

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re : Chapter 11  
PATRIOT COAL CORPORATION, et al., : Case No. 12-12900 (SCC)  
Debtors. : (Jointly Administered)  
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EASTERN ROYALTY LLC f/k/a EASTERN :  
ROYALTY, CORP., : Adv. Pro. No. 12-01786 (SCC)  
Plaintiff, :  
v. :  
BOONE EAST DEVELOPMENT CO., :  
PERFORMANCE COAL CO., AND NEW RIVER :  
ENERGY CORP., :  
Defendants. :  
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CERTIFICATE OF SERVICE

Jennifer S. Candelario, an attorney admitted to practice in this District hereby certifies that on August 14, 2012, I served the 1) Summons and Notice of Pretrial Conference in an Adversary Proceeding, 2) Complaint for Declaratory Relief, 3) Exhibits to the Complaint for Declaratory Relief, including those subject to being Filed Under Seal , and 4) Plaintiff's Motion for an Order Authorizing Plaintiff to File Under Seal the Agreements as Exhibits to Plaintiff's Complaint for Declaratory Relief, upon Defendants Boone East Development Co., Performance Coal Co., and New River Energy Corp., by U.S. Express Mail overnight delivery service by delivering a true copy of said documents enclosed in a properly addressed wrapper into the

custody of the U.S.P.S. delivery service prior to the latest time designated for overnight delivery  
and arranging for payment of the appropriate fee to

Boone East Development Co.  
PO Box 16429  
Bristol, VA 24209

Performance Coal Co.,  
PO Box 16429  
Bristol, VA 24209

New River Energy Corp.  
PO Box 16429  
Bristol, VA 24209

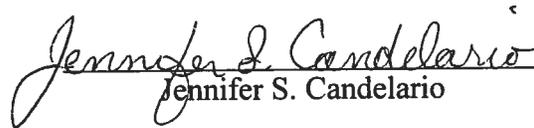
On August 14, 2012, I served the 1) Summons and Notice of Pretrial Conference in an Adversary Proceeding, 2) Complaint for Declaratory Relief, 3) Exhibits to the Complaint for Declaratory Relief, including those subject to being Filed Under Seal , and 4) Plaintiff's Motion for an Order Authorizing Plaintiff to File Under Seal the Agreements as Exhibits to Plaintiff's Complaint for Declaratory Relief, upon Defendants Boone East Development Co., Performance Coal Co., and New River Energy Corp., by Federal Express overnight delivery service by delivering three true copies of said documents enclosed in a properly addressed wrapper into the custody of the overnight delivery service prior to the latest time designated for overnight delivery and arranging for payment of the appropriate fee to

James L. Bromley, Esq.  
Cleary Gottlieb Steen & Hamilton LLP  
One Liberty Plaza  
New York, NY 10006

On August 17, 2012, I caused a true copy of the 1) Summons and Notice of Pretrial Conference in an Adversary Proceeding, 2) Complaint for Declaratory Relief with Annexed Exhibits to the Complaint for Declaratory Relief, including those subject to being Filed Under

Seal, and 3) Plaintiff's Motion for an Order Authorizing Plaintiff to File Under Seal the Agreements as Exhibits to Plaintiff's Complaint for Declaratory Relief to be served by hand delivery upon Elisabetta G. Gasparini, Esq. Office of the United States Trustee, 33 Whitehall Street, 21st Floor, New York, New York 10004.

Dated: New York, New York  
August 17, 2012

  
Jennifer S. Candelario