

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In Re:)
)
PATRIOT COAL CORPORATION, *et. al.*,)
)
)
Debtors.)

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

Hearing Date: November 19, 2013
Hearing Time: 10:00 a.m. Central
Location: Courtroom 7-N, St. Louis

**CLAIMANTS’ RESPONSE TO DEBTORS’
TWENTY-FIRST OMNIBUS OBJECTION TO CLAIMS
(Clear Fork Water Supply Claims)**

Claimants (identified in “Exhibit A”) respectfully file this response to Debtors’ Twenty-First Omnibus Objection to Claims regarding the Clear Fork water supply claims, requesting that the Court deny the same. In support of these claims, Claimants state as follows:

By this response to the Debtors’ Objection, the certain claims, listed on Exhibit A, are supported by the underlying facts. Claimants request that the Court deny the Debtors’ Objection and enter an Order allowing the Claims.

The Proofs of Claim at issue here stem from an October 31, 2011, Notice to the West Virginia Department of Environmental Protection (WVDEP) made pursuant to West Virginia’s Surface Coal Mining and Reclamation Act (SCMRA), being West Virginia Code §22-3-25. In the SCMRA Notice, Claimants allege violations of West Virginia Code §22-3-13(a)(10) and West Virginia Code of State Regulations §38-2-14.5 which require operators to minimize the disturbance of the hydrologic balance within the permit and adjacent areas. Further, the Notice requested that the WVDEP issue an Order forcing the Debtor’s operating subsidiary to provide

emergency, temporary and permanent replacement water supplies as set forth by statute. W.Va. Code §22-3-24.

As a result of the petition, the WVDEP began a non-judicial investigation process which resulted in two (2) rounds of water testing and an informal conference among Claimants, the Debtor's attorneys, Debtor's engineers and WVDEP officials. While the WVDEP decided to close the claim, Claimants' environmental engineer issued an opinion, relying upon the WVDEP testing results, that identified Debtor's abandoned and supposedly reclaimed impoundment as the source of the contamination in their wells. *See* Exhibit B - Engineering Report of Scott Simonton, P.E., Ph.D. In addition, Claimants' toxicologist issued an opinion that found that the levels of heavy metals in the water presented an unacceptable health risk warranting the immediate provision of emergency water supplies. *See* Exhibit C - Report of Stephen King, Ph.D.

As such, there is sufficient proof that Eastern's operations are responsible for the contamination of Claimants' water supplies and Claimants are entitled to relief on the allegations included in the Claims. Exhibits A and B establish the necessary factual predicate, so the Claims should be allowed.

WHEREFORE, Claimants respectfully request that this Court:

- (a) allow the Claims;
- (b) to the extent necessary in connection with those portions of the Claims involving alleged personal injuries, submit proposed findings of fact and conclusions of law concerning the allowance of the Claims to the District Court for consideration pursuant to 28 U.S.C. § 157(c)(1); and
- (c) grant such other and further relief as is just and proper.

Date: November 1, 2013

Respectfully submitted,

/s/ Kevin W. Thompson

Kevin W. Thompson

David R. Barney, Jr.

Thompson Barney

2030 Kanawha Boulevard, East

Charleston, West Virginia 25311-2204

Telephone: (304) 343-4401

Facsimile: (304) 343-4405

Counsel for Claimants

EXHIBIT A

CLEAR FORK WATER SUPPLY CLAIMS

Exhibit A - Clear Fork Water Supply Claims

Omnibus Objection to Claims

**Patriot Coal Corporation
 12-51502 (KSS)**

Note: Claims on the exhibit are sorted in alphabetical order based on the creditor name as listed on proof of claim form.

SEQ NO.	CLAIM(S) TO BE DISALLOWED			
	NAME	GCG CLAIM NO.	ED MO CLAIM NO.	CLAIM AMOUNT
1	ALGIE DKATHERINE R ALGIE J AND ALEXIS J COOK C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2592	1693-1	Unsecured: \$250,000.00
2	ALGIE R COOK AND PEGGY ANN COOK C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2593	1671-1	Unsecured: \$250,000.00
3	AVARY H BAILEY AND BETTY J BAILEY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2594	1673-1	Unsecured: \$250,000.00
4	BILLY RAY WILLARD C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2582	1668-1	Unsecured: \$250,000.00
5	DAVID E PELPHREY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2606	1687-1	Unsecured: \$250,000.00

Exhibit A - Clear Fork Water Supply Claims

Omnibus Objection to Claims

**Patriot Coal Corporation
12-51502 (KSS)**

Note: Claims on the exhibit are sorted in alphabetical order based on the creditor name as listed on proof of claim form.

SEQ NO.	CLAIM(S) TO BE DISALLOWED			
	NAME	GCG CLAIM NO.	ED MO CLAIM NO.	CLAIM AMOUNT
6	DENNIS L COOK SR AND BRENDA K COOK C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2595	1676-1	Unsecured: \$250,000.00
7	DENNIS L MICHELE LARRY J AND TRAVIS J COOK C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2586	1666-1	Unsecured: \$250,000.00
8	DONNA FRALEY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2598	1672-1	Unsecured: \$250,000.00
9	DOYLE JOHNSON AND PHYLLIS JOHNSON C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2600	1677-1	Unsecured: \$250,000.00
10	EARL R PELPHREY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2605	1685-1	Unsecured: \$250,000.00

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**Patriot Coal Corporation
12-51502 (KSS)**

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SEQ NO.	CLAIM(S) TO BE DISALLOWED			
	NAME	GCG CLAIM NO.	ED MO CLAIM NO.	CLAIM AMOUNT
11	ELIZABETH L KENNEDY AND LINDSEY L KENNEDY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2588	1669-1	Unsecured: \$250,000.00
12	EVERETT SMITH AND FREDA SMITH C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2580	1663-1	Unsecured: \$250,000.00
13	GLEN P JOHNSON AND MARY E JOHNSON C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2601	1679-1	Unsecured: \$250,000.00
14	HELEN M MCGINNIS C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2604	1684-1	Unsecured: \$250,000.00
15	JACQUELYN A WHITLEY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2581	1667-1	Unsecured: \$250,000.00

Exhibit A - Clear Fork Water Supply Claims

Omnibus Objection to Claims

**Patriot Coal Corporation
12-51502 (KSS)**

Note: Claims on the exhibit are sorted in alphabetical order based on the creditor name as listed on proof of claim form.

SEQ NO.	CLAIM(S) TO BE DISALLOWED			
	NAME	GCG CLAIM NO.	ED MO CLAIM NO.	CLAIM AMOUNT
16	JASON A BAILEY, RONCHESKI BAILEY, ELLA BAILEY & OLIVIA BAILEY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2584	1662-1	Unsecured: \$250,000.00
17	JESSICA STEPP WILLIAM STEPP TAYLOR STEPP MAKENZIE & CADENCE HUNZBERRY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2591	1689-1	Unsecured: \$250,000.00
18	LARRY G REED AND BECKY L REED C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2607	1688-1	Unsecured: \$250,000.00
19	MAYBETH FRALEY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2597	1680-1	Unsecured: \$250,000.00

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**Patriot Coal Corporation
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Note: Claims on the exhibit are sorted in alphabetical order based on the creditor name as listed on proof of claim form.

SEQ NO.	CLAIM(S) TO BE DISALLOWED			
	NAME	GCG CLAIM NO.	ED MO CLAIM NO.	CLAIM AMOUNT
20	MICHAEL E MARCUM C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2602	1681-1	Unsecured: \$250,000.00
21	NEWMAN KATHERINE JACOB AND CALEB BROWN C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2585	1664-1	Unsecured: \$250,000.00
22	ONNIE VIRGINIA AND JAMES PAYNTER C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2589	1675-1	Unsecured: \$250,000.00
23	PAUL MARCUM AND ALICE F MARCUM C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2603	1682-1	Unsecured: \$250,000.00
24	TEDDY WYKLE AND DOROTHY WYKLE C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2583	1659-1	Unsecured: \$250,000.00

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Omnibus Objection to Claims

**Patriot Coal Corporation
12-51502 (KSS)**

Note: Claims on the exhibit are sorted in alphabetical order based on the creditor name as listed on proof of claim form.

SEQ NO.	CLAIM(S) TO BE DISALLOWED			
	NAME	GCG CLAIM NO.	ED MO CLAIM NO.	CLAIM AMOUNT
25	WESTLEY FRALEY AND JUDY FRALEY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2599	1674-1	Unsecured: \$250,000.00
26	WILLIAM C COOK AND REGINA COOK C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON, ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2596	1678-1	Unsecured: \$250,000.00
27	WILLIAM D JENNY CHRISTOPHER A JOSHUA M & WILLIAM N LAFFERTY C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2590	1683-1	Unsecured: \$250,000.00
28	WILLIAM H STEPHANIE AND SARAH L COOK C/O THOMPSON BARNEY ATTN KEVIN W THOMPSON ESQ 2030 KANAWHA BLVD E CHARLESTON, WV 25311 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2587	1670-1	Unsecured: \$250,000.00

EXHIBIT B

DR. SIMONTON CRANY MINING IMPACT REPORT 12.13.2012



1091 Haines Branch Road
Sissonville, WV 25320
E-mail: simonton@marshall.edu
Cellular Phone: 304.552.7488

December 13, 2012

Kevin Thompson
Dave Barney
Thompson Barney, PLLC
2030 Kanawha Blvd. East
Charleston, WV 25311

Subject: Crany Mining Impacts

Dear Mr. Thompson:

I have been asked to examine the facts associated with the surface and groundwater contamination in and around the community of Crany, Wyoming County, WV. Specifically I have been asked to apply my education, training and experience in environmental engineering to offer an opinion as to whether mining activities conducted by Eastern Associated Coal, LLC in the subject watershed caused surface water and groundwater impacts, especially to drinking water sources for local residence.

I am a Registered Professional Engineer (WV 013637) with over 20 years of professional experience in State regulatory agencies, consulting and academia.

In forming this initial opinion, I have accompanied WVDEP personnel during field sampling events on two occasions, reviewed the data collected during these field events, and met with WVDEP personnel regarding this issue.

Based on data collected to date, it is obvious that these mining activities have negatively impacted both surface water and groundwater. Both exhibit observable mining impacts, with elevated indicators of these impacts, particularly iron, manganese and sulfate. Iron and manganese in drinking water are well above (by orders of magnitude) applicable standards. Also of note is elevated arsenic in drinking water – while slightly below primary drinking water standards, these results are well above USEPA Region 3 health-based screening levels.

Additionally, toxic hydrogen sulfide gas is present in many homes and the Crany Church, a result of sulfate contamination of groundwater.

Based on these findings, as well as my own experience and research, I believe that the primary source of drinking water in this community has been contaminated by mining activities.

This opinion is to a reasonable degree of scientific and engineering certainty. Additionally, I reserve the right to amend my opinion should new information become available.

Sincerely,



D. Scott Simonton, PE, PhD

EXHIBIT C

DR. KING REPORT OF CLEAR FORK ROAD RESIDENTS 12.13.2012

STEPHEN KING, Ph.D., M.P.H.

P.O. BOX 11210
Spring, Texas 77391
Telephone: (713) 222-2127
Facsimile: (713) 222-2155
E-mail: toxicking@aol.com

December 13, 2012

Mr. Kevin Thompson
Attorney at Law
Thompson Barney
2030 Kanawha Blvd.
Charleston, West Virginia 25311

Re: Water Quality Among Residents in Wyoming County, WV

Dear Mr. Thompson:

Set forth herein is my preliminary report that you requested that I prepare for you on the water quality among residents living near the Clear Fork Road (County Route 2) in Clear Fork/Crany, Wyoming County, West Virginia. For the purpose of this preliminary report, I reviewed the following documents for background information: (a) Letters from Kevin W. Thompson to Eastern Associated Coal, LLC, Patriot Coal Corporation et al., dated November 4, 2011 (Thompson KW 2011) and April 13, 2012 (Thompson KW 2012), respectively; and (b) Laboratory Reports on the analyses of water samples collected from private water wells, a church building, and/or from creeks and streams, dated January 17, 2012 (REIC 2012), July 31, 2012 (Analabs 2012a), and August 2, 2012 (Analabs 2012b), respectively.

The results of the analyses of water samples collected from private residential water wells located near the Clear Fork Road in Clear Fork/Crany, Wyoming County, West Virginia, overall, are of poor water quality and are indicative of water wells that have been contaminated. Specifically, elevated concentrations of certain toxic and/or carcinogenic metals (e.g., arsenic) as well as low drinking water pHs (e.g., 4.5) have been observed in private wells tested in 2012 (REIC 2012; Analabs 2012a; Analabs 2012b).

The residents living near the Clear Fork Road in Wyoming County, West Virginia, are located in areas where coal mining and coal processing have occurred for decades. Furthermore, coal slurry and slurry impoundments, and coal mining wastes are situated in areas near the impacted residential water wells. It has been well established that coal mining, coal processing, coal slurry, and coal wastes can contaminate surface water and groundwater in West Virginia. I have previously investigated coal mining and coal processing-related contamination of private water wells in relation to the development of adverse health effects among residents in Boone County and Mingo County, West Virginia.

Based on my assessment of the results of the analyses of the water samples obtained from the private water wells located in proximity to Clear Fork Road in Wyoming County, West Virginia, residents have been exposed to contaminated water. The use (food preparation and bathing) and ingestion of water from the contaminated water wells in question can increase the risk of symptoms and illnesses among persons relying on the contaminated water for their primary source of potable water. In fact, according to Mr. Thompson's letter dated April 13, 2012 (Thompson KW 2012), he stated in part the following: "According to environmental engineer Dr. Scott Simonton, there is a serious concern about the high levels of metals revealed in this water."

With respect to arsenic which was elevated in some of the water wells, low-level concentrations of arsenic in drinking water has been shown to increase the risk in the development of certain adverse health effects and medical conditions among arsenic-exposed populations. For example, Alsan et al (2000) assessed skin lesions, e.g., melanosis (hyperpigmentation) and keratosis, among persons ingesting arsenic in drinking water in Bangladesh. The study reported that 13.9% of the study subjects with skin lesions were currently drinking water with an arsenic concentration of <10 µg/L (<10 ppb).

Arsenic and inorganic arsenic compounds have been classified by the International Agency for Research on Cancer (IARC) as carcinogenic to humans, Group 1 (IARC 2012). Based on scientific data from a report prepared by the National Academy of Sciences, entitled, "Arsenic in Drinking Water" (NAS 1999), the total lifetime cancer risk of dying from cancer from ingestion of arsenic in tap water was estimated to be as follows:

<u>Arsenic Level in Water</u> <u>(In parts per billion, or ppb)</u>	<u>Approximate Total Cancer Risk</u> <u>(Assuming 2 Liters Consumed/Day)</u>
0.50 ppb	1 in 10,000 Persons
1.00 ppb	1 in 5,000 Persons
3.00 ppb	1 in 1,667 Persons
4.00 ppb	1 in 1,250 Persons
10.0 ppb	1 in 500 Persons
20.0 ppb	1 in 250 Persons
25.0 ppb	1 in 200 Persons
50.0 ppb	1 in 100 Persons

In summary, as a direct result of the private residential water wells located near the Clear Fork Road in Clear Fork/Crany, Wyoming County, West Virginia, that have been shown to be contaminated and of poor water quality, ingestion and/or use of the contaminated well water by residents, represents a threat to public health. It is recommended that the residents in question be provided as soon as possible with clean, clear, and uncontaminated potable water from a public water supply.

I reserve the right to update, supplement, and/or amend this preliminary report at such time that I receive additional information on the case.

Respectfully submitted,

Stephen King, Ph.D., M.P.H.

Stephen King, Ph.D., M.P.H.
Toxicologist & Epidemiologist

REFERENCES

Ahsan H, Perrin M, Rahman A, et al. Associations between drinking water and urinary arsenic levels and skin lesions in Bangladesh. J Occup Environ Med, 42:1195-1201, 2000.

Analabs 2012a. Analytical Results. Analabs, Inc., Crab Orchard, West Virginia, July 31, 2012.

Analabs 2012b. Analytical Results. Analabs, Inc., Crab Orchard, West Virginia, August 2, 2012.

IARC. Agents Classified by the IARC Monographs, Volumes 1-106. International Agency for Research on Cancer, Lyon, France, 2012.

NAS 1999. Arsenic in Drinking Water. National Academy of Sciences, National Academy Press, Washington, DC, 1999.

REIC. Analytical Results. REIC, Beaver, West Virginia, January 17, 2012.

Thompson KW. Letter to Eastern Associated Coal LLC, Patriot Coal Corporation, Randy C. Huffman, and Roger Calhoun. Kevin W. Thompson, Attorney at Law, Thompson Barney, Charleston, West Virginia, November 4, 2011.

Thompson KW. Letter to Eastern Associated Coal LLC, Patriot Coal Corporation, Randy C. Huffman, and Roger Calhoun. Kevin W. Thompson, Attorney at Law, Thompson Barney, Charleston, West Virginia, April 13, 2012.

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In Re:)
)
PATRIOT COAL CORPORATION, *et. al.*,) Case No. 12-51502-659
) Chapter 11
)
Debtors.) Jointly Administered

Hearing Date: November 19, 2013
Hearing Time: 10:00 a.m. Central
Location: Courtroom 7-N, St. Louis

CERTIFICATE OF SERVICE

The undersigned counsel for Claimants hereby certifies that on **November 1, 2013**, the foregoing “*Claimants’ Response to Debtors’ Twenty-First Omnibus Objection to Claims*” was served on all counsel through the electronic filing system.

Respectfully submitted,

/s/ Kevin W. Thompson
Kevin W. Thompson
Thompson Barney
2030 Kanawha Boulevard, East
Charleston, West Virginia 25311-2204
Telephone: (304) 343-4401
Facsimile: (304) 343-4405
Counsel for Claimants