

JACKSON KELLY PLLC  
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Michael T. Cimino  
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*Special Counsel to the Debtors  
and Debtors in Possession*

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI**

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**In re:**

**PATRIOT COAL CORPORATION, et al.,**

**Debtors.<sup>1</sup>**

**Chapter 11  
Case No. 12-51502  
(Jointly Administered)**

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**TENTH MONTHLY FEE STATEMENT OF JACKSON KELLY PLLC FOR  
PROFESSIONAL SERVICES AND DISBURSEMENTS FOR THE PERIOD OF  
MAY 1, 2013 THROUGH MAY 31, 2013**

<b>NAME OF APPLICANT:</b>	<b>Jackson Kelly PLLC</b>
<b>ROLE IN THE CASE:</b>	Special Counsel to the Debtors and debtors- in-possession
<b>TIME PERIOD:</b>	May 1, 2013 through and including May 31, 2013
<b>CURRENT APPLICATION:</b>	Total Fees Requested: \$70,315.00 80% of Fees Requested: \$56,252.00 Total Expenses Requested: \$5,712.48

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<sup>1</sup> 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.

1. On July 9, 2012 (the "Petition Date"), Patriot Coal Corporation and substantially all of its affiliated subsidiary companies ("Debtors") filed voluntary petitions for Chapter 11 Relief. [See ECF No. 1]. Debtors' cases are being jointly administered by order of the Court. [ECF No 30].

2. Prior to the Petition Date, Jackson Kelly PLLC ("Jackson Kelly") rendered substantial legal services to Debtors in a wide range of areas. Debtors have retained Jackson Kelly – with the Court's authorization by its September 10, 2012, *Order Authorizing the Employment and Retention of Jackson Kelly PLLC as Special Counsel for the Debtors Nunc Pro Tunc to the Petition Date* [ECF No. 540] (the "Jackson Kelly Employment Order") – *nunc pro tunc* from the Petition Date to continue to render professional services in connection with (collectively the "Authorized Representation"):

(a) Environmental matters relating to the Debtors' coal leases, coal property, mines and other properties and installations;

(b) Mine safety and health matters, including alleged violations of the Mine Safety and Health Act;

(c) The defense of Federal Black Lung cases;

(d) The defense of West Virginia deliberate intent litigation;

(e) Litigation on behalf of one or more of the Debtors as a party plaintiff;

(f) Litigation on behalf of one or more of the Debtors as a party defendant;

(g) Local real estate and commercial transactions, as needed from time to time, which may not duplicate services provided by the Debtors' other counsel;

(h) Local legislative and lobbying services; and

(i) Representation of one or more of the debtors in arbitration issues.

3. The Court's December 5, 2012, *Order Authorizing the Payment for Certain Services on a Fixed Fee Basis to Jackson Kelly PLLC* [ECF 1677] (the "Fixed Fee Order"), amended the Jackson Kelly Employment Order to provide for fixed fee billing for local legislative and lobbying services at a rate of \$2,500 per month *nunc pro tunc* to the Petition Date.

4. In accordance with the Jackson Kelly Employment Order (as amended) and the *Order to Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals* [ECF No. 262] (the "Interim Compensation Order"), Jackson Kelly, as special counsel to the Debtors, hereby submits its Tenth Monthly Fee Statement for Professional Services and Disbursements (the "Fee Statement") for the period from May 1, 2013 through and including May 31, 2013 (the "Fee Statement Period").<sup>2</sup>

5. Pursuant to the Interim Compensation Order, Jackson Kelly seeks payment of \$61,964.48 representing (a) 80% of Jackson Kelly's fees for services rendered and (b) 100% of actual and necessary expenses incurred during the Fee Statement Period.

6. Attached hereto as Exhibit A is a listing of Jackson Kelly's professional and paraprofessionals (collectively the "Jackson Kelly Professional(s)") that rendered services for Debtors as authorized by the Jackson Kelly Employment Order during the Fee Statement Period. Exhibit A includes the, among other things, the total hours billed, hourly rate and total fees for each Jackson Kelly Professional, plus a blended hourly rate for each category of Jackson Kelly Professionals, excluding paralegals.

7. Attached hereto as Exhibit B is a schedule summarizing the categories of actual and necessary expenses for which Jackson Kelly is seeking reimbursement and the total amount for each such expense category.

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<sup>2</sup> Also included in this Fee Statement are fees totaling \$262.50 relating to 1.5 hours of time spent by Jackson Kelly member Benjamin McFarland working on behalf of one of the Debtors on April 20, 2012. These fees were inadvertently omitted from Jackson Kelly's Ninth Fee Statement.

8. Attached hereto as Exhibit C is a summary of the number of hours and amounts billed by Jackson Kelly during the Fee Statement period for services authorized by the Jackson Kelly Employment Order during the Fee Statement Period, organized by project type authorized by said Order. These services include all services that were typically rendered in the ordinary course before the Petition Date, but only as specifically authorized by the Jackson Kelly Employment Order in connection with the Authorized Representation.

9. Attached hereto as Exhibit D are the time records of Jackson Kelly, which provide the contemporaneous record summaries of the time spent by each Jackson Kelly Professional during the Fee Statement Period by project category.

10. The undersigned certifying professional hereby certifies and represents (i) that he has read this First Fee Statement; (ii) that to the best of his knowledge, information and belief formed after reasonable inquiry, the fees and disbursements requested herein fall within the Court's guidelines and those of the United States Trustee; (iii) that the fees and disbursements sought herein are billed at rates in accordance with Jackson Kelly's customary practices and generally accepted by its clients; and (iv) that in providing reimbursable services, Jackson Kelly does not make a profit on the services.

#### **Notice**

11. Consistent with the procedures described in the Interim Compensation Order, Jackson Kelly will serve this Fee Statement, by hand or overnight delivery, on (i) the Debtors, Patriot Coal Corporation, 12312 Olive Boulevard, Suite 400, St. Louis, Missouri, 63141, Attn: Jacquelyn A. Jones, Esq., (ii) attorneys for the Debtors, Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, New York 10017, Attn: Marshall S. Huebner, Esq. and Brian M. Resnick, Esq., (iii) the Office of the United States Trustee for the Eastern District of Missouri,

111 South 10<sup>th</sup> Street, Suite 6.353, St. Louis, Missouri 63102-1125, Attn: Leonora S. Long, (iv) attorneys for the administrative agent for the Debtors' postpetition lenders, (a) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, Attn: Marcia Goldstein, Esq. and Joseph Smolinsky, Esq., and (b) Willkie Farr & Gallagher LLP, 787 Seventh Avenue, New York, New York 10019, Attn: Margot B. Schonholtz, Esq. and Ana Alfonso, Esq., and (v) counsel to the official committee of unsecured creditors, Kramer Levin Naftalis & Frankel LLP, 1177 Avenue of the Americas, New York, New York 10036, Attn: Adam C. Rogoff, Esq. and Gregory G. Plotko, Esq.

12. WHEREFORE, Jackson Kelly respectfully requests that the Court grant the relief requested herein and such other and further relief as is just and proper.

Dated: June 20, 2013

Respectfully submitted,

**JACKSON KELLY PLLC**

/s/ Richard Grady Ford

William F. Dobbs, Jr. (WV Bar No. 1027)

Michael T. Cimino (WV Bar No. 6094)

Richard Grady Ford (WV Bar No. 11197)

JACKSON KELLY PLLC

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*Special Counsel to Debtors and*

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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

**Exhibit A**

## I.A. Partners/Counsel

NAME OF PARTNER / COUNSEL	YEAR ADMITTED	MATTER AREA OF LAW	TOTAL HOURS BILLED	HOURLY RATE	TOTAL FEES
Cimino, Michael T.	1993-WV	Safety and Health	74.80	\$235.00	\$17,578.00
Dobbs, Jr., William F.	1973-WV	Bankruptcy	0.20	\$370.00	\$74.00
Gardner, Blair M.	2001-WV, 1977-PA	Environmental	10.60	\$264.00	\$2,798.40
Harman, Ashley M.	1996-WV	Black Lung	10.60	\$225.00	\$2,385.00
Huffman, Timothy E.	1980-WV	Workers Compensation	8.80	\$340.00	\$2,992.00
Mattingly, William S.	1993-PA, 1987-WV, 1985-OH	Black Lung	0.50	\$276.00	\$138.00
McFarland, Benjamin M.	2005-WV	Safety and Health	89.80	\$175.00	\$15,715.00
McLusky, Robert G.	1981-WV	Environmental	1.50	\$306.00	\$459.00
Moore, R. H.	1976-PA	Safety and Health	1.00	\$265.00	\$265.00
Oakley, Kenneth B.	2005-KY	Safety and Health	17.40	\$175.00	\$3,045.00
Rembrandt, Ann B.	1987-WV	Black Lung	1.10	\$234.00	\$257.40
Robinson, Melissa M.	1991-WV	Safety and Health	1.80	\$220.00	\$396.00
Roeder, George E.	1993-PA, 1981-WV	Black Lung	0.10	\$276.00	\$27.60
Snyder, Kathy L.	1998-PA, 1992-WV	Black Lung	0.10	\$234.00	\$23.40
Southworth, Louis S.	1968-WV	Legislation	Flat Fee		\$2,500.00
Tan, Francesca	1988-WV	Black Lung	0.50	\$240.00	\$120.00
<b>Total Partners and Counsel</b>			<b>218.80</b>		<b>\$48,773.80</b>

**II.A. Associates**

<b>NAME OF ASSOCIATE</b>	<b>YEAR ADMITTED</b>	<b>MATTER AREA OF LAW</b>	<b>TOTAL HOURS BILLED</b>	<b>HOURLY RATE</b>	<b>TOTAL FEES</b>
Adkins, Wendy G.	2003-WV	Deliberate Intent Litigation	1.80	\$187.00	\$336.60
Ford, Richard G.	2010-WV	Bankruptcy	2.50	\$215.00	\$537.50
Gillen, Kevin T.	2011-WV	Black Lung	1.80	\$190.00	\$342.00
Green, Chris M.	2008-WV	Black Lung	1.80	\$174.00	\$313.20
Holley, Amy J.	2010-WV	Black Lung	0.10	\$153.00	\$15.30
Karim, Waseem A.	2004-KY	Black Lung	1.20	\$191.00	\$229.20
Schwendeman, Adam	2012-WV	Safety and Health	28.80	\$200.00	\$5,760.00
Tyree, Matthew S.	2009-WV	Environmental	13.00	\$215.00	\$2,795.00
<b>Total Associates</b>			<b>51.00</b>		<b>\$10,328.80</b>

**IV.A. Paraprofessionals**

<b>NAME OF PARAPROFESSIONAL</b>	<b>YEAR ADMITTED</b>	<b>MATTER AREA OF LAW</b>	<b>TOTAL HOURS BILLED</b>	<b>HOURLY RATE</b>	<b>TOTAL FEES</b>
Calhoun, KD F.		Black Lung	2.00	\$115.00	\$230.00
Colston, Leanna L.		Safety and Health	53.50	\$130.00	\$6,955.00
Cooper, Evaline		Safety and Health	3.10	\$130.00	\$403.00
Gervais, Linda L.		Black Lung	8.10	\$130.00	\$1,053.00
Hammonds, Judy Saunders		Black Lung	3.10	\$102.00	\$316.20
Mitchell, Janet L.		Black Lung	0.20	\$102.00	\$20.40
Morgan, Anna M.		Safety and Health	1.20	\$130.00	\$156.00
Roehl, Charles A.		Environmental	0.60	\$111.00	\$66.60
Sigley, Marisa L.		Black Lung	1.10	\$102.00	\$112.20
Smith, Delores D.		Black Lung	2.00	\$125.00	\$250.00
Smith, Paula R.		Black Lung	0.40	\$125.00	\$50.00
Zalewski, Larry A.		Safety and Health	12.80	\$125.00	\$1,600.00
<b>Total Paraprofessionals</b>			<b>88.10</b>		<b>\$11,212.40</b>

**Attorney Blended Rates**

<b>RANK</b>	<b>ATTORNEY BLENDED RATE</b>	<b>TOTAL ATTORNEY HOURS BILLED</b>	<b>TOTAL ATTORNEY FEES</b>
<b>Partners and Counsel</b>	\$222.91	218.80	\$48,773.80
<b>Associates</b>	\$202.53	51.00	\$10,328.80
<b>Total</b>	<b>\$219.06</b>	<b>269.80</b>	<b>\$59,102.60</b>

**Exhibit B**

**ACTUAL AND NECESSARY EXPENSES  
INCURRED BY JACKSON KELLY PLLC ON  
BEHALF OF THE DEBTORS IN MAY 2013**

<b>CATEGORY OF EXPENSES</b>	<b>AMOUNTS</b>
Computerized Legal Research - Westlaw	\$ 431.82
Copies	\$ 545.40
Long Distance Telephone	\$ 0.15
Pacer	\$ 1.40
Professional Services	\$ 3,445.00
Special Postage	\$ 307.89
Travel	\$ 980.82
<b>Total</b>	<b>\$ 5,712.48</b>

**Exhibit C**

**SUMMARY OF HOURS AND AMOUNTS BILLED DURING  
MAY 2013 BY JACKSON KELLY PLLC  
ORGANIZED BY INTERNAL PROJECT CATEGORY**

<b>PROJECT CATEGORY</b>	<b>DESCRIPTION</b>	<b>CLIENT</b>	<b>MATTER</b>	<b>C/M #</b>	<b>HOURS</b>	<b>AMOUNT</b>
<b>1</b>	<b>Bankruptcy Total</b>				<b>2.70</b>	<b>\$611.50</b>
		Patriot Coal Corporation	Fee Statements and Applications	20551.338	2.70	\$611.50
<b>2</b>	<b>Black Lung Total</b>				<b>34.70</b>	<b>\$5,882.90</b>
		Apogee Coal Company, LLC	Freeman, Ermil A.	101398.1062	1.20	\$152.80
			Hall, Ronald D.	101398.1066	6.50	\$845.50
			May, Andrew	101398.1059	0.70	\$71.40
			Miller, Donnie L.	101398.1063	0.20	\$42.90
			Nelson, Melvin	101398.1061	0.30	\$70.20
		Hobet Mining, LLC	Campbell, Carl H., Jr.	2304.389	8.60	\$1,173.00
			Chambers, Edgar Howard	2304.478	2.60	\$423.60
			Epling, Carl R., Jr.	2304.454	4.70	\$1,065.60
			Rose, Roger Dale	2304.363	0.20	\$32.70
			Vance, Ermal L.	2304.459	6.30	\$1,417.50
			Woody, Donny G. (deceased); Darlene Woody (widow)	2304.480	1.10	\$138.40
			Workman, Carl E., II	2304.475	0.30	\$70.20
		Patriot Coal Corporation	Morris, Lee v. Ashland Coal, Inc.	20551.336	0.60	\$129.50
			Sutphin, James E. v. Sharples Coal Corp.	20551.335	1.40	\$249.60
<b>3</b>	<b>Deliberate Intent Litigation Total</b>				<b>1.80</b>	<b>\$336.60</b>
		Patriot Coal Corporation	John Renner; Patty Renner; et al v. Eastern Associated Coal, LLC; Patriot Coal Corporation; Randy Coffindaffer; Joseph B. "Blair" McGill	20551.326	1.80	\$336.60
<b>4</b>	<b>Environmental Total</b>				<b>25.70</b>	<b>\$6,119.00</b>
		Apogee Coal Company, LLC	Ohio Valley Environmental Coalition, Inc. and WV Highlands Conservancy, Inc. v. Apogee Coal Company, LLC and Hobet Mining, LLC; et al.	101398.994	1.40	\$277.80
			Scott G. Mandirola, and Thomas L. Clarke v. Apogee Coal Company, LLC	101398.1030	3.70	\$947.40
		Catenary Coal Company, LLC	Scott G. Mandirola, and Thomas L. Clarke v. Catenary Coal Company, LLC	101439.340	10.90	\$2,343.50
		Hillside Mining Company	Ohio Valley Environmental Coalition (OVEC) and Sierra Club v. Thomas L. Clarke; WVDEP v. Hillside Mining Company	25970.301	1.50	\$322.50
		Hobet Mining, LLC	OVEC Re: Hobet 22 Temporary Restraining Order Motion	2304.462	4.20	\$1,108.80
			Selenium Issues	2304.385	2.50	\$660.00
		Patriot Coal Corporation	Ohio Valley Environmental Coalition, Inc. (OVEC); West Virginia Highlands Conservancy, Inc. and Sierra Club v. Patriot Coal Corporation	20551.322	1.50	\$459.00
<b>5</b>	<b>Legislation Total</b>				<b>-</b>	<b>\$2,500.00</b>

PROJECT CATEGORY	DESCRIPTION	CLIENT	MATTER	C/M #	HOURS	AMOUNT
		Patriot Coal Corporation	Legislative Services	20551.302	-	\$2,500.00
<b>6</b>	<b>Safety and Health Total</b>				<b>284.20</b>	<b>\$51,873.00</b>
		Apogee Coal Company, LLC	Case No. 000215712 (Guyan Mine); WEVA 2010-934	101398.1043	0.80	\$177.50
			Case No. 000248495 (Fanco); WEVA 2011-1228	101398.1044	1.00	\$203.50
			Case No. 000253903 (Guyan Mine); Citations 8117869, 8117874, 8117875 and Order No. 8130042	101398.1048	0.20	\$36.50
			Case No. 000305365 (Guyan Mine); WEVA 2013-225	101398.1072	0.10	\$13.00
			Case No. 000317925 (Guyan Mine); WEVA 2013-799	101398.1073	3.90	\$643.50
			Dozer Reporting Violation (Guyan Mine)	101398.1074	2.40	\$515.00
			Richard Young, Jr. Fatality (Guyan Surface Mine)	101398.1047	39.70	\$7,496.50
		Coal Clean LLC	Case No. 000218304 (Coal Clean LLC); WEVA 2010-1087	11978.303	3.90	\$682.50
		Dodge Hill Mining Company LLC	Electronic Surveying Petitions	19692.325	2.20	\$303.00
		Eastern Associated Coal, LLC	105(c) Jack Frazier Discrimination Complaint; MORG-CD-2013-05	165.1506	12.80	\$2,384.50
			105(c) Travis Catsonis; MORG-CD-2012-07	165.1493	0.60	\$96.00
			Bridgette Monteon 105(c) Discrimination Complaint Federal No. 2 Mine	165.1496	0.20	\$26.00
			Case No. 000244760 (Federal No. 2 Mine) WEVA 2011-932	165.1436	6.00	\$1,056.00
			Case No. 000251444 (Federal No. 2); WEVA 2011-1681 and WEVA 2011-1682	165.1447	1.10	\$195.50
			Case No. 000254488 (Federal No. 2 Mine) WEVA 2011-2057 and WEVA 2011-2058	165.1453	0.60	\$109.50
			Case No. 000263159 (Federal No. 2)	165.1463	0.50	\$65.00
			Case No. 000270521 (Federal No. 2); WEVA 2012-174	165.1470	0.20	\$26.00
			Case No. 000279351 (Federal No. 2); WEVA 2012-992	165.1508	8.10	\$1,410.00
			Case No. 000281811 (Federal No. 2); WEVA 2012-894 and WEVA 2012-895	165.1491	0.30	\$39.00
			Case No. 000285356 (Federal No. 2 Mine); WEVA 2012-1085 and WEVA 2012-1086	165.1492	1.00	\$193.00
			Case No. 000291117 (Federal No. 2 Mine); WEVA 2012-1368 and WEVA 2012-1369	165.1494	0.60	\$88.50
			Case No. 000296853 (Federal No. 2 Mine); WEVA 2012-1722	165.1497	3.30	\$636.00
			Case No. 000299484 (Federal No. 2); WEVA 2013-14	165.1500	8.10	\$1,557.50
			Case No. 000305620 (Federal No. 2); WEVA 2013-287	165.1501	4.00	\$740.50
			Case No. 000308056 (Federal No. 2); WEVA 2013-358 and WEVA 2013-359	165.1507	5.00	\$671.00
			Case No. 000310662 (Federal No. 2); WEVA 2013-521	165.1511	5.50	\$914.50
			Case No. 000313254 (Federal No. 2); WEVA 2013-623	165.1513	17.10	\$2,422.50
			Case No. 000314379 (Federal No. 2); WEVA 2013-626	165.1512	1.40	\$252.00
			Case No. 000316613 (Federal No. 2 Mine); WEVA 2013-767	165.1515	3.80	\$629.00
			Cecil Green 105(c) Discrimination Claim (Federal No. 2 Mine)	165.1509	0.20	\$26.00
			Federal No. 2 Mine - Assessment 000276475	165.1486	0.20	\$26.00

PROJECT CATEGORY	DESCRIPTION	CLIENT	MATTER	C/M #	HOURS	AMOUNT
			Federal No. 2 Mine - WEVA 2012-624; Assessment 000276264	165.1485	0.90	\$190.50
			Federal No. 2 Mine 105 (c)Travis Catsonis Discrimination Complaint	165.1495	0.10	\$17.50
			Federal No. 2 Mine; 105(c) Christopher Salina Discrimination Complaint	165.1504	0.20	\$26.00
			Federal No. 2 Mine; Order No. 8025596	165.1505	0.20	\$26.00
			Federal No. 2 Mine; Order Nos. 8025587 and 8025595	165.1502	0.30	\$39.00
			Federal No. 2; 107(a) Order	165.1514	3.20	\$647.00
			Jack Frazier Section 105(c) Discrimination Complaint; MORG-CD-2010-04	165.1385	0.10	\$23.50
			John Symenski 105(c) Discrimination Complaint; Federal No. 2 Mine	165.1498	59.80	\$11,715.00
			MSHA Violations (Federal No. 2 Mine); WEVA 2013-89	165.1499	4.60	\$896.00
			Seth Hixenbaugh 105(c) Discrimination Complaint (Federal No. 2 Mine); MORG-CD-2013-07	165.1510	0.70	\$118.00
		Gateway Eagle Coal Company LLC	Electronic Surveying Equipment	24902.301	1.60	\$200.00
		Highland Mining Company, LLC	Case No. 000202199 (Highland 9 Mine) Part 50 Violations (Leslie Pride); WEVA KENT 2010-232	18176.342	0.20	\$47.00
			Electronic Surveying Petitions	18176.348	0.20	\$25.00
			Leslie Pride (Highland 9 Mine) Discrimination Complaint No. MADI-CD-2009-11	18176.341	0.10	\$23.50
		Hobet Mining, LLC	104(a) Citation (Hobet 21 Mine); Rock Debris	2304.492	4.30	\$811.00
		Midland Trail Energy LLC	Electronic Surveying Petitions	23660.311	2.60	\$353.00
		Newtown Energy, Inc.	Electronic Surveying Petitions - Eagle Mine; Coalburg No. 1 Mine; Coalburg No. 2 Mine and Peerless Rachel Mine	19439.315	3.40	\$453.00
			Kanawha Eagle/Peerless Mine Fitzpatrick Fatality	19439.319	13.10	\$2,474.00
		Pine Ridge Coal Company, LLC	110(c) Investigation Advance Notice	17931.631	11.90	\$2,796.50
			Electronic Surveying Petitions	17931.622	0.40	\$50.00
		Remington, LLC	Electronic Surveying Petitions	15446.327	2.40	\$356.00
		Speed Mining, LLC	American Eagle Mine; WEVA 2012-996 and WEVA 2012-999	100577.379	0.10	\$13.00
			Case No. 000227784 (American Eagle Mine); WEVA 2010-1599	100577.345	1.40	\$308.00
			Case No. 000230990 (American Eagle Mine); WEVA 2010-1985	100577.343	0.30	\$66.00
			Case No. 000250991 (American Eagle Mine) WEVA 2011-1598	100577.358	0.20	\$26.00
			Case No. 000253895 (American Eagle Mine) WEVA 2011-1917 and WEVA 2011-1918	100577.364	5.50	\$1,229.50
			Case No. 000257054 (American Eagle Mine); WEVA 2011-2036	100577.360	3.50	\$567.50
			Case No. 000262590 (American Eagle Mine) WEVA 2011-2412	100577.366	0.20	\$26.00
			Case No. 000265768 (American Eagle Mine) WEVA 2012-17 and WEVA 2012-19	100577.367	0.40	\$52.00
			Case No. 000268443 (American Eagle Mine); WEVA 2012-124	100577.369	0.30	\$39.00
			Case No. 000274148 (American Eagle Mine); WEVA 2012-655	100577.372	0.10	\$22.00
			Case No. 000277038 (American Eagle Mine) WEVA 2012-650	100577.375	2.60	\$455.00

PROJECT CATEGORY	DESCRIPTION	CLIENT	MATTER	C/M #	HOURS	AMOUNT
			Case No. 000282296 (American Eagle Mine); WEVA 2012-898	100577.377	2.60	\$471.50
			Case No. 000285360 (American Eagle Mine); WEVA 2012-1102	100577.378	4.70	\$818.00
			Case No. 000291125 (American Eagle Mine); WEVA 2012-1453	100577.381	3.20	\$555.50
			Case No. 000299489 (American Eagle Mine); WEVA 2013-36	100577.384	0.60	\$105.00
			Case No. 000302481 (American Eagle Mine); WEVA 2013-110	100577.385	0.20	\$26.00
			Case No. 000305627 (American Eagle Mine); WEVA 2013-321	100577.386	0.30	\$43.50
			Case No. 000308060 (American Eagle Mine); WEVA 2013-373	100577.388	0.90	\$148.50
			Case No. 000310665 (American Eagle Mine); WEVA 2013-502	100577.390	5.20	\$959.50
			Case No. 000313258 (American Eagle Mine); WEVA 2013-601	100577.391	2.40	\$347.00
			Case No. 000315342 (American Eagle Mine); WEVA 2013-676	100577.392	3.40	\$547.00
			Electronic Surveying Petitions	100577.371	1.00	\$125.00
<b>7</b>	<b>Workers Compensation Total</b>				<b>8.80</b>	<b>\$2,992.00</b>
		Patriot Coal Corporation	Self-Insured Audit Issue	20551.323	8.80	\$2,992.00
<b>Grand Total</b>					<b>357.90</b>	<b>\$70,315.00</b>

**Exhibit D**

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative		
Patriot Coal Corporation	Fee Statements and Applications	Dobbs, Jr., William F.	5/17/2013	0.20	E-mails regarding appearance fee application hearings.		
			Ford, Richard G.	5/13/2013	0.20	Drafting e-mail to Davis Polk regarding same.	
					0.20	Telephone conference with Bankruptcy Court Clerk regarding attending hearing by telephone.	
			5/17/2013	0.20	Corresponding with Bankruptcy Court Deputy regarding issues regarding attendance at fee application hearing.		
				0.20	Corresponding with DWP regarding issues regarding attendance at fee application hearing.		
				0.20	Discussing fee application exhibits with Mr. Dobbs regarding conformance with bankruptcy rules.		
				0.70	Drafting ninth fee application.		
				0.80	Reviewing fee application exhibits for conformance with bankruptcy rules.		
		<b>Fee Statements and Applications Total</b>			<b>2.70</b>		
		<b>Patriot Coal Corporation Total</b>			<b>2.70</b>		
<b>Bankruptcy Total</b>			<b>2.70</b>				
Apogee Coal Company, LLC	Freeman, Ermil A.	Calhoun, KD F.	5/2/2013	0.90	Correspondence to Administrative Law Judge and updating detailed file summary.		
				5/17/2013	0.10	Updating detailed file summary.	
			Roeder, George E.	5/3/2013	0.10	Correspondence to Administrative Law Judge.	
			Sigley, Marisa L.	5/17/2013	0.10	Calendaring briefing deadline.	
		<b>Freeman, Ermil A. Total</b>			<b>1.20</b>		
			Hall, Ronald D.	Green, Chris M.	5/10/2013	0.20	Preparing for conference with Dr. Zaldivar and reviewing files.
					5/12/2013	0.70	Additional preparing for deposition for conference with Dr. Zaldivar, reviewing medicals and file, and planning defense strategy.
					5/13/2013	0.90	Conference with physician in Charleston, West Virginia.
				Hammonds, Judy S.	5/8/2013	0.10	Correspondence to claimant's representative.
						0.20	Reviewing and summarizing medical records.
				0.10	Reviewing medicals and file.		
			5/10/2013	0.30	Additional work on medical summary.		
				0.10	Correspondence to Administrative Law Judge.		
				0.20	Preparing exhibit list for Administrative Law Judge.		
				0.20	Preparing prehearing report.		
				0.20	Reviewing additional medicals and file.		
				0.30	Revising Administrative Law Judge's evidence summary form.		
			5/21/2013	0.30	Additional work on medical summary.		
				0.20	Correspondence to physician(s).		
				0.20	Reviewing additional medicals and file.		
		Smith, Delores D.	5/17/2013	0.10	Preparing notice rescheduling deposition.		
				0.10	Rescheduling deposition.		
				0.10	Telephone conference with claimant's representative.		
				0.10	Telephone conference with court reporter.		
				0.10	Telephone conference with physician.		

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
					0.10 Updating detailed file summary.
			5/22/2013		0.10 Canceling deposition.
					0.10 Correspondence to client's representative.
					0.20 Preparing notice canceling depositions (2).
					0.20 Reviewing order.
					0.10 Telephone conference with claimant's representative.
					0.10 Telephone conference with court reporter.
					0.10 Telephone conference with physician.
					0.40 Updating detailed file summary.
		Smith, Paula R.	5/15/2013		0.20 Reviewing correspondence and updating detailed file summary.
			5/29/2013		0.20 Reviewing correspondence and updating claim(s) summary.
	<b>Hall, Ronald D. Total</b>			<b>6.50</b>	
	May, Andrew	Hammonds, Judy S.	5/7/2013		0.40 Reviewing and summarizing medical records.
					0.30 Reviewing medicals and file.
	<b>May, Andrew Total</b>			<b>0.70</b>	
	Miller, Donnie L.	Holley, Amy J.	5/23/2013		0.10 Reviewing second request for reimbursement and preparing correspondence to client's representative regarding request for reimbursement.
		Mattingly, William S.	5/14/2013		0.10 Reviewing award of attorney fees and correspondence to third party administrator at Underwriters.
	<b>Miller, Donnie L. Total</b>			<b>0.20</b>	
	Nelson, Melvin	Rembrandt, Ann B.	5/12/2013		0.20 Correspondence to client's representative.
					0.10 Reviewing order and file.
	<b>Nelson, Melvin Total</b>			<b>0.30</b>	
<b>Apogee Coal Company, LLC Total</b>				<b>8.90</b>	
<b>Hobet Mining, LLC</b>	Campbell, Carl H., Jr.	Gervais, Linda L.	5/14/2013		1.80 Updating detailed file summary with Director's Exhibits.
			5/15/2013		6.30 Updating detailed file summary with Director's Exhibits (152 exhibits).
		Tan, Francesca	5/24/2013		0.50 Reviewing miner's interrogatory answers for further development.
	<b>Campbell, Carl H., Jr. Total</b>			<b>8.60</b>	
	Chambers, Edgar Howard	Gillen, Kevin T.	5/8/2013		0.60 Reviewing transcript of deposition(s) of Dr. Rosenberg and analyzing Dr. Rosenberg's comments.
			5/9/2013		0.20 Drafting memorandum to legal assistant regarding obtaining supplemental report from Dr. Rosenberg.
					0.60 Reviewing medical evidence regarding complicated pneumoconiosis.
					0.40 Strategizing with supervising attorney regarding need to clarify Dr. Rosenberg's testimony.
		Sigley, Marisa L.	5/10/2013		0.70 Reviewing medicals and file and forwarding medical records to examining physician.
			5/13/2013		0.10 Telephone conference with personnel at physician's office.
	<b>Chambers, Edgar Howard Total</b>			<b>2.60</b>	
	Epling, Carl R., Jr.	Harman, Ashley M.	5/15/2013		2.00 Additional work on reviewing order by Benefits Review Board, including underlying Administrative Law Judge decisions.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.60	Correspondence to client's representative.
			5/16/2013	1.00	Reviewing files and planning defense strategy.
			5/20/2013	0.20	Additional work on correspondence to client's representative regarding Benefits Review Board decision and appeal.
			5/20/2013	0.40	Finalizing correspondence to client's representative regarding litigation recommendation.
		Mattingly, William S.	5/20/2013	0.40	Reviewing opinion letter.
		Sigley, Marisa L.	5/30/2013	0.10	Calendaring notice of appeal deadline.
	<b>Epling, Carl R., Jr. Total</b>			<b>4.70</b>	
	Rose, Roger Dale	Harman, Ashley M.	5/23/2013	0.10	Reviewing Administrative Law Judge order regarding remand briefs, reviewing files, and correspondence to client's representative.
		Sigley, Marisa L.	5/30/2013	0.10	Calendaring briefing deadline.
	<b>Rose, Roger Dale Total</b>			<b>0.20</b>	
	Vance, Ermal L.	Harman, Ashley M.	5/16/2013	1.10	Preparing response brief to Benefits Review Board.
			5/30/2013	0.20	Reviewing and revising motion for extension to Benefits Review Board.
			5/30/2013	5.00	Preparing argument section of response brief to Benefits Review Board.
	<b>Vance, Ermal L. Total</b>			<b>6.30</b>	
	Woody, Donny G. (deceased); Darlene Woody (widow)	Calhoun, KD F.	5/13/2013	0.20	Correspondence to client's representative.
			5/17/2013	0.70	Updating detailed file summary and correspondence to client's representative.
			5/21/2013	0.10	Updating detailed file summary.
		Snyder, Kathy L.	5/20/2013	0.10	Reviewing and revising correspondence to client's representative regarding twenty percent penalty.
	<b>Woody, Donny G. (deceased); Darlene Woody (widow) Total</b>			<b>1.10</b>	
	Workman, Carl E., II	Rembrandt, Ann B.	5/12/2013	0.20	Correspondence to client's representative regarding claim status.
				0.10	Reviewing decision, order, and file.
	<b>Workman, Carl E., II Total</b>			<b>0.30</b>	
<b>Hobet Mining, LLC Total</b>				<b>23.80</b>	
<b>Patriot Coal Corporation</b>	Morris, Lee v. Ashland Coal, Inc.	Rembrandt, Ann B.	5/12/2013	0.20	Correspondence to client's representative.
			5/30/2013	0.10	Reviewing order and file.
			5/30/2013	0.10	Reviewing e-mail from Wells Fargo Disability Management personnel regarding status report.
			5/30/2013	0.10	Reviewing files and e-mail to Wells Fargo Disability Management personnel regarding claim status.
		Smith, Delores D.	5/6/2013	0.10	Updating detailed file summary.
	<b>Morris, Lee v. Ashland Coal, Inc. Total</b>			<b>0.60</b>	
	Sutphin, James E. v. Sharples Coal Corp.	Karim, Waseem A.	5/13/2013	0.50	Correspondence to client's representative.
			5/13/2013	0.40	Reviewing decision and order awarding benefits.
			5/13/2013	0.30	Working on notice of appeal.
		Mitchell, Janet L.	5/2/2013	0.20	Updating detailed file summary with procedural history.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
<b>Sutphin, James E. v. Sharples Coal Corp. Total</b>				<b>1.40</b>	
<b>Patriot Coal Corporation Total</b>				<b>2.00</b>	
<b>Black Lung Total</b>				<b>34.70</b>	
<b>Patriot Coal Corporation</b>	John Renner; Patty Renner; et al v. Eastern Associated Coal, LLC; Patriot Coal Corporation; Randy Coffindaffer; Joseph B. "Blair" McGill	Adkins, Wendy G.	5/15/2013	0.30	Telephone conference with E. Waller and B. Walsh in preparation of status conference.
				0.30	Telephone conference with L. Saad, counsel for McGill, in preparation of status conference.
				0.20	Telephone conference with W. Kolibash, counsel for Coffindaffer, in preparation of status conference.
			5/16/2013	0.80	Representing corporate defendants at status conference regarding status of bankruptcy.
				0.20	Telephone conference with E. Waller regarding status of bankruptcy.
<b>John Renner; Patty Renner; et al v. Eastern Associated Coal, LLC; Patriot Coal Corporation; Randy Coffindaffer; Joseph B. "Blair" McGill Total</b>				<b>1.80</b>	
<b>Patriot Coal Corporation Total</b>				<b>1.80</b>	
<b>Deliberate Intent Litigation Total</b>				<b>1.80</b>	
<b>Apogee Coal Company, LLC</b>	OVEC Inc. and WV Highlands Conservancy, Inc. v. Apogee Coal Company, LLC and Hobet Mining, LLC	Gardner, Blair M.	5/22/2013	0.10	Reviewing and responding to e-mail from A. McCallister.
			5/23/2013	0.10	Reviewing and responding to e-mail from J. Frame.
				0.10	Reviewing and responding to e-mail from J. Kyles regarding scheduling.
			5/29/2013	0.50	Conference call with Special Master.
		Roehl, Charles A.	5/20/2013	0.60	Updating pleadings file and index.
<b>OVEC Inc. and WV Highlands Conservancy, Inc. v. Apogee Coal Company, LLC and Hobet Mining, LLC Total</b>				<b>1.40</b>	
	Scott G. Mandirola, and Thomas L. Clarke v. Apogee Coal Company, LLC	Gardner, Blair M.	5/3/2013	0.10	Reviewing e-mail from Department of Environmental Protection and forwarding to A. McCallister.
			5/21/2013	0.30	Reviewing and responding to e-mail from A. McCallister
				1.50	Reviewing proposed consent decree.
				0.80	Revising language.
				0.40	Telephone conference(s) with J. Frame, Department of Environmental Protection.
		Tyree, Matthew S.	5/22/2013	0.60	Revising consent decree.
<b>Scott G. Mandirola, and Thomas L. Clarke v. Apogee Coal Company, LLC Total</b>				<b>3.70</b>	
<b>Apogee Coal Company, LLC Total</b>				<b>5.10</b>	
<b>Catenary Coal Company, LLC</b>	Scott G. Mandirola, and Thomas L. Clarke v. Catenary Coal Company, LLC	Tyree, Matthew S.	5/8/2013	0.50	Conferring with B. Gardner and A. McCallister regarding Catenary misapplied stipulated penalties.
				0.40	Conferring with Department of Environmental Protection regarding Catenary misapplied stipulated penalties.
				1.70	Research retroactivity of stipulated penalties for Catenary.
				1.10	Reviewing files and modification consent decree in preparation of discussion with Department of Environmental Protection regarding Catenary misapplied stipulated penalties.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			5/13/2013	0.30	Conferring with D. McCallister and Department of Environmental Protection regarding Catenary issues.
			5/14/2013	1.40	Conferring with D. McCallister and Department of Environmental Protection regarding Catenary modification decree issues.
				0.80	Corresponding with D. McCallister and Department of Environmental Protection regarding Catenary retroactive stipulated penalties.
			5/15/2013	1.10	Conferring with D. McCallister and Department of Environmental Protection regarding Catenary retroactive stipulated penalties.
				0.50	Correspondence with B. Gardner regarding Catenary retroactive stipulated penalties.
				0.50	Examining Apogee settlement stipulated penalty language.
				0.40	Examining modified consent decree regarding stipulated penalties.
			5/21/2013	0.50	Conferring with B.Gardner regarding revising draft decree.
			5/28/2013	0.80	Conferring with client and M. Becher regarding continuance and issues on Coyote appeal.
				0.30	Conferring with opposing counsel regarding Eastern Associated appeal.
			5/29/2013	0.60	Preparing and filing motion for continuance in Eastern and Coyote appeals.
	<b>Scott G. Mandirola, and Thomas L. Clarke v. Catenary Coal Company, LLC</b>			<b>10.90</b>	
<b>Catenary Coal Company, LLC Total</b>				<b>10.90</b>	
<b>Hillside Mining Company</b>	OVEC and Sierra Club v. Thomas L. Clarke; WVDEP v. Hillside Mining Company	Tyree, Matthew S.	5/3/2013	0.30	Correspondence with client and opposing counsel regarding finalizing settlement.
			5/6/2013	0.10	Correspondence with client regarding continuance.
			5/30/2013	0.30	Conferring with Department of Environmental Protection regarding settlement language issues.
				0.20	Conferring with opposing counsel regarding settlement language.
				0.50	Environmental Quality Board prehearing conference.
			5/31/2013	0.10	Updating client regarding appeal status.
	<b>OVEC and Sierra Club v. Thomas L. Clarke; WVDEP v. Hillside Mining Company Total</b>			<b>1.50</b>	
<b>Hillside Mining Company Total</b>				<b>1.50</b>	
<b>Hobet Mining, LLC</b>	OVEC Re: Hobet 22 Temporary Restraining Order Motion	Gardner, Blair M.	5/1/2013	1.10	Meeting with A. McCallister and R. Verheij.
				3.10	Reviewing and assembling document to identify scope of court's orders and opinions that impose LC.
	<b>OVEC Re: Hobet 22 Temporary Restraining Order Motion Total</b>			<b>4.20</b>	
	Selenium Issues	Gardner, Blair M.	5/8/2013	1.80	Reviewing settlement and consent order.
				0.70	Telephone conference(s) with A. McCallister.
	<b>Selenium Issues Total</b>			<b>2.50</b>	
<b>Hobet Mining, LLC Total</b>				<b>6.70</b>	
<b>Patriot Coal Corporation</b>	OVEC; WV Highlands Conservancy, Inc. and Sierra Club v. Patriot Coal Corporation	McLusky, Robert G.	5/1/2013	1.20	Meeting with client's representative to discuss switch in selenium technology.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.30	Preparing for meeting with client regarding switch in selenium technology.
<b>OVEC; WV Highlands Conservancy, Inc. and Sierra Club v. Patriot Coal Corporation Total</b>				<b>1.50</b>	
<b>Patriot Coal Corporation Total</b>				<b>1.50</b>	
<b>Environmental Total</b>				<b>25.70</b>	
<b>Patriot Coal Corporation</b>	Legislative Services	Southworth, Louis S.	5/1/2013	0.00	Legislative Services - Flat Fee - May 2013
<b>Legislative Services Total</b>				<b>0.00</b>	
<b>Patriot Coal Corporation Total</b>				<b>0.00</b>	
<b>Legislation Total</b>				<b>0.00</b>	
<b>Apogee Coal Company, LLC</b>	Case No. 000215712 (Guyan Mine); WEVA 2010-934	Cimino, Michael T.	5/10/2013	0.40	E-mail traffic with Ms. Kulanu regarding settlement and prehearing order.
			5/16/2013	0.10	Discussing status and future course of action.
			5/20/2013	0.10	Reviewing substitution of appearance.
			5/31/2013	0.10	E-mail traffic with Ms. Kulanu.
		Colston, Leanna L.	5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
<b>Case No. 000215712 (Guyan Mine); WEVA 2010-934 Total</b>				<b>0.80</b>	
	Case No. 000248495 (Fanco); WEVA 2011-1228	Cimino, Michael T.	5/16/2013	0.10	Discussing status and future course of action.
			5/24/2013	0.40	Reviewing substitution of counsel.
			5/28/2013	0.20	E-mail traffic with Mr. Wellman.
		Colston, Leanna L.	5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
			5/24/2013	0.10	Correspondence to client regarding prehearing order.
				0.10	Reviewing prehearing order.
<b>Case No. 000248495 (Fanco); WEVA 2011-1228 Total</b>				<b>1.00</b>	
	Case No. 000253903 (Guyan Mine); Citations 8117869, 8117874, 8117875 and Order No. 8130042	Cimino, Michael T.	5/16/2013	0.10	Discussing status and future course of action.
		Colston, Leanna L.	5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
<b>Case No. 000253903 (Guyan Mine); Citations 8117869, 8117874, 8117875 and Order No. 8130042 Total</b>				<b>0.20</b>	
	Case No. 000305365 (Guyan Mine); WEVA 2013-225	Colston, Leanna L.	5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
<b>Case No. 000305365 (Guyan Mine); WEVA 2013-225 Total</b>				<b>0.10</b>	
	Case No. 000317925 (Guyan Mine); WEVA 2013-799	Cimino, Michael T.	5/13/2013	0.30	E-mail traffic regarding new matter.
			5/14/2013	0.10	Correspondence to Ms. Boyd.
				0.50	Preparing answer.
				0.10	Preparing discovery requests.
				0.10	Preparing notice of deposition.
				0.10	Reviewing citations.
				0.10	Reviewing petition.
		Colston, Leanna L.	5/14/2013	0.40	Preparing answer to petition for assessment.
				0.40	Preparing discovery requests and notice of deposition.
				0.30	Preparing summary of citations.
				0.20	Reviewing and processing petition for assessment.
				0.20	Reviewing citations.
			5/16/2013	0.10	Attending docket meeting with counsel to discuss status in Docket 2013-754.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
		Cooper, Evaline	5/20/2013	1.00	Reviewing citations and penalty information and preparing summary of violations and assessments.
	<b>Case No. 000317925 (Guyan Mine); WEVA 2013-799 Total</b>			<b>3.90</b>	
	Dozer Reporting Violation (Guyan Mine)	Cimino, Michael T.	5/20/2013	0.50	Working on issues regarding subpoena of third party records.
			5/21/2013	0.20	E-mail traffic regarding notice of contest.
			5/22/2013	0.10	Reviewing citations.
			5/22/2013	0.50	Working on issues regarding third party subpoena.
			5/30/2013	0.10	Reviewing notice from Judge Lesnick.
		Colston, Leanna L.	5/22/2013	0.20	Preparing notice of contest associated with 103(k) order.
		Schwendeman, Adam	5/22/2013	0.10	Analyzing case law discussing third party subpoenas.
				0.10	Analyzing regulation.
				0.40	Legal research to determine whether Commission has power to issue third party subpoenas to produce documents.
				0.20	Preparing e-mail regarding Commission's ability and/or power to issue third party subpoenas.
	<b>Dozer Reporting Violation (Guyan Mine) Total</b>			<b>2.40</b>	
	Richard Young, Jr. Fatality (Guyan Surface Mine)	Cimino, Michael T.	5/8/2013	2.10	Preparing for hearing.
			5/9/2013	0.80	Preparing position statement.
				0.40	Reviewing file material.
			5/10/2013	0.50	Trial preparation.
			5/13/2013	1.00	Preparing direct examination for trial.
				0.50	Preparing opening for trial.
			5/14/2013	1.20	Preparing status report.
			5/16/2013	0.10	Discussing status and future course of action.
			5/20/2013	0.30	Multiple telephone conferences with J. Rife regarding settlement.
				0.20	Telephone conference(s) with D. Wellman regarding settlement.
				0.10	Telephone conference(s) with E. Waller regarding settlement.
			5/22/2013	0.20	E-mail traffic with counsel regarding potential settlement.
			5/23/2013	1.50	Preparing for hearing.
			5/24/2013	0.10	Reviewing substitution of counsel in WEVA 2011-1043-R.
				0.10	Reviewing substitution of counsel in WEVA 2011-2333.
			5/28/2013	0.20	Correspondence to Mr. Waller regarding settlement authority.
			5/29/2013	0.40	E-mail traffic regarding settlement.
				0.80	Negotiating settlement.
		Colston, Leanna L.	5/9/2013	0.40	Finalizing and filing position statement with Solicitor.
				0.30	Reviewing MSHA and State websites for fatality investigation
			5/14/2013	0.40	Assembling safety training materials.
				0.10	Correspondence to Attorney General regarding safety training materials.
				0.10	Reviewing cases for status to prepare for docket meeting.
			5/16/2013	0.10	Attending docket meeting with counsel to discuss status in Docket 2011-2333.
				0.10	Attending docket meeting with counsel to discuss status in Docket 2012-1024.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.10	Attending docket meeting with counsel to discuss status.
			5/29/2013	0.20	Working on settlement agreement.
		McFarland, Benjamin M.	5/8/2013	0.60	Planning and preparing for hearing.
				0.70	Reviewing and analyzing file.
			5/9/2013	0.60	Legal research regarding issues regarding 56-3-42.3(d) and (e).
				1.40	Planning and preparing for hearing.
				0.70	Reviewing and analyzing file.
			5/10/2013	0.50	Working on issues regarding trial preparation, status, and strategy.
			5/13/2013	0.90	Legal research regarding issues regarding special assessment of fatality notice of violation.
				0.70	Reviewing and analyzing file.
				0.50	Working on issues regarding status and strategy.
				0.60	Working on issues regarding trial preparation.
			5/20/2013	1.80	Reviewing and analyzing witness testimony transcripts.
				0.40	Working on issues regarding status and strategy.
			5/21/2013	2.40	Reviewing and analyzing witness testimony transcripts.
				0.40	Working on issues regarding status and strategy.
				0.50	Working on issues regarding trial preparation.
			5/22/2013	0.40	Working on issues regarding status and strategy.
				0.50	Working on trial preparation.
			5/23/2013	0.30	Working on issues regarding status and strategy.
				0.60	Working on issues regarding trial preparation.
			5/24/2013	0.40	Working on issues regarding status, strategy, and trial preparation.
			5/25/2013	1.00	Reviewing and analyzing file.
				1.50	Working on trial preparation.
			5/27/2013	0.70	Legal research regarding issues regarding 56-3-42.3.
				0.80	Reviewing and analyzing file.
				0.80	Reviewing and analyzing witness testimony.
				2.20	Working on trial preparation.
			5/28/2013	0.60	Legal research regarding issues regarding special assessment statutes.
				1.00	Reviewing and analyzing file.
				0.80	Reviewing and analyzing MSHA and OMHST final investigation reports.
				2.60	Working on issues regarding trial preparation.
			5/29/2013	0.50	Reviewing and analyzing file and preparing for trial.
	<b>Richard Young, Jr. Fatality (Guyan Surface Mine) Total</b>			<b>39.70</b>	
<b>Apogee Coal Company, LLC Total</b>				<b>48.10</b>	
Coal Clean LLC	Case No. 000218304 (Coal Clean LLC); WEVA 2010-1087	Oakley, Kenneth B.	5/1/2013	0.20	Reviewing and responding to correspondence from court regarding case status.
			5/22/2013	0.30	Preparing correspondence to R. Boggs regarding updated settlement offer from MSHA.
				0.10	Reviewing correspondence from Administrative Law Judge regarding deadline to report case status.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.40	Telephone conference(s) with Secretary of Labor regarding settlement negotiations.
			5/23/2013	0.30	Correspondence with R. Boggs regarding settlement negotiations.
				0.60	Correspondence with Secretary of State regarding settlement
				1.50	Working on case and settlement strategy.
			5/24/2013	0.20	Correspondence with Secretary of Labor regarding revisions to proposed order approving settlement and consent to filing motion to approve settlement.
				0.30	Reviewing and revising motion to approve settlement and order granting same.
<b>Case No. 000218304 (Coal Clean LLC); WEVA 2010-1087 Total</b>				<b>3.90</b>	
<b>Coal Clean LLC Total</b>				<b>3.90</b>	
<b>Dodge Hill Mining Company LLC</b>	Electronic Surveying Petitions	Moore, R. H.	5/10/2013	0.20	Reviewing requests for hearing.
		Zalewski, Larry A.	5/2/2013	0.40	Reviewing proposed decisions and orders and updating case summary and calendar regarding hearing status.
			5/8/2013	0.80	Preparing requests for hearing and letters to MSHA regarding proposed decisions.
			5/9/2013	0.40	Preparing letters to MSHA regarding hearings on modification petitions.
			5/13/2013	0.20	Reviewing and updating case summary regarding request for hearing status.
			5/23/2013	0.20	Reviewing MSHA notice and updating status of case summary.
<b>Electronic Surveying Petitions Total</b>				<b>2.20</b>	
<b>Dodge Hill Mining Company LLC Total</b>				<b>2.20</b>	
<b>Eastern Associated Coal, LLC</b>	105(c) Jack Frazier Discrimination Complaint; MORG-CD-2013-05	Cimino, Michael T.	5/22/2013	0.20	Telephone conference(s) with counsel regarding filing of appeal by Frazier.
		Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
			5/22/2013	0.30	Reviewing information received from claimant regarding discrimination complaint.
		McFarland, Benjamin M.	4/20/2013	1.50	Working on finalization of motion to dismiss.
			5/21/2013	0.60	Working on issues regarding Jack Frazier appeal.
			5/22/2013	0.80	Legal research regarding issues regarding independent pursuit of discrimination complaint under 105(c)(3).
				0.90	Reviewing and analyzing file.
				1.20	Working on issues regarding Fraizer's appeal of 105(c) decision.
			5/23/2013	0.10	Working on issues regarding status and strategy.
			5/28/2013	0.30	Working on issues regarding status and strategy.
			5/30/2013	0.40	Working on issues regarding motion to dismiss, status and strategy.
			5/31/2013	0.10	Working on issues regarding status and strategy.
		Schwendeman, Adam	5/21/2013	0.60	Analyzing case law discussing filing deadlines, particularly under 105(c).

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.80	Legal research to find case law discussing late filed 105(c)(3) discrimination complaints.
			5/22/2013	0.90	Legal research regarding 105(c)(3) complaints process in preparation for answer and motion to dismiss.
			5/23/2013	0.20	Preparing answer to discrimination complaint.
			5/24/2013	0.90	Preparing motion to dismiss.
			5/24/2013	0.10	Preparing answer to complaint.
			5/28/2013	0.10	Preparing motion to dismiss.
			5/28/2013	0.30	Analyzing case law discussing time requirements under 105(c) and effect late filing has.
				0.50	Legal research regarding time requirements of discrimination complaint.
			5/29/2013	0.50	Analyzing case law discussing late filings under 105(c).
				0.60	Legal research regarding time limits under 105(c) and 29.2700.41 and how Commission treats such late filings.
				0.20	Preparing answer to discrimination complaint.
				0.50	Preparing motion to dismiss complaint.
				<b>12.80</b>	
	<b>105(c) Jack Frazier Discrimination Complaint; MORG-CD-2013-05 Total</b>				
	105(c) Travis Catsonis; MORG-CD-2012-07	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
		McFarland, Benjamin M.	5/7/2013	0.30	Working on issues regarding status and strategy.
			5/14/2013	0.10	Working on issues regarding status and strategy.
	<b>105(c) Travis Catsonis; MORG-CD-2012-07 Total</b>			<b>0.60</b>	
	Bridgette Monteon 105(c) Discrimination Complaint Federal No. 2 Mine	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Bridgette Monteon 105(c) Discrimination Complaint Federal No. 2 Mine Total</b>			<b>0.20</b>	
	Case No. 000244760 (Federal No. 2 Mine) WEVA 2011-932	Cimino, Michael T.	5/6/2013	0.20	E-mail traffic regarding proposed order and motion.
			5/8/2013	0.20	Reviewing proposed order and motion.
			5/13/2013	0.30	E-mail traffic regarding settlement documents.
			5/13/2013	0.30	Working on settlement documents.
		Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/6/2013	0.30	Reviewing settlement motion for approval of filing.
			5/9/2013	0.10	Updating index of current cases and future action.
			5/14/2013	0.10	Reviewing cases for status to prepare for docket meeting.
			5/20/2013	0.30	Reviewing decision approving settlement for approval.
			5/29/2013	0.10	Correspondence to client forwarding decision and closing file.
				0.10	Reviewing decision approving settlement.
				0.10	Reviewing decision for approval.
		McFarland, Benjamin M.	5/6/2013	0.30	Working on issues regarding finalization of settlement.
			5/8/2013	0.70	Working on issues regarding finalization of settlement.
			5/13/2013	1.00	Working on finalization of settlement.
			5/14/2013	0.80	Working on issues regarding finalization of settlement.
			5/16/2013	0.30	Working on issues regarding finalization of settlement.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			5/20/2013	0.50	Working on finalization of settlement and issues regarding status and strategy.
			5/29/2013	0.20	Working on issues regarding finalization of settlement.
	<b>Case No. 000244760 (Federal No. 2 Mine) WEVA 2011-932 Total</b>			<b>6.00</b>	
	Case No. 000251444 (Federal No. 2); WEVA 2011-1681 and WEVA 2011-1682	Cimino, Michael T.	5/10/2013	0.50	E-mail traffic with Judge Lewis and Keyur Shah regarding change to settlement documents.
		Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/6/2013	0.20	Reviewing settlement motion for approval of filing.
			5/9/2013	0.10	Updating index of current cases and future action.
			5/13/2013	0.20	Reviewing decision approving settlement.
	<b>Case No. 000251444 (Federal No. 2); WEVA 2011-1681 and WEVA 2011-1682 Total</b>			<b>1.10</b>	
	Case No. 000254488 (Federal No. 2 Mine) WEVA 2011-2057 and WEVA 2011-2058	Cimino, Michael T.	5/20/2013	0.20	Correspondence to Mr. McHenry regarding amended decision.
				0.10	Reviewing amended decision.
		Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action for Docket 2011-2057.
				0.10	Updating chart of status and future action for Docket 2011-2058.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Case No. 000254488 (Federal No. 2 Mine) WEVA 2011-2057 and WEVA 2011-2058 Total</b>			<b>0.60</b>	
	Case No. 000263159 (Federal No. 2)	Colston, Leanna L.	5/14/2013	0.50	Reviewing settlement motion for approval.
	<b>Case No. 000263159 (Federal No. 2) Total</b>			<b>0.50</b>	
	Case No. 000270521 (Federal No. 2); WEVA 2012-174	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Case No. 000270521 (Federal No. 2); WEVA 2012-174 Total</b>			<b>0.20</b>	
	Case No. 000279351 (Federal No. 2); WEVA 2012-992	Cimino, Michael T.	5/1/2013	2.00	Preparing position statement.
			5/6/2013	0.50	Preparing position statement.
			5/16/2013	0.10	Discussing status and future course of action.
		Colston, Leanna L.	5/6/2013	0.50	Finalizing and filing position statement with Solicitor.
			5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
			5/22/2013	1.00	Preparing settlement authority request for client.
			5/30/2013	0.30	Reviewing citations.
				0.30	Reviewing penalty information.
				0.20	Reviewing settlement proposal to Solicitor.
				0.40	Summarizing citations in settlement chart.
				0.30	Summarizing penalty information in settlement chart.
			5/31/2013	0.20	Preparing settlement chart summarizing offers.
				0.20	Preparing settlement chart summarizing reduction.
				0.20	Reviewing citations.
				0.20	Reviewing defenses.
				0.20	Reviewing position statement to Solicitor.
				0.20	Reviewing violations.
		Schwendeman, Adam	5/6/2013	1.20	Preparing position statement.
	<b>Case No. 000279351 (Federal No. 2); WEVA 2012-992 Total</b>			<b>8.10</b>	

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
	Case No. 000281811 (Federal No. 2); WEVA 2012-894 and WEVA 2012-895	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action for Docket 2012-894.
			5/9/2013	0.10	Updating chart of status and future action for Docket 2012-895.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Case No. 000281811 (Federal No. 2); WEVA 2012-894 and WEVA 2012-895 Total</b>			<b>0.30</b>	
	Case No. 000285356 (Federal No. 2 Mine); WEVA 2012-1085 and WEVA 2012-1086	Cimino, Michael T.	5/16/2013	0.10	Discussing status and future course of action.
			5/20/2013	0.20	Correspondence to Mr. McHenry regarding prehearing order.
			5/22/2013	0.10	Reviewing prehearing order.
		Colston, Leanna L.	5/16/2013	0.20	E-mail traffic with J. Slattery.
			5/17/2013	0.10	Attending docket meeting with counsel to discuss status in Docket 2012-1085.
			5/17/2013	0.10	Attending docket meeting with counsel to discuss status in Docket 2012-1086.
	<b>Case No. 000285356 (Federal No. 2 Mine); WEVA 2012-1085 and WEVA 2012-1086 Total</b>			<b>1.00</b>	
	Case No. 000291117 (Federal No. 2 Mine); WEVA 2012-1368 and WEVA 2012-1369	Cimino, Michael T.	5/13/2013	0.10	Reviewing decision approving settlement.
		Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action for Docket 2012-1368.
			5/6/2013	0.10	Updating chart of status and future action for Docket 2012-1369.
			5/9/2013	0.20	Reviewing settlement motion for approval of filing.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Case No. 000291117 (Federal No. 2 Mine); WEVA 2012-1368 and WEVA 2012-1369 Total</b>			<b>0.60</b>	
	Case No. 000296853 (Federal No. 2 Mine); WEVA 2012-1722	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
		McFarland, Benjamin M.	5/14/2013	0.20	Working on issues regarding status and strategy.
			5/20/2013	0.10	Working on issues regarding status and strategy.
			5/24/2013	0.10	Working on issues regarding status and strategy.
		Schwendeman, Adam	5/14/2013	0.30	Analyzing citations in preparation for draft of position statement.
			5/16/2013	0.40	Analyzing citations and rebuttals in preparation for position statement.
			5/17/2013	1.00	Preparing position statement.
			5/17/2013	1.00	Preparing position statement.
	<b>Case No. 000296853 (Federal No. 2 Mine); WEVA 2012-1722 Total</b>			<b>3.30</b>	
	Case No. 000299484 (Federal No. 2); WEVA 2013-14	Cimino, Michael T.	5/2/2013	0.80	Preparing position statement.
			5/3/2013	1.20	Reviewing and analyzing citations and rebuttal material.
			5/3/2013	0.50	Revising position statement.
			5/16/2013	0.10	Discussing status and future course of action.
			5/24/2013	0.30	E-mail traffic with Mr. Allen.
		Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action for Docket 2013-13.
			5/2/2013	0.10	Updating chart of status and future action for Docket 2013-14.
			5/2/2013	0.30	Finalizing and filing position statement with Solicitor.
			5/9/2013	0.10	Updating index of current cases and future action.
			5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
			5/17/2013	0.50	Preparing settlement chart.
			5/17/2013	0.10	Reviewing settlement offer made to Solicitor.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.30	Summarizing assessment.
				0.30	Summarizing offer.
				0.30	Summarizing reduction.
		McFarland, Benjamin M.	5/14/2013	0.20	Working on issues regarding status and strategy.
			5/24/2013	0.20	Working on issues regarding status and strategy.
		Schwendeman, Adam	5/14/2013	0.40	Analyzing citations in preparation for draft of position statement.
			5/16/2013	0.50	Analyzing citations and rebuttals in preparation for position statement.
				1.40	Preparing position statement.
			5/24/2013	0.30	Preparing position statement.
				<b>8.10</b>	
	<b>Case No. 000299484 (Federal No. 2); WEVA 2013-14 Total</b>				
	Case No. 000305620 (Federal No. 2); WEVA 2013-287	Cimino, Michael T.	5/6/2013	2.00	Preparing position statement.
			5/16/2013	0.10	Discussing status and future course of action.
		Colston, Leanna L.	5/6/2013	0.50	Finalizing and filing position statement with Solicitor.
			5/15/2013	0.70	Preparing settlement chart of negotiations.
				0.20	Reviewing citations.
				0.20	Reviewing penalty information.
				0.20	Reviewing position statement submitted to Solicitor.
			5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
				<b>4.00</b>	
	<b>Case No. 000305620 (Federal No. 2); WEVA 2013-287 Total</b>				
	Case No. 000308056 (Federal No. 2); WEVA 2013-358 and WEVA 2013-359	Cimino, Michael T.	5/13/2013	0.10	Reviewing substitution of counsel.
			5/16/2013	0.10	Discussing status and future course of action.
		Colston, Leanna L.	5/2/2013	0.30	Finalizing and filing position statement with Solicitor.
			5/15/2013	0.50	Additional work on reviewing inspector notes.
				0.70	Preparing settlement chart of negotiations.
				1.00	Preparing summary of inspector notes.
				0.20	Reviewing citations.
				0.20	Reviewing penalty information.
				0.20	Reviewing position statement submitted to Solicitor.
			5/16/2013	0.10	Attending docket meeting with counsel to discuss status in Docket 2013-358.
				0.10	Attending docket meeting with counsel to discuss status in Docket 2013-754.
				0.10	Attending docket meeting with counsel to discuss status.
				0.20	Reviewing settlement offer made to Solicitor.
				0.80	Summarizing settlement offer in settlement chart.
			5/17/2013	0.10	Preparing chart of future course of action.
		Cooper, Evaline	5/15/2013	0.30	Reviewing citations and penalty information and preparing summary of violations and assessments.
				<b>5.00</b>	
	<b>Case No. 000308056 (Federal No. 2); WEVA 2013-358 and WEVA 2013-359 Total</b>				
	Case No. 000310662 (Federal No. 2); WEVA 2013-521	Cimino, Michael T.	5/2/2013	0.20	Correspondence to Mr. Metheny regarding order.
				0.10	Reviewing order.
			5/7/2013	1.50	Preparing position statement.
			5/16/2013	0.10	Discussing status and future course of action.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
		Colston, Leanna L.	5/1/2013	0.10	Correspondence to client forwarding prehearing order.
				0.10	Reviewing prehearing order.
			5/6/2013	1.00	Preparing position statement to Solicitor.
				0.40	Reviewing citations.
				0.40	Reviewing rebuttal information.
			5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
			5/29/2013	0.30	Preparing settlement chart summarizing offer.
				0.40	Preparing settlement chart summarizing penalty.
				0.30	Reviewing citations.
				0.30	Reviewing penalty amounts.
				0.20	Reviewing settlement offer to Solicitor.
				<b>5.50</b>	
	<b>Case No. 000310662 (Federal No. 2); WEVA 2013-521 Total</b>				
	Case No. 000313254 (Federal No. 2); WEVA 2013-623	Cimino, Michael T.	5/10/2013	0.20	Correspondence to Mr. McHenry regarding order.
				0.10	Reviewing prehearing order.
			5/16/2013	0.10	Discussing status and future course of action.
			5/21/2013	1.50	Preparing position statement.
		Colston, Leanna L.	5/2/2013	0.70	Reviewing and processing inspector notes received from Solicitor.
			5/10/2013	0.10	Correspondence to client regarding prehearing order.
				1.10	Preparing summary of defenses.
				0.20	Preparing summary of inspector notes.
				1.20	Preparing summary of penalties.
				1.20	Preparing summary of violations.
				0.40	Reviewing citations.
				0.20	Reviewing inspector notes.
				0.10	Reviewing order of assignment.
				0.10	Reviewing prehearing order.
				0.40	Reviewing rebuttal information.
			5/13/2013	1.30	Preparing position statement to Solicitor using rebuttal information received from client.
			5/15/2013	2.10	Finalizing position statement to Solicitor using rebuttal information received from client.
			5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
			5/21/2013	1.50	Preparing position statement to Solicitor.
				0.50	Preparing summary of defenses.
				0.50	Preparing summary of penalties.
				0.50	Preparing summary of violations.
				0.30	Reviewing citations.
				0.20	Reviewing rebuttals.
			5/22/2013	0.40	Preparing settlement authority request for client.
				0.30	Reviewing citations.
				0.30	Reviewing penalty information.
				0.30	Reviewing settlement offer to Solicitor.
				0.40	Summarizing penalties.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.30	Summarizing settlement offer.
				0.50	Summarizing violations.
	<b>Case No. 000313254 (Federal No. 2); WEVA 2013-623 Total</b>			<b>17.10</b>	
	Case No. 000314379 (Federal No. 2); WEVA 2013-626	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
			5/13/2013	0.10	Reviewing order of assignment.
				0.10	Reviewing prehearing order.
		Schwendeman, Adam	5/6/2013	0.30	Reviewing citations and inspector notes in preparation for draft of position statement.
			5/21/2013	0.30	Preparing position statement.
			5/30/2013	0.20	Preparing position statement.
				0.20	Telephone conference with Ron Wyatt to discuss settlement in accordance with prehearing order.
	<b>Case No. 000314379 (Federal No. 2); WEVA 2013-626 Total</b>			<b>1.40</b>	
	Case No. 000316613 (Federal No. 2 Mine); WEVA 2013-767	Cimino, Michael T.	5/29/2013	0.30	E-mail traffic regarding new matter.
		McFarland, Benjamin M.	5/29/2013	0.60	Working on initial factual investigation and issues regarding status and strategy.
			5/31/2013	0.80	Preparing answer to petition and first set of discovery.
				0.90	Working on issues regarding factual investigation.
		Morgan, Anna M.	5/30/2013	0.50	Drafting answer.
				0.50	Drafting discovery.
				0.10	Reviewing e-mail from B. McFarland.
				0.10	Reviewing petition.
	<b>Case No. 000316613 (Federal No. 2 Mine); WEVA 2013-767 Total</b>			<b>3.80</b>	
	Cecil Green 105(c) Discrimination Claim	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Cecil Green 105(c) Discrimination Claim (Federal No. 2 Mine) Total</b>			<b>0.20</b>	
	Federal No. 2 Mine - Assessment 000276475	Colston, Leanna L.	5/6/2013	0.20	Reviewing settlement motion for approval of filing.
	<b>Federal No. 2 Mine - Assessment 000276475 Total</b>			<b>0.20</b>	
	Federal No. 2 Mine - WEVA 2012-624; Assessment 000276264	Cimino, Michael T.	5/6/2013	0.20	E-mail traffic regarding settlement documents.
		Colston, Leanna L.	5/6/2013	0.50	Reviewing settlement documents.
				0.20	Reviewing settlement motion for approval of filing.
	<b>Federal No. 2 Mine - WEVA 2012-624; Assessment 000276264 Total</b>			<b>0.90</b>	
	Federal No. 2 Mine 105 (c)Travis Catsonis Discrimination Complaint	McFarland, Benjamin M.	5/22/2013	0.10	Working on issues regarding status and strategy.
	<b>Federal No. 2 Mine 105 (c)Travis Catsonis Discrimination Complaint Total</b>			<b>0.10</b>	
	Federal No. 2 Mine; 105(c) Christopher Salina Discrimination Complaint	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Federal No. 2 Mine; 105(c) Christopher Salina Discrimination Complaint Total</b>			<b>0.20</b>	
	Federal No. 2 Mine; Order No. 8025596	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Federal No. 2 Mine; Order No. 8025596 Total</b>			<b>0.20</b>	
	Federal No. 2 Mine; Order Nos. 8025587 and 8025595	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action for Docket 2011-2224-R.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
					0.10 Updating chart of status and future action for Docket 2011-2225-R.
			5/9/2013		0.10 Updating index of current cases and future action.
	<b>Federal No. 2 Mine; Order Nos. 8025587 and 8025595 Total</b>			<b>0.30</b>	
	Federal No. 2; 107(a) Order	Cimino, Michael T.	5/3/2013		0.40 E-mail traffic regarding new matter.
			5/6/2013		0.40 E-mail traffic with Mr. Waller and Mr. Moore regarding similar situation at Cucumber Mine.
					0.50 Reviewing citations and file material.
			5/16/2013		0.30 E-mail traffic regarding contesting citations and order.
			5/20/2013		0.50 Preparing notice of contest.
			5/30/2013		0.10 Reviewing notice from Judge Lesnick.
		Colston, Leanna L.	5/14/2013		0.30 Preparing notice of contest relative to 107(a) order.
			5/16/2013		0.30 Preparing notice of contest regarding 107(a) order and related
			5/20/2013		0.40 Preparing notice of contest on 104(a) citation.
	<b>Federal No. 2; 107(a) Order Total</b>			<b>3.20</b>	
	Jack Frazier Section 105(c) Discrimination Complaint; MORG-CD-2010-04	Cimino, Michael T.	5/16/2013		0.10 Discussing status and future course of action.
	<b>Jack Frazier Section 105(c) Discrimination Complaint; MORG-CD-2010-04 Total</b>			<b>0.10</b>	
	John Symenski 105(c) Discrimination Complaint; Federal No. 2 Mine	Cimino, Michael T.	5/3/2013		0.40 E-mail traffic regarding Judge Harner.
					0.20 Telephone conference(s) with counsel regarding status.
			5/6/2013		0.20 E-mail traffic regarding discovery and interviews.
			5/7/2013		1.40 E-mail traffic regarding witnesses and recommendations for discovery and hearing.
					1.00 Preparing for witness interviews.
					0.50 Working on discovery.
			5/8/2013		0.40 E-mail traffic regarding discoverability of e-mail from Pete Simpson.
					0.30 E-mail traffic regarding interview meetings.
					1.10 Preparing for witness interviews.
			5/10/2013		0.30 E-mail traffic regarding witness interviews and Mr. Jones.
			5/13/2013		0.40 E-mail traffic regarding meeting with witnesses.
					0.30 Preparing for interviews.
			5/14/2013		0.90 Preparing for employee interviews.
					2.50 Travel to Morgantown.
			5/15/2013		5.30 Interviewing hourly employees.
					3.50 Travel back to Charleston.
		Colston, Leanna L.	5/1/2013		0.10 Updating chart of status and future action.
			5/7/2013		0.30 Investigating arrest of witness.
					0.30 Reviewing witness testimony to prepare for meeting with witnesses.
			5/9/2013		0.10 Updating index of current cases and future action.
			5/13/2013		0.30 Preparing for witness meeting.
		McFarland, Benjamin M.	5/1/2013		0.20 Working on issues regarding status and strategy.
			5/4/2013		0.10 Working on issues regarding status and strategy.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			5/6/2013	1.30	Reviewing and analyzing file.
				1.70	Working on discovery responses.
				0.80	Working on issues regarding status and strategy.
			5/7/2013	0.40	Working on discovery.
				1.00	Working on investigation into underlying 105(c) claim.
				0.70	Working on issues regarding status and strategy.
				0.80	Working on issues regarding status of foreman, Keith Jones.
				0.90	Working on issues regarding witness interviews.
			5/8/2013	0.90	Working on issues regarding discovery and status and strategy.
				0.40	Working on issues regarding factual investigation.
				0.50	Working on issues regarding settlement negotiations.
			5/9/2013	0.40	Working on issues regarding discovery and status and strategy.
			5/10/2013	1.80	Drafting and revising discovery responses.
				0.50	Working on issues regarding status and strategy.
			5/13/2013	0.70	Planning and preparing for witness interviews.
				0.90	Reviewing and analyzing file.
				0.90	Working on issues regarding status and strategy.
			5/14/2013	0.40	Legal research regarding issues regarding work product doctrine.
				0.90	Planning and preparing for witness interviews.
				0.50	Reviewing and analyzing file.
				1.70	Travel to Morgantown, West Virginia for witness interviews.
				1.50	Working on issues regarding discovery.
			5/15/2013	7.70	Conducting witness interviews at Federal No. 2 Mine.
				0.30	Planning and preparing for witness interviews.
				0.40	Working on issues regarding status and strategy.
			5/16/2013	0.20	Reviewing and analyzing Symenski personnel file.
				1.00	Working on issues regarding hourly witness testimony.
				0.90	Working on issues regarding status and strategy.
			5/22/2013	0.20	Working on issues regarding discovery and status and strategy.
			5/28/2013	0.60	Reviewing and analyzing documents received from client.
				0.40	Working on discovery.
			5/29/2013	0.60	Working on discovery and issues regarding status and strategy.
				0.50	Working on issues regarding work product and attorney privilege.
			5/31/2013	0.20	Working on issues regarding discovery, status, and strategy.
		Schwendeman, Adam	5/2/2013	0.80	Drafting responses to Secretary's first set of discovery requests.
			5/3/2013	2.10	Drafting, reviewing, and revising discovery responses to Secretary's first set of discovery requests.
			5/6/2013	0.50	Preparing discovery responses to Secretary's first Set of discovery requests.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			5/8/2013	0.30	Analyzing case law discussing work product privilege and special investigator's notes.
				0.30	Legal research for case law discussing work product privilege and Special Investigator notes.
			5/9/2013	1.20	Legal research regarding discoverability of notes.
			5/14/2013	0.30	Analyzing case law discussing discoverability of notes taken by agents of operator.
				0.20	Drafting e-mail regarding discoverability of notes taken by agent of operator prior to suit.
			5/29/2013	0.60	Analyzing case law discussing work product, particularly what is required for document to be prepared in anticipation of litigation.
				0.80	Legal research for case law discussing whether notes taken in internal investigation contemporaneously are discoverable.
	<b>John Symenski 105(c) Discrimination Complaint; Federal No. 2 Mine Total</b>			<b>59.80</b>	
	MSHA Violations (Federal No. 2 Mine); WEVA 2013-89	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
		McFarland, Benjamin M.	5/14/2013	0.20	Working on issues regarding status and strategy.
			5/20/2013	0.10	Working on issues regarding status and strategy.
			5/24/2013	0.10	Working on issues regarding status and strategy.
		Schwendeman, Adam	5/14/2013	0.10	Analyzing citations in preparation for draft of position statement.
			5/16/2013	0.60	Preparing position statement.
			5/17/2013	0.50	Preparing position statement.
			5/20/2013	2.80	Preparing position statement.
	<b>MSHA Violations (Federal No. 2 Mine); WEVA 2013-89 Total</b>			<b>4.60</b>	
	Seth Hixenbaugh 105(c) Discrimination Complaint (Federal No. 2 Mine); MORG-CD-2013-07	Colston, Leanna L.	5/9/2013	0.10	Updating index of current cases and future action.
		McFarland, Benjamin M.	5/7/2013	0.40	Working on issues regarding status and strategy.
			5/9/2013	0.10	Working on issues regarding status and strategy.
			5/22/2013	0.10	Working on issues regarding status and strategy.
	<b>Seth Hixenbaugh 105(c) Discrimination Complaint (Federal No. 2 Mine); MORG-CD-2013-07 Total</b>			<b>0.70</b>	
<b>Eastern Associated Coal, LLC Total</b>				<b>150.70</b>	
<b>Gateway Eagle Coal Company LL</b>	Electronic Surveying Equipment	Zalewski, Larry A.	5/2/2013	0.40	Reviewing hearing notice and scheduling order, updating case summary and calendar regarding requirements, and contacting Administrative Law Judge office regarding status.
			5/30/2013	0.40	Reviewing decisions denying petitions and updating case summary
			5/31/2013	0.80	Preparing requests for hearing and letters to MSHA regarding proposed decisions.
	<b>Electronic Surveying Equipment Total</b>			<b>1.60</b>	
<b>Gateway Eagle Coal Company LLC Total</b>				<b>1.60</b>	
<b>Highland Mining Company, LLC</b>	Case No. 000202199 (Highland 9 Mine) Part 50 Violations (Leslie Pride); WEVA KENT 2010-232	Cimino, Michael T.	5/16/2013	0.10	Discussing status and future course of action.
			5/20/2013	0.10	E-mail traffic regarding settlement documents.
	<b>Case No. 000202199 (Highland 9 Mine) Part 50 Violations (Leslie Pride); WEVA KENT 2010-232 Total</b>			<b>0.20</b>	

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
	Electronic Surveying Petitions	Zalewski, Larry A.	5/13/2013	0.20	Reviewing status of petitions for modification regarding Number 9 Mine.
	<b>Electronic Surveying Petitions Total</b>			<b>0.20</b>	
	Leslie Pride (Highland 9 Mine) Discrimination Complaint No. MADI-CD-2009-11	Cimino, Michael T.	5/16/2013	0.10	Discussing status and future course of action.
	<b>Leslie Pride (Highland 9 Mine) Discrimination Complaint No. MADI-CD-2009-11 Total</b>			<b>0.10</b>	
<b>Highland Mining Company, LLC Total</b>				<b>0.50</b>	
<b>Hobet Mining, LLC</b>	104(a) Citation (Hobet 21 Mine); Rock Debris	Cimino, Michael T.	5/2/2013	0.90	E-mail traffic regarding status of abatement.
			5/3/2013	0.40	E-mail traffic regarding abatement.
			5/6/2013	0.20	E-mail traffic regarding abatement.
		Colston, Leanna L.	5/2/2013	0.50	Reviewing and processing correspondence from client regarding abatement of citation.
			5/6/2013	0.20	Reviewing and processing information received from client regarding abatement of citation.
		McFarland, Benjamin M.	5/2/2013	1.30	Working on issue regarding pre-penalty notice of contest.
			5/3/2013	0.30	Working on issues regarding status and strategy.
			5/6/2013	0.10	Working on issues regarding status and strategy.
			5/6/2013	0.30	Working on issues regarding abatement of flyrock citation.
			5/16/2013	0.10	Working on issues regarding status and strategy.
	<b>104(a) Citation (Hobet 21 Mine); Rock Debris Total</b>			<b>4.30</b>	
<b>Hobet Mining, LLC Total</b>				<b>4.30</b>	
<b>Midland Trail Energy LLC</b>	Electronic Surveying Petitions	Moore, R. H.	5/10/2013	0.20	Reviewing requests for hearing.
		Zalewski, Larry A.	5/2/2013	0.40	Reviewing proposed decisions and orders and updating case summary and calendar regarding hearing status.
			5/7/2013	0.80	Preparing requests for hearings and letters to MSHA regarding proposed decisions.
			5/9/2013	0.40	Preparing hearing requests and correspondence to MSHA regarding same.
			5/13/2013	0.20	Reviewing and updating case summary regarding status of hearing requests.
			5/23/2013	0.20	Reviewing MSHA notice and updating case summary.
			5/31/2013	0.40	Reviewing proposed decisions and updating case summary and calendar regarding requests for hearing and status.
	<b>Electronic Surveying Petitions Total</b>			<b>2.60</b>	
<b>Midland Trail Energy LLC Total</b>				<b>2.60</b>	
<b>Newtown Energy, Inc.</b>	Electronic Surveying Petitions - Eagle Mine; Coalburg No. 1 Mine; Coalburg No. 2 Mine and Peerless Rachel Mine	Moore, R. H.	5/10/2013	0.20	Reviewing requests for hearing.
		Zalewski, Larry A.	5/2/2013	0.40	Reviewing proposed decisions and orders and updating case summary and calendar regarding hearing status.
			5/7/2013	0.80	Preparing requests for hearing and letters to MSHA regarding proposed decisions.
			5/9/2013	0.40	Reviewing and preparing hearing requests and letters to MSHA.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			5/13/2013	0.20	Reviewing and updating case summary regarding hearings requests and status.
			5/30/2013	0.70	Preparing hearing request and letter to MSHA for Coalburg Mine.
				0.70	Preparing hearing request and letter to MSHA for Peerless Rachel Mine.
	<b>Electronic Surveying Petitions - Eagle Mine; Coalburg No. 1 Mine; Coalburg No. 2 Mine and Peerless Rachel Mine Total</b>			<b>3.40</b>	
	Kanawha Eagle/Peerless Mine Fitzpatrick Fatality	Cimino, Michael T.	5/1/2013	0.60	E-mail traffic regarding MSHA's request for cause of roof fall and expert retention.
			5/2/2013	0.30	Multiple telephone conferences regarding same.
			5/2/2013	0.60	Working on issues regarding Part 50 report.
			5/3/2013	0.30	E-mail traffic regarding expert retention agreement.
			5/3/2013	0.50	Working on Part 50.11 accident report.
			5/6/2013	0.80	E-mail traffic regarding Part 50 report and revised drawings.
			5/6/2013	0.20	Preparing revised Part 50 report.
			5/31/2013	0.10	E-mail traffic regarding correspondence from Mr. Overbay.
		Colston, Leanna L.	5/2/2013	0.20	Reviewing memorandum to client.
			5/6/2013	0.30	Reviewing and processing Part 50 report drafts.
		McFarland, Benjamin M.	5/1/2013	0.40	Working on issues regarding status and strategy.
			5/1/2013	0.60	Working on Part 50.11 accident report.
			5/2/2013	0.70	Working on issues regarding 50.11 accident report.
			5/2/2013	0.90	Working on issues regarding survey drawing and status and strategy.
			5/3/2013	0.70	Working on finalization of Part 50.11 report.
			5/3/2013	0.60	Working on issues regarding status and strategy.
			5/4/2013	0.20	Working on issues regarding consulting expert retention.
			5/6/2013	0.90	Working on issues regarding accident investigation.
			5/6/2013	0.90	Working on issues regarding survey drawing, status, and strategy.
			5/7/2013	0.50	Working on issues regarding 50.11 report.
			5/7/2013	0.30	Working on issues regarding status and strategy.
			5/8/2013	0.60	Working on issues regarding Part 50.11 report.
			5/8/2013	0.50	Working on issues regarding status and strategy.
			5/13/2013	0.30	Working on issues regarding status and strategy.
			5/22/2013	0.80	Working on issues regarding accident investigation and status and strategy.
			5/31/2013	0.30	Working on issues regarding status and strategy.
	<b>Kanawha Eagle/Peerless Mine Fitzpatrick Fatality Total</b>			<b>13.10</b>	
<b>Newtown Energy, Inc. Total</b>				<b>16.50</b>	
Pine Ridge Coal Company, LLC	110(c) Investigation Advance Notice	Cimino, Michael T.	5/6/2013	0.20	E-mail traffic with Mr. Gray regarding security personnel.
			5/8/2013	0.50	E-mail traffic with Mr. Gray and Mr. Toler regarding 110(c) investigation.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			5/9/2013	0.50	Preparing for additional interviews of employees by Special Investigator.
				0.10	Reviewing e-mail from Mr. Toler.
			5/10/2013	0.40	E-mail traffic regarding scheduling additional interviews.
			5/13/2013	0.30	E-mail traffic with Mr. Gray regarding additional interviews.
			5/16/2013	0.10	Discussing status and future course of action.
				0.30	E-mail traffic with Mr. Gray regarding additional interviews.
			5/20/2013	0.10	E-mail traffic with Mr. Gray regarding interviews of employees.
				0.20	E-mail traffic with Mr. Toler regarding interviews of employees.
				4.50	Preparing witnesses for MSHA interviews.
			5/21/2013	0.20	E-mail traffic with Mr. Gray.
				4.50	Representing clients during 110(c) investigation.
	<b>110(c) Investigation Advance Notice Total</b>			<b>11.90</b>	
	Electronic Surveying Petitions	Zalewski, Larry A.	5/31/2013	0.20	Reviewing proposed orders of dismissal.
				0.20	Updating case summary and calendar regarding requests for hearing
	<b>Electronic Surveying Petitions Total</b>			<b>0.40</b>	
<b>Pine Ridge Coal Company, LLC</b>				<b>12.30</b>	
<b>Remington, LLC</b>	Electronic Surveying Petitions	Moore, R. H.	5/10/2013	0.40	Reviewing requests for hearing.
		Zalewski, Larry A.	5/2/2013	0.40	Reviewing proposed decisions and orders and updating case summary and calendar regarding hearing status.
			5/8/2013	0.80	Preparing requests for hearing and letters to MSHA regarding proposed decisions.
			5/9/2013	0.40	Preparing letters to MSHA regarding hearing requests.
			5/13/2013	0.20	Reviewing and updating case summary regarding hearing requests and status.
			5/23/2013	0.20	Reviewing MSHA notice and updating case summary status.
	<b>Electronic Surveying Petitions Total</b>			<b>2.40</b>	
<b>Remington, LLC Total</b>				<b>2.40</b>	
<b>Speed Mining, LLC</b>	American Eagle Mine; WEVA 2012-996 and WEVA 2012-999	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
	<b>American Eagle Mine; WEVA 2012-996 and WEVA 2012-999 Total</b>			<b>0.10</b>	
	Case No. 000227784 (American Eagle Mine); WEVA 2010-1599	Robinson, Melissa M.	5/7/2013	0.10	E-mail from R. Boggs regarding counteroffer.
			5/16/2013	0.10	E-mail to R. Boggs regarding assessment.
			5/17/2013	0.10	E-mail to A. Slater regarding settlement.
				0.50	Working on counteroffer of settlement.
			5/22/2013	0.20	E-mail to E. Waller regarding Secretary of Labor's rejection of counteroffer in WEVA 2010-1599 and WEVA 2010-1985.
				0.10	E-mail to R. Boggs regarding Secretary of Labor's rejection of counteroffer in WEVA 2010-1599 and WEVA 2010-1985.
				0.20	E-mail with A. Slater regarding settlement negotiations in WEVA 2010-1599 and WEVA 2010-1985.
				0.10	Request for deposition dates in WEVA 2010-1599 and WEVA 2010-1985.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
	<b>Case No. 000227784 (American Eagle Mine); WEVA 2010-1599 Total</b>			<b>1.40</b>	
	Case No. 000230990 (American Eagle Mine); WEVA 2010-1985	Robinson, Melissa M.	5/17/2013	0.10	E-mail to A. Slater regarding settlement.
				0.20	Working on counteroffer of settlement.
	<b>Case No. 000230990 (American Eagle Mine); WEVA 2010-1985 Total</b>			<b>0.30</b>	
	Case No. 000250991 (American Eagle Mine) WEVA 2011-1598	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Case No. 000250991 (American Eagle Mine) WEVA 2011-1598 Total</b>			<b>0.20</b>	
	Case No. 000253895 (American Eagle Mine) WEVA 2011-1917 and WEVA 2011-1918	Cimino, Michael T.	5/16/2013	0.10	Discussing status and future course of action.
			5/23/2013	0.20	E-mail traffic with Mr. Boggs regarding WEVA 2011-1918.
			5/24/2013	0.30	E-mail traffic with Mr. Boggs regarding meeting in WEVA 2011-
			5/28/2013	1.20	Preparing for meeting with Mr. Boggs.
			5/29/2013	0.60	Preparing counteroffer.
				2.50	Working on defenses with Mr. Boggs.
		Colston, Leanna L.	5/16/2013	0.10	Attending docket meeting with counsel to discuss status.
			5/28/2013	0.20	Reviewing remaining citations in preparation for settlement negotiations.
				0.10	Reviewing settlement chart in preparation for settlement negotiations.
			5/29/2013	0.20	Preparing counterproposal to Solicitor.
	<b>Case No. 000253895 (American Eagle Mine) WEVA 2011-1917 and WEVA 2011-1918 Total</b>			<b>5.50</b>	
	Case No. 000257054 (American Eagle Mine); WEVA 2011-2036	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action for Docket 2011-2036.
				0.10	Updating chart of status and future action for Docket 2011-2037.
			5/9/2013	0.10	Updating index of current cases and future action.
			5/23/2013	0.20	Reviewing settlement motion submitted to Solicitor for approval for
				0.20	Reviewing settlement order submitted to Solicitor for approval for filing with Administrative Law Judge.
			5/29/2013	0.30	Additional work on settlement motion submitted for approval.
		McFarland, Benjamin M.	5/23/2013	0.50	Working on finalization of settlement.
			5/24/2013	1.20	Working on issues regarding finalization of settlement.
			5/29/2013	0.80	Working on issues regarding finalization of settlement.
	<b>Case No. 000257054 (American Eagle Mine); WEVA 2011-2036 Total</b>			<b>3.50</b>	
	Case No. 000262590 (American Eagle Mine) WEVA 2011-2412	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Case No. 000262590 (American Eagle Mine) WEVA 2011-2412 Total</b>			<b>0.20</b>	
	Case No. 000265768 (American Eagle Mine) WEVA 2012-17 and WEVA 2012-19	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action for Docket 2012-17.
				0.10	Updating chart of status and future action for Docket 2012-18.
				0.10	Updating chart of status and future action for Docket 2012-19.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Case No. 000265768 (American Eagle Mine) WEVA 2012-17 and WEVA 2012-19 Total</b>			<b>0.40</b>	
	Case No. 000268443 (American Eagle Mine); WEVA 2012-124	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action for Docket 2012-123.
				0.10	Updating chart of status and future action for Docket 2012-124.
			5/9/2013	0.10	Updating index of current cases and future action.
	<b>Case No. 000268443 (American Eagle Mine); WEVA 2012-124 Total</b>			<b>0.30</b>	

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
	Case No. 000274148 (American Eagle Mine); WEVA 2012-655	Robinson, Melissa M.	5/29/2013	0.10	E-mail from N. AnStraus.
	<b>Case No. 000274148 (American Eagle Mine); WEVA 2012-655 Total</b>			<b>0.10</b>	
	Case No. 000277038 (American Eagle Mine); WEVA 2012-650	Oakley, Kenneth B.	5/8/2013	0.10	Telephone conference(s) with Secretary of Labor regarding status of negotiations.
			5/28/2013	0.70	Correspondence with Secretary of Labor regarding settlement negotiations.
			5/30/2013	1.80	Analyzing settlement counteroffers received from Secretary of Labor
	<b>Case No. 000277038 (American Eagle Mine); WEVA 2012-650 Total</b>			<b>2.60</b>	
	Case No. 000282296 (American Eagle Mine); WEVA 2012-898	Cimino, Michael T.	5/3/2013	0.10	E-mail traffic regarding decision approving settlement.
			5/20/2013	0.40	E-mail traffic with Judge Steele regarding settlement documents.
		Colston, Leanna L.	5/20/2013	0.30	Reviewing settlement motion submitted to Administrative Law Judge for approval.
		Oakley, Kenneth B.	5/20/2013	0.90	Analyzing and revising settlement motion and proposed order granting same prepared by Secretary of Labor.
				0.40	Reviewing and responding to correspondence from Administrative Law Judge regarding case status.
				0.30	Telephone conference(s) with Secretary of Labor regarding revisions
				0.20	Telephone conference(s) with Secretary of Labor regarding status of
	<b>Case No. 000282296 (American Eagle Mine); WEVA 2012-898 Total</b>			<b>2.60</b>	
	Case No. 000285360 (American Eagle Mine); WEVA 2012-1102	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
		Oakley, Kenneth B.	5/2/2013	0.60	Preparing correspondence to Secretary of Labor regarding responses
			5/8/2013	0.20	Correspondence with Secretary of Labor Anstraus regarding
				0.10	Telephone conference(s) with Secretary of Labor regarding status of negotiations.
			5/15/2013	1.30	Analyzing MSHA's counteroffers.
			5/20/2013	0.80	Telephone conference(s) with R. Boggs regarding defense and settlement strategy.
			5/21/2013	0.60	Preparing correspondence to Secretary of Labor regarding client's responses to MSHA's counteroffers.
			5/30/2013	1.00	Analyzing settlement counteroffers received from Secretary of Labor.
	<b>Case No. 000285360 (American Eagle Mine); WEVA 2012-1102 Total</b>			<b>4.70</b>	
	Case No. 000291125 (American Eagle Mine); WEVA 2012-1453	Colston, Leanna L.	5/10/2013	0.10	Reviewing and processing substitution of appearance.
		Oakley, Kenneth B.	5/14/2013	1.10	Working on defense strategy regarding Part 50 citations in which miner's restricted duty did not prevent performance of routine job assignments.
			5/20/2013	0.40	Telephone conference(s) with R. Boggs regarding defense and
			5/30/2013	0.30	Analyzing additional information received from client regarding
			5/31/2013	1.30	Preparing correspondence to E. Waller regarding settlement position on Part 50 citations.
	<b>Case No. 000291125 (American Eagle Mine); WEVA 2012-1453 Total</b>			<b>3.20</b>	
	Case No. 000299489 (American Eagle Mine); WEVA 2013-36	Oakley, Kenneth B.	5/9/2013	0.10	Telephone conference(s) with client's representative regarding case status.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
	<b>Case No. 000299489 (American Eagle Mine); WEVA 2013-36 Total</b>		5/15/2013	0.50	Working on defense and settlement strategy.
	Case No. 000302481 (American Eagle Mine); WEVA 2013-110	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
	<b>Case No. 000302481 (American Eagle Mine); WEVA 2013-110 Total</b>		5/9/2013	0.10	Updating index of current cases and future action.
	Case No. 000305627 (American Eagle Mine); WEVA 2013-321	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
		Oakley, Kenneth B.	5/17/2013	0.10	Correspondence with client's representative, J. Blair, regarding settlement negotiations.
	<b>Case No. 000305627 (American Eagle Mine); WEVA 2013-321 Total</b>			0.30	
	Case No. 000308060 (American Eagle Mine); WEVA 2013-373	Colston, Leanna L.	5/1/2013	0.10	Updating chart of status and future action.
			5/9/2013	0.10	Updating index of current cases and future action.
		Oakley, Kenneth B.	5/28/2013	0.40	Reviewing and responding to correspondence from Secretary of Labor regarding settlement negotiations.
				0.10	Reviewing correspondence from Secretary of Labor regarding status
				0.20	Reviewing correspondence regarding status of settlement
	<b>Case No. 000308060 (American Eagle Mine); WEVA 2013-373 Total</b>			0.90	
	Case No. 000310665 (American Eagle Mine); WEVA 2013-502	Cimino, Michael T.	5/10/2013	0.80	Working on position statement.
			5/16/2013	0.10	Discussing status and future course of action.
		Colston, Leanna L.	5/10/2013	0.30	Finalizing and filing position statement.
			5/14/2013	0.10	Reviewing cases for status to prepare for docket meeting.
			5/31/2013	0.20	Preparing settlement chart summarizing offers.
				0.20	Preparing settlement chart summarizing reduction.
				0.20	Reviewing citations.
				0.20	Reviewing defenses.
				0.20	Reviewing position statement to Solicitor.
				0.20	Reviewing violations.
		Schwendeman, Adam	5/6/2013	0.80	Analyzing citations and rebuttals in preparation for draft of position
				1.00	Preparing position statement.
			5/9/2013	0.90	Preparing position statement.
	<b>Case No. 000310665 (American Eagle Mine); WEVA 2013-502 Total</b>			5.20	
	Case No. 000313258 (American Eagle Mine); WEVA 2013-601	Colston, Leanna L.	5/9/2013	0.10	Updating index of current cases and future action.
		Cooper, Evaline	5/13/2013	0.30	Reviewing citations and penalty information and preparing summary of violations and assessments.
			5/21/2013	1.50	Reviewing inspector notes and preparing summary of same.
		Schwendeman, Adam	5/6/2013	0.10	Analyzing inspector's notes.
				0.20	Preparing position statement.
			5/14/2013	0.20	Drafting position statement.
	<b>Case No. 000313258 (American Eagle Mine); WEVA 2013-601 Total</b>			2.40	
	Case No. 000315342 (American Eagle Mine); WEVA 2013-676	Cimino, Michael T.	5/1/2013	0.40	E-mail traffic regarding new matter.
		Colston, Leanna L.	5/2/2013	0.50	Preparing answer to petition for assessment.
				0.50	Preparing discovery requests and notice of deposition.
				0.20	Reviewing and processing petition for assessment.
			5/15/2013	0.10	Preparing settlement chart of negotiations.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.10	Reviewing citations.
				0.10	Reviewing penalty information.
				0.10	Reviewing position statement submitted to Solicitor.
		McFarland, Benjamin M.	5/1/2013	0.30	Working on initial investigation and issues regarding status and strategy.
			5/6/2013	0.60	Preparing answer and first set of discovery requests.
			5/21/2013	0.40	Working on issues regarding status and strategy.
			5/21/2013	0.10	Working on issues regarding status and strategy.
	<b>Case No. 000315342 (American Eagle Mine); WEVA 2013-676 Total</b>			<b>3.40</b>	
	Electronic Surveying Petitions	Zalewski, Larry A.	5/1/2013	0.30	Reviewing and updating status of hearing requests and proposed decisions for various mines.
			5/2/2013	0.40	Reviewing hearing notice and scheduling order, updating case summary and calendar regarding requirements, and contacting Administrative Law Judge office regarding hearing status.
			5/13/2013	0.30	Reviewing hearing notice and status of petitions for modification.
	<b>Electronic Surveying Petitions Total</b>			<b>1.00</b>	
	<b>Speed Mining, LLC Total</b>			<b>39.10</b>	
	<b>Safety and Health Total</b>			<b>284.20</b>	
<b>Patriot Coal Corporation</b>	Self-Insured Audit Issue	Huffman, Timothy E.	5/1/2013	1.00	Preparing draft correspondence to Office of Insurance Commission and memorandum to client regarding same.
			5/2/2013	0.80	Revising draft letter, telephone conference with Mr. Mead, and memorandum to Office of Insurance Commission General Counsel.
			5/3/2013	0.80	Telephone conference with Mr. Pauley at Office of Insurance
				0.40	Additional telephone conference with Mr. Mead.
				0.50	Meeting with Office of Insurance Commission Commissioner and General Counsel.
				0.30	Revising draft letter.
				0.40	Telephone conference with Mr. Mead.
				0.40	Telephone conference with Office of Insurance Commission General
			5/7/2013	0.30	Telephone call to Office of Insurance Commission regarding scheduling meeting.
				0.30	Telephone conference with Mr. Mead.
			5/16/2013	0.80	Telephone conference with Mr. Mead and Mr. Boggess.
			5/21/2013	1.00	Meeting with Commissioner Riley and General Counsel Pauley.
				1.00	Preparing for meeting at Office of Insurance Commission.
				0.30	Telephone conference with Office of Insurance Commission.
			5/30/2013	0.10	Preparing e-mail response to Mr. Mead.
				0.40	Reviewing proposal.
	<b>Self-Insured Audit Issue Total</b>			<b>8.80</b>	
	<b>Patriot Coal Corporation Total</b>			<b>8.80</b>	
	<b>Workers Compensation Total</b>			<b>8.80</b>	
	<b>Grand Total</b>			<b>357.90</b>	