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 2061]
- (b) Penn Virginia Operating Co., L.L.C.'s Objection to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 2067]
- (c) Objection of Arch Coal, Inc., Ark Land Company, Ark Land KH, Inc. and Allegheny Land Company to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 2068]
- (d) Objection of Shonk Land Company, LLC to the Debtors' Motion to Assume Leases and Cure Objections [ECF No. 2069]

Status: Adjourned to June 18, 2013 at 10:00 a.m. (Prevailing Central Time)

3. Magnum Coal Company LLC v. RoyaltyCo, LLC [Adv. Pro. No. 12-04354-659]: Defendant's Motion to Dismiss, Or, in the Alternative, For a More Definitive Statement [ECF No. 10]

- (a) Debtor Magnum Coal Company LLC's Memorandum of Law in Opposition to Defendant's Motion to Dismiss, Or, in the Alternative, For a More Definite Statement [ECF No. 12]

Status: Adjourned to June 18, 2013 at 10:00 a.m. (Prevailing Central Time)

Dated: May 16, 2013
New York, New York

Respectfully submitted,

DAVIS POLK & WARDWELL LLP

/s/ Michelle M. McGreal

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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