

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

In re
PATRIOT COAL CORPORATION, *et al.*,
Debtors.¹

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

Hearing Date:
October 22, 2013
10:00 a.m. (Prevailing Central
Time)

Hearing Location:
Courtroom 7 North

**NOTICE OF MATTERS SCHEDULED FOR HEARING ON
OCTOBER 22, 2013 AT 10:00 A.M.**

Location of Hearing: United States Bankruptcy Court
Eastern District of Missouri
Thomas F. Eagleton United States Courthouse
111 S. 10th Street
St. Louis, Missouri 63102
Courtroom 7 North
October 22, 2013 at 10:00 a.m. (Prevailing Central Time)

¹ The Debtors are the entities listed on Schedule 1 attached hereto. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors' chapter 11 petitions.

A. FEE MATTER:

1. Applications for Interim Professional Compensation
 - (a) Carmody MacDonald P.C. [ECF No. 4568]
 - (b) Kramer Levin Naftalis & Frankel LLP [ECF No. 4580]
 - (c) Cole, Schotz, Meisel, Forman & Leonard, P.A. [ECF No. 4581]
 - (d) Mesirow Financial Consulting, LLC [ECF No. 4584]
 - (e) Bryan Cave LLP [ECF No. 4586]
 - (f) GCG, Inc. [ECF No. 4587]
 - (g) Stahl Cowen Crowley Addis, LLC [ECF No. 4588]
 - (h) Thompson Coburn LLP [ECF No. 4591]
 - (i) Houlihan Lokey Capital, Inc. [ECF No. 4592]
 - (j) Blackstone Advisory Partners LP [ECF No. 4593]
 - (k) Bowles Rice LLP [ECF No. 4594]
 - (l) Curtis, Mallet-Prevost, Colt & Mosle LLP [ECF No. 4595]
 - (m) Davis Polk & Wardwell LLP [ECF No. 4596]
 - (n) Ernst & Young LLP [ECF No. 4597]
 - (o) Greenberg Traurig, LLP [ECF No. 4598]
 - (p) Jackson Kelly PLLC [ECF No. 4599]
 - (q) Steptoe & Johnson PLLC [ECF No. 4600]

Status: This matter is going forward on an uncontested basis. A proposed order was submitted to the Court on October 16, 2013.

B. MAIN CASE:

1. Application of the Debtors for Authority to Employ and Retain Ogletree, Deakins, Nash, Smoak & Stewart, P.C., as Special Counsel for the Debtors *Nunc Pro Tunc* to August 1, 2013 [ECF No. 4723]

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

2. Debtors' Omnibus Application to Expand Retention of Professionals to Include New Debtors [ECF No. 4740]

Related Documents

- (a) Application for Expansion of Employment of Bryan Cave LLP to Include New Debtors; Disclosure Of Compensation of Attorneys for the Debtors; Fourth Supplemental Declaration of Lloyd A. Palans in Support of Application to Employ Bryan Cave LLP as Local Restructuring Counsel and Corporate Counsel for the Debtors [ECF No. 4741]
- (b) Application for Expansion of Employment of Gordon & Gordon, P.S.C. to Include New Debtors; Disclosure of Compensation of Attorneys for the Debtors; First Supplemental Declaration of M. Kirby Gordon, II in Support of Application to Employ Firm as Special Counsel for the Debtors [ECF No. 4744]
- (c) Application for Expansion of Employment of Davis Polk & Wardwell LLP to Include New Debtors; Disclosure of Compensation of Attorneys for the Debtors; and Fourth Supplemental Declaration of Marshall S. Huebner in Support of Application to Employ Davis Polk & Wardwell as Counsel for the Debtors [ECF No. 4753]
- (d) Application for Expansion of Employment Duff & Phelps, LLC to Include New Debtors; Disclosure of Compensation of Valuation Services Providers for the Debtors; Second Supplemental Declaration of Edward Lee in Support of Application of the Debtors to Employ and Retain Duff & Phelps, LLC as Valuation Services Provider for the Debtors [ECF No. 4755]
- (e) Application for Expansion of Employment of GCP Legal Advisors, LLC to Include New Debtors; Disclosure of Compensation of Attorneys for the Debtors; First Supplemental Declaration of Richard A. Keffer in Support of Application to Employ GCP Legal Advisors, LLC as Special Counsel for the Debtors [ECF No. 4770]

- (f) Fourth Supplemental Declaration of Gregory D. Willard and Supplemental Statement Pursuant to Bankruptcy Rule 2014 [ECF No. 4785]
- (g) Fifth Supplemental Declaration of Adam Charles Rogoff in Support of Application to Employ Kramer Levin Naftalis & Frankel LLP as Counsel for the Official Committee of Unsecured Creditors [ECF No. 4786]
- (h) Second Supplemental Declaration of Monty Kehl in Support of Application to Employ Mesirov Financial Consulting, LLP as Financial Advisors to the Official Committee of Unsecured Creditors [ECF No. 4787]
- (i) Fifth Supplemental Declaration of Steven J. Reisman on Behalf of Curtis, Mallet-Prevost, Colt & Mosle LLP Pursuant to Rules 2014(a) and 2016(b) of the Federal Rules of Bankruptcy Procedure in Support of Application for Expansion of Employment to Include New Debtors; Disclosure of Compensation of Attorneys for the Debtors [ECF No. 4789]
- (j) Supplemental Declaration of C. David Morrison in Support of Retention of Steptoe & Johnson PLLC, Disclosure of Compensation of Attorney for Debtor [ECF No. 4792]
- (k) Application for Expansion of Employment of Ogletree, Deakins, Nash, Smoak & Stewart, P.C. to Include New Debtors; Disclosure of Compensation of Attorneys for New Debtors; First Supplemental Declaration of John R. Woodrum in Support of Application to Employ Ogletree, Deakins, Nash, Smoak & Stewart, P.C. as Special Labor Counsel for the New Debtors [ECF No. 4821]
- (l) First Supplemental Declaration of Mark E. Solomons in Support of Application to Employ and Retain Greenberg Traurig, LLP as Special Counsel for the Debtors [ECF No. 4822]

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

3. Debtors' Seventeenth Omnibus Objection to Claims (Pettry Litigation Claims) [ECF No. 4670]

Objections

- (a) Claimants' Omnibus Response in Opposition to Debtors' Seventeenth Omnibus Objection to Claims [ECF No. 4791]

Responses

- (b) Notice of Filing Supplemental Exhibits that Failed to Link to Claimants' Omnibus Response in Opposition to Debtors' Seventeenth Omnibus Objection to Claims and Notice of Inability to Locate Debtors' Seventeenth Omnibus Objection to Claims to Link To on the CM-ECF System [ECF No. 4793]

Replies

- (c) Debtors' Reply in Support of Seventeenth Omnibus Objection to Claims [ECF No. 4819]

Status: This matter is going forward.

- 4. Debtors' Eighteenth Omnibus Objection to Claims (Palmer Litigation Claims) [ECF No. 4677]

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

A. ADJOURNED MATTERS:

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

Objections

- (a) STB Ventures, Inc.'s Objection to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 2061]
- (b) Objection of Arch Coal, Inc., Ark Land Company, Ark Land KH, Inc. and Allegheny Land Company to Debtors' Motion for Authorization to (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [ECF No. 2068]

Status: Adjourned to November 19, 2013 at 10:00 a.m. (prevailing Central Time).

- 2. Debtors' Third Omnibus Objection to Claims [ECF No. 3992]

Related Document

- (a) Amended Order Adjourning in Part and Sustaining in Part Debtors' Third Omnibus Objection to Claims [ECF No. 4216]

Status: The following claim objection will be continued to November 19, 2013 at 10:00 a.m. (prevailing Central Time):

- (b) Pocahontas Land Corporation, E.D. Mo. Claim Nos. 1367, 1368, 1369; GCG Claim Nos. 2095, 2096, 2097

3. Debtors' Fifth Omnibus Objection to Claims [ECF No. 4181]

Related Document

- (a) Order Sustaining Debtors' Fifth Omnibus Objection to Claims [ECF No. 4376]
- (b) Supplemental Order on Debtors' Fifth Omnibus Objection to Claims [ECF No. 4506]

Responses

- (c) Creditor, Continental Bank's, Response to the Debtor's Fifth Omnibus Objection to Claims 2304/3674 [ECF No. 4312]
- (d) Creditor David Cox's Response to the Debtor's Fifth Omnibus Objection to Claim 1788-1/2785 [ECF No. 4313]

Status: The following claim objections are adjourned to November 19, 2013 at 10:00 a.m. (prevailing Central Time):

- (e) Hulin H. Cook, Jr., E.D. Mo. Claim Nos. 3257 and 3299; GCG Claim Nos. 3725 and 3726
- (f) David Cox, E.D. Mo. Claim Nos. 1787, 1788, 1787-1; GCG Claim Nos. 2783, 2785, 2784
- (g) Continental Bank, E.D. Mo. Claim No. 2304; GCG Claim No. 3674

4. Debtors' Tenth Omnibus Objection to Claims [ECF No. 4331]

Related Document

- (a) Order Sustaining Debtors' Tenth Omnibus Objection to Claims [ECF No. 4507]

Status: The following claim objection is adjourned to November 19, 2013 at 10:00 a.m. (prevailing Central Time):

- (b) Nancy Smith, E.D. Mo. Claim No. 3958; GCG Claim No. 4022

5. Debtors' Fourteenth Omnibus Objection to Claims (Wrong Debtor or Otherwise Inconsistent with Books and Records) [ECF No. 4526]

Responses

- (a) Response of Industrial Contracting of Fairmont, Inc., Industrial Resources, Inc., Salem Electric Company and West Virginia Electric Industries, Inc to the Fourteenth and Fifteenth Omnibus Objection to Claims Dated August 23, 2013 [ECF No. 4638]

Status: An order sustaining the Objection in part has been submitted. The following claim objections are adjourned to November 19, 2013 at 10:00 a.m. (prevailing Central Time):

- (a) Green Leaf Services of Beckley LLC, E.D. Mo. Claim No. 415; GCG Claim No. 421
- (b) Lincoln Leasing Co., Inc., E.D. Mo. Claim Nos. 1785, 1786; GCG Claim Nos. 2777, 2778
- (c) West Virginia Electric Industries, Inc., E.D. Mo. Claim No. 3980; GCG Claim No. 3976
- (d) Corky Wells Electric Inc., E.D. Mo. Claim Nos. 1568, 3633; GCG Claim No. 2247, 1537

6. Debtors' Fifteenth Omnibus Objection to Claims (Redundant Claims) [ECF No. 4527]

Responses

- (a) Response of Industrial Contracting of Fairmont, Inc., Industrial Resources, Inc., Salem Electric Company and West Virginia Electric Industries, Inc to the Fourteenth and Fifteenth Omnibus Objection to Claims Dated August 23, 2013 [ECF No. 4638]
- (b) Response of Alpha Engineering Services, Inc. to Debtors' Fifteenth Omnibus Objection to Claims as Redundant Claim [ECF No. 4643]
- (c) Response to Debtors' Fifteenth Omnibus Objection to Claims [filed by Environmental Resources Management Consulting Company] [ECF No. 4652]

Status: An order sustaining the Objection in part has been submitted. The following claim objections are adjourned to November 19, 2013 at 10:00 a.m. (prevailing Central Time):

- (a) Alpha Engineering Services, Inc., E.D. Mo. Claim No. 948-2; GCG Claim No. 4065
 - (b) CSX Transportation, Inc., E.D. Mo. Claim Nos. 3647, 3702, 3698, 3650, 3699, 3648; GCG Claim Nos. 3583, 3576, 3579, 3580, 3584, 3578
 - (c) Environmental Resources Management Consulting, E.D. Mo. Claim No. 2044; GCG Claim No. 3097
 - (d) Industrial Contracting of Fairmont, Inc., E.D. Mo. Claim Nos. 3966, 3968, 3970; GCG Claim Nos. 3983, 3980, 3984
 - (e) West Virginia Electric Industries, Inc., E.D. Mo. Claim Nos. 3982, 3983; GCG Claim Nos. 3981, 3983
 - (f) Salem Electric Company, E.D. No. Claim No. 3979, GCG Claim No. 3981
7. Debtors' Omnibus Objection to Claims of Norfolk Southern Railway Company [ECF No. 4525]
- Status: An order has been submitted.
8. Michelin North America, Inc.'s Motion for Leave to Amend Its Proof of Claim or, in the Alternative, for Extension of the Deadline to Timely File Claim Under Bankruptcy Code Section 503(b)(9) in the Case of Debtor Patriot Coal Services, LLC, Case No. 12-52102 [ECF No. 4445]
- Status: Adjourned to November 19, 2013 at 10:00 a.m. (prevailing Central Time).

Dated: October 18, 2013
New York, New York

Respectfully submitted,

DAVIS POLK & WARDWELL LLP

/s/ Michelle M. McGreal

Marshall S. Huebner
Elliot Moskowitz
Brian M. Resnick
Michelle M. McGreal
450 Lexington Avenue
New York, New York 10017
Tel: (212) 450-4000
Fax: (212) 607-7983

*Counsel to the Debtors and Debtors in
Possession*

-and-

BRYAN CAVE LLP
Lloyd A. Palans, #22650MO
Brian C. Walsh, #58091MO
Laura Uberti Hughes, #60732MO
One Metropolitan Square
211 N. Broadway, Suite 3600
St. Louis, Missouri 63102
Tel: (314) 259-2000
Fax: (314) 259-2020

*Local Counsel to the Debtors
and Debtors in Possession*

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. Brody Mining, LLC
11. Brook Trout Coal, LLC
12. Catenary Coal Company, LLC
13. Central States Coal Reserves of Kentucky, LLC
14. Charles Coal Company, LLC
15. Cleaton Coal Company
16. Coal Clean LLC
17. Coal Properties, LLC
18. Coal Reserve Holding Limited Liability Company No. 2
19. Colony Bay Coal Company
20. Cook Mountain Coal Company, LLC
21. Corydon Resources LLC
22. Coventry Mining Services, LLC
23. Coyote Coal Company LLC
24. Cub Branch Coal Company LLC
25. Dakota LLC
26. Day LLC
27. Dixon Mining Company, LLC
28. Dodge Hill Holding JV, LLC
29. Dodge Hill Mining Company, LLC
30. Dodge Hill of Kentucky, LLC
31. EACC Camps, Inc.
32. Eastern Associated Coal, LLC
33. Eastern Coal Company, LLC
34. Eastern Royalty, LLC
35. Emerald Processing, L.L.C.
36. Gateway Eagle Coal Company, LLC
37. Grand Eagle Mining, LLC
38. Heritage Coal Company LLC
39. Highland Mining Company, LLC
40. Hillside Mining Company
41. Hobet Mining, LLC
42. Indian Hill Company LLC
43. Infinity Coal Sales, LLC
44. Interior Holdings, LLC
45. IO Coal LLC
46. Jarrell's Branch Coal Company
47. Jupiter Holdings LLC
48. Kanawha Eagle Coal, LLC
49. Kanawha River Ventures I, LLC
50. Kanawha River Ventures II, LLC
51. Kanawha River Ventures III, LLC
52. KE Ventures LLC
53. Little Creek LLC
54. Logan Fork Coal Company
55. Magnum Coal Company LLC
56. Magnum Coal Sales LLC
57. Martinka Coal Company, LLC
58. Midland Trail Energy LLC
59. Midwest Coal Resources II, LLC
60. Mountain View Coal Company, LLC
61. New Trout Coal Holdings II, LLC
62. Newtown Energy, Inc.
63. North Page Coal Corp.
64. Ohio County Coal Company, LLC
65. Panther LLC
66. Patriot Beaver Dam Holdings, LLC
67. Patriot Coal Company, L.P.
68. Patriot Coal Corporation
69. Patriot Coal Sales LLC
70. Patriot Coal Services LLC
71. Patriot Leasing Company LLC
72. Patriot Midwest Holdings, LLC
73. Patriot Reserve Holdings, LLC
74. Patriot Trading LLC
75. Patriot Ventures LLC
76. PCX Enterprises, Inc.
77. Pine Ridge Coal Company, LLC
78. Pond Creek Land Resources, LLC
79. Pond Fork Processing LLC
80. Remington Holdings LLC
81. Remington II LLC
82. Remington LLC
83. Rivers Edge Mining, Inc.
84. Robin Land Company, LLC
85. Sentry Mining, LLC
86. Snowberry Land Company
87. Speed Mining LLC
88. Sterling Smokeless Coal Company, LLC
89. TC Sales Company, LLC
90. The Presidents Energy Company LLC
91. Thunderhill Coal LLC
92. Trout Coal Holdings, LLC
93. Union County Coal Co., LLC
94. Viper LLC
95. Weatherby Processing LLC
96. Wildcat Energy LLC
97. Wildcat, LLC
98. Will Scarlet Properties LLC
99. Winchester LLC
100. Winifrede Dock Limited Liability Company
101. Yankeetown Dock, LLC