

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

In re:

PATRIOT COAL CORPORATION, *et al.*,

Debtors.

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

Related to Docket Nos.
261, 3006

**STIPULATION AND ORDER REGARDING SECTION 503(b)(9)
CLAIM OF LONGWALL ASSOCIATES, INC.**

Patriot Coal Corporation and its subsidiaries that are Debtors in these jointly administered cases (collectively the “Debtors”) and Longwall Associates, Inc. (the “Longwall”) hereby stipulate and agree as follows:

1. Longwall timely filed a Proof of Claim seeking administrative expense status pursuant to 11 U.S.C. § 503(b)(9) (designated as Claim No. 2939-1/GCG Claim No. 805- hereinafter the “Claim”) for goods that were received by the Debtor within twenty (20) days before the date of commencement of this bankruptcy case.

2. On February 26, 2013, the Debtors filed their 503(b)(9) Report and Notice of Objection Procedures [Docket # 3006] (the “Report”). The Report erroneously stated that the Claim has been paid. However, Longwall has not received payment upon the Claim or otherwise for amounts asserted in the Claim.

3. On March 19, 2013, Longwall timely filed its Response and Objection to the Report. The Debtors did not issue a notice of an Objection to the Claim and the parties are in agreement that the Claim is properly asserted and should be allowed as filed.

4. The reference to the Claim in the Report is hereby withdrawn and the Claim is DEEMED allowed as an administrative expense priority claim pursuant to 11 U.S.C. § 503(b)(9) in the amount of \$49,785.50 against Panther, LLC, as filed. The Clerk of this Court and the Debtor's claims agent are hereby DIRECTED to reflect the allowance of the Claim.

5. Nothing in this Order shall affect any other claims addressed in the Report.


KATHY A. SURRATT-STATES
Chief United States Bankruptcy Judge

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

STIPULATED AND AGREED TO
THIS 28th DAY OF AUGUST, 2013

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