

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

**In re**  
**PATRIOT COAL CORPORATION, et al.,**  
**Debtors.**

**Chapter 11**  
**Case No. 12-51502-659**  
**(Jointly Administered)**

**Re: Docket Nos. 4051**  
**(re: 4134, 4147)**

**ORDER DENYING MOTION FOR RELIEF FROM AUTOMATIC STAY**

Upon the Motion of Mary Bowles and all of the other plaintiffs (collectively, the “**Movants**”) in the matter of *Mary Bowles, individually, and as Parent and Guardian of D.W.C, a minor, et. al. v. Massey Energy Co., et. al.*, Civil Action No. 09-C-212 that was filed in the Circuit Court of Boone County, West Virginia for Relief from Automatic Stay pursuant to 11 U.S.C. § 362(d) [ECF No. 4051] (the “**Motion**”); and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157 and 1334; and consideration of the Motion and the requested relief being a core proceeding the Bankruptcy Court can determine pursuant to 28 U.S.C. § 157(b)(2); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and the Motion having been served in accordance with the Order Establishing Certain Notice, Case Management and Administrative Procedures entered in these jointly administered cases on March 22, 2013 [ECF No. 3361]; and upon the objection to the Motion filed by the Debtors (the “**Objection**”) [ECF No. 4134]; and upon the reply to the Objection filed by the Movants [ECF No. 4147]; and a hearing having been held on June 18, 2013 (the “**Hearing**”); and upon the record of the Hearing; and the Court having found that

cause was not demonstrated to grant the Motion or to lift the automatic stay; and after due deliberation it is hereby

ORDERED that the Motion is DENIED; and it is further

ORDERED that pursuant to section 362(a) of the Bankruptcy Code, the Movants are hereby stayed from the commencement or continuation of any proceeding against the Debtors, except upon further order of this Court granting relief from the automatic stay or upon termination of the stay by operation of law; and it is further

ORDERED that notwithstanding the applicability of any Federal Rule of Bankruptcy Procedure or Local Rule of the Bankruptcy Court for the Eastern District of Missouri, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry; and it is further

ORDERED that this Court shall retain jurisdiction to hear and determine all matters arising from or related to this Order.

  
KATHY A. SURRATT-STATES  
Chief United States Bankruptcy Judge

DATED: July 3, 2013  
St. Louis, Missouri  
jjh

**Order prepared by:**  
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