

JACKSON KELLY PLLC  
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*Special Counsel to the Debtors  
and Debtors in Possession*

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

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**In re:**

**PATRIOT COAL CORPORATION, et al.,**

**Debtors.**

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

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**SIXTEENTH MONTHLY FEE STATEMENT OF JACKSON KELLY PLLC FOR  
PROFESSIONAL SERVICES AND DISBURSEMENTS FOR THE PERIOD OF  
NOVEMBER 1, 2013 THROUGH NOVEMBER 30, 2013**

<b>NAME OF APPLICANT:</b>	<b>Jackson Kelly PLLC</b>
<b>ROLE IN THE CASE:</b>	Special Counsel to the Debtors and Debtors- in-possession
<b>TIME PERIOD:</b>	November 1, 2013 through and including November 30, 2013
<b>CURRENT APPLICATION:</b>	Total Fees Requested: \$270,165.70 80% of Fees Requested: \$216,132.56 Total Expenses Requested: \$9,551.96

1. On July 9, 2012 (the “Petition Date”), Patriot Coal Corporation and substantially all of its affiliated subsidiary companies (“Initial Debtors”) filed voluntary petitions for Chapter 11 Relief. [See ECF No. 1]. Subsequently, Brody Mining, LLC and Patriot Ventures LLC (together, the “New Debtors,” and with the Initial Debtors, the “Debtors”<sup>1</sup>) each commenced its chapter 11 case by filing a petition for voluntary relief with this Court on September 23, 2013. The Initial Debtors’ cases are being jointly administered pursuant to Bankruptcy Rule 1015(b) and the Joint Administrative Order entered on July 10, 2012 [ECF No. 30], and the New Debtors’ cases are being jointly administered with the Initial Debtors’ cases pursuant to Bankruptcy Rule 1015(b) and the Order Directing Joint Administration of Chapter 11 Cases entered by the Court on September 27, 2013 in each of the New Debtors’ chapter 11 cases.

2. Prior to the Petition Date, Jackson Kelly PLLC (“Jackson Kelly”) rendered substantial legal services to Debtors in a wide range of areas. Debtors have retained Jackson Kelly – with the Court’s authorization by its September 10, 2012, *Order Authorizing the Employment and Retention of Jackson Kelly PLLC as Special Counsel for the Debtors Nunc Pro Tunc to the Petition Date* [ECF No. 540] (the “Jackson Kelly Employment Order”) – *nunc pro tunc* from the Petition Date to continue to render professional services in connection with (collectively the “Authorized Representation”):

(a) Environmental matters relating to the Debtors’ coal leases, coal property, mines and other properties and installations;

(b) Mine safety and health matters, including alleged violations of the Mine Safety and Health Act;

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<sup>1</sup> The Initial Debtors are 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.

- (c) The defense of Federal Black Lung cases;
- (d) The defense of West Virginia deliberate intent litigation;
- (e) Litigation on behalf of one or more of the Debtors as a party plaintiff;
- (f) Litigation on behalf of one or more of the Debtors as a party defendant;
- (g) Local real estate and commercial transactions, as needed from time to time,

which may not duplicate services provided by the Debtors' other counsel;

- (h) Local legislative and lobbying services; and
- (i) Representation of one or more of the debtors in arbitration issues.

3. The Court's December 5, 2012, *Order Authorizing the Payment for Certain Services on a Fixed Fee Basis to Jackson Kelly PLLC* [ECF 1677] (the "Fixed Fee Order"), amended the Jackson Kelly Employment Order to permit fixed fee billing for local legislative and lobbying services at a rate of \$2,500 per month *nunc pro tunc* to the Petition Date.

4. The Court's October 25, 2013, *Order Granting in Part Debtors' Omnibus Application to Expand Retention of Professionals to Include New Debtors* [ECF 4865] (the "Expansion Order") expanded the employment of Approved Firms, including Jackson Kelly, to encompass representation of New Debtors, Brody Mining, LLC and Patriot Ventures LLC.

5. In accordance with the Jackson Kelly Employment Order (as amended and expanded) and the *Order to Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals* [ECF No. 262] (the "Interim Compensation Order"), Jackson Kelly, as special counsel to the Debtors, hereby submits its Fifteenth Monthly

Fee Statement for Professional Services and Disbursements (the “Fee Statement”) for the period October 1, 2013 through and including October 31, 2013 (the “Fee Statement Period”).<sup>2</sup>

6. Pursuant to the Interim Compensation Order, Jackson Kelly seeks payment of \$225,684.52 representing (a) 80% of Jackson Kelly’s fees for services rendered (\$216,132.56)<sup>3</sup> and (b) 100% of actual and necessary expenses incurred during the Fee Statement Period (\$9,551.96).

7. Exhibit A is a listing of Jackson Kelly’s professional and paraprofessionals (collectively the “Jackson Kelly Professional(s)”) that rendered services for Debtors under the Jackson Kelly Employment Order during the Fee Statement Period. Exhibit A includes, among other things, the total hours billed, hourly rate and total fees for each Jackson Kelly Professional, plus a blended hourly rate for each category of Jackson Kelly Professionals, excluding paralegals.

8. Exhibit B is a schedule summarizing the categories of actual and necessary expenses for which Jackson Kelly seeks reimbursement, and the total amount for each expense category.

9. Exhibit C is a summary of the hours and amounts billed by Jackson Kelly during the Fee Statement period for its Authorized Representation of the Debtors during the Fee Statement Period, organized by project type authorized by the Jackson Kelly Employment Order.

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<sup>2</sup> Also included in this Fee Statement are (1) \$169 in fees incurred by Leanna Colston for 1.3 hours of work performed October 9, 2013; (2) \$65 in fees incurred by Anna O’Neil for 0.2 hours of work performed October 29, 2013, and (3) \$47 in fees incurred by Michael Cimino for 0.2 hours of work performed October 18, 2013.

<sup>3</sup> Note that roughly 86% of Jackson Kelly’s November fees are attributable to one significant matter for Brody Mining. See Exhibit C, page 2 (\$232,949.40 billed for 1,154.70 hours worked on the “Contest POV Notice (Brody Mining No. 1)” matter.) This case involves the contest of a Pattern of Violation (“POV”) notice issued to Brody Mining on October 24, 2013. Brody Mining was one of the first mine operators to receive POV notices under the new POV Final Rule, 78 Fed. Reg. 5056 (Jan. 23, 2013). Jackson Kelly PLLC presented oral argument on several legal challenges to the rule in Pittsburgh in November 2013, and then prepared extensively for a three to four week trial scheduled for December 3, 2013, involving 54 separate citations. On December 2, 2013, the ALJ continued the trial indefinitely, indicating that he would rule on several threshold issues before commencing trial.

10. Exhibit D provides the time records relating to Jackson Kelly's Authorized Representation of the Debtors, including summaries of the time spent by each Jackson Kelly Professional during the Fee Statement Period organized by project category.

11. The undersigned certifying professional hereby certifies and represents (i) that she has read this Sixteenth Fee Statement; (ii) that to the best of her knowledge, information and belief formed after reasonable inquiry, the fees and disbursements requested herein fall within the Court's guidelines and those of the United States Trustee; (iii) that the fees and disbursements sought herein are billed at rates in accordance with Jackson Kelly's customary practices and generally accepted by its clients; and (iv) that in providing reimbursable services, Jackson Kelly does not make a profit on the services.

**Notice**

12. Consistent with the procedures described in the Interim Compensation Order, Jackson Kelly will serve this Fee Statement, by hand or overnight delivery, on (i) the Debtors, Patriot Coal Corporation, 12312 Olive Boulevard, Suite 400, St. Louis, Missouri, 63141, Attn: Jacquelyn A. Jones, Esq.; (ii) attorneys for the Debtors, Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, New York 10017, Attn: Marshall S. Huebner, Esq. and Brian M. Resnick, Esq.; (iii) the Office of the United States Trustee for the Eastern District of Missouri, 111 South 10<sup>th</sup> Street, Suite 6.353, St. Louis, Missouri 63102-1125, Attn: Leonora S. Long; (iv) attorneys for the administrative agent for the Debtors' postpetition lenders, (a) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, Attn: Marcia Goldstein, Esq. and Joseph Smolinsky, Esq., and (b) Willkie Farr & Gallagher LLP, 787 Seventh Avenue, New York, New York 10019, Attn: Margot B. Schonholtz, Esq. and Ana Alfonso, Esq.; and (v) counsel to the official committee of unsecured creditors, Kramer Levin Naftalis & Frankel LLP,

1177 Avenue of the Americas, New York, New York 10036, Attn: Adam C. Rogoff, Esq. and  
Gregory G. Plotko, Esq.

13. WHEREFORE, Jackson Kelly respectfully requests that the Court grant the relief  
requested herein and such other and further relief as is just and proper.

Dated: December 18, 2013

Respectfully submitted,

**JACKSON KELLY PLLC**

/s/ Elizabeth A. Amandus

William F. Dobbs, Jr. (WV Bar No. 1027)

Michael T. Cimino (WV Bar No. 6094)

Elizabeth A. Amandus (WV Bar No. 11062)

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*Special Counsel to Debtors and*

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

**Exhibit A**

**I.A. Partners/Counsel**

NAME OF PARTNER / COUNSEL	YEAR ADMITTED	MATTER AREA OF LAW	TOTAL HOURS BILLED	HOURLY RATE	TOTAL FEES
Cimino, Michael T.	1993-WV	Safety and Health	159.00	\$235.00	\$37,365.00
Gardner, Blair M.	2001-WV, 1977-PA	Environmental	12.80	\$264.00	\$3,379.20
Harman, Ashley M.	1996-WV	Black Lung	15.50	\$225.00	\$3,487.50
Hollender, Kathryn D.	2004-IN, 2007-IL	Real Property and Bankruptcy	3.70	\$250.00	\$925.00
Huffman, Timothy E.	1980-WV	Workers Compensation	1.10	\$340.00	\$374.00
Hunter, Chris M.	2004-WV	Environmental	0.90	\$196.00	\$176.40
McFarland, Benjamin M.	2005-WV	Safety and Health	182.30	\$175.00	\$31,902.50
McLusky, Robert G.	1981-WV	Environmental	2.10	\$306.00	\$642.60
Moore, R. H.	1976-PA	Safety and Health	41.30	\$265.00	\$10,944.50
Oakley, Kenneth B.	2005-KY	Safety and Health	89.70	\$175.00	\$15,697.50
Rembrandt, Ann B.	1987-WV	Black Lung	3.20	\$234.00	\$748.80
Robinson, Melissa M.	1991-WV	Safety and Health	2.90	\$220.00	\$638.00
Sebok, Al F.	1985-WV	Safety and Health	30.30	\$360.00	\$10,908.00
Simmons, Lindsay	1974-OH, 1975-DC	Safety and Health	2.10	\$535.00	\$1,123.50
Southworth, Louis S.	1968-WV	Legislation	Flat Fee		\$2,500.00
Tan, Francesca	1988-WV	Black Lung	2.00	\$240.00	\$480.00

White, Kristin R.	2001-CO	Safety and Health	7.20	\$355.00	\$2,556.00
<b>Total Partners and Counsel</b>			<b>556.10</b>		<b>\$123,848.50</b>

**II.A. Associates**

<b>NAME OF ASSOCIATE</b>	<b>YEAR ADMITTED</b>	<b>MATTER AREA OF LAW</b>	<b>TOTAL HOURS BILLED</b>	<b>HOURLY RATE</b>	<b>TOTAL FEES</b>
Amandus, Elizabeth A.	2009-WV	Bankruptcy	4.20	\$235.00	\$987.00
Basdekis, Vivian H.	2007-WV	Safety and Health	16.50	\$260.00	\$4,290.00
Baute, Alyssa E.	2012-WV	Safety and Health	5.80	\$200.00	\$1,160.00
Davis, Tiffany B.	2010-WV	Black Lung	0.10	\$205.00	\$20.50
Dennison, Patrick W.	2011-PA, 2010-FL	Safety and Health	7.00	\$215.00	\$1,505.00
Ferguson, Amanda E.	2012-CO	Safety and Health	32.70	\$195.00	\$6,376.50
Floyd, Jonathan P.	2011-WV	Safety and Health	36.10	\$215.00	\$7,761.50
Green, Chris M.	2008-WV	Black Lung	9.80	\$174.00	\$1,705.20
Halter, Kevin	2007-IN	Real Property	22.40	\$260.00	\$5,824.00
Hayes, Seth P.	2007-WV	Safety and Health	58.60	\$250.00	\$14,650.00
Holley, Amy J.	2010-WV	Black Lung	2.10	\$153.00	\$321.30
Jurasko, Jessica M	2004-PA	Safety and Health	54.70	\$225.00	\$12,307.50
Kapushion, Meredith A.	2005-CO	Safety and Health	39.50	\$265.00	\$10,467.50
Karim, Waseem A.	2004-KY	Black Lung	0.60	\$191.00	\$114.60
Osborne, Jonathan T.	2011-WV	Safety and Health	13.30	\$215.00	\$2,859.50
Schwendeman, Adam	2012-WV	Safety and Health	180.30	\$200.00	\$36,060.00

Soukup, Jeffrey R.	2012-WV, 2007-KY	Safety and Health	6.30	\$183.00	\$1,152.90
Tyree, Matthew S.	2009-WV	Environmental	1.80	\$215.00	\$387.00
Witter, Michelle	2008-CO	Safety and Health	12.60	\$240.00	\$3,024.00
Wolfson, Arthur	2005-PA	Safety and Health	9.70	\$285.00	\$2,764.50
<b>Total Associates</b>			<b>514.10</b>		<b>\$113,738.50</b>

**IV.A. Paraprofessionals**

<b>NAME OF PARAPROFESSIONAL</b>	<b>YEAR ADMITTED</b>	<b>MATTER AREA OF LAW</b>	<b>TOTAL HOURS BILLED</b>	<b>HOURLY RATE</b>	<b>TOTAL FEES</b>
Bogard, William J.		Safety and Health	5.20	\$200.00	\$1,040.00
Colston, Leanna L.		Safety and Health	115.30	\$130.00	\$14,989.00
Forman, Chelsea		Black Lung	0.50	\$80.00	\$40.00
Gray, Diane L.		Safety and Health	9.70	\$80.00	\$776.00
Hammonds, Judy Saunders		Black Lung	1.60	\$102.00	\$163.20
Kendall, Katie A.		Safety and Health	8.00	\$140.00	\$1,120.00
Kline, Cynthia L.		Safety and Health	15.50	\$130.00	\$2,015.00
Manchas, Penny L.		Black Lung	1.10	\$98.00	\$107.80
Mitchell, Janet L.		Black Lung	2.70	\$102.00	\$275.40
O'Neil, Anna M.		Safety and Health	52.40	\$130.00	\$6,812.00
Sigley, Marisa L.		Black Lung	1.40	\$102.00	\$142.80
Smith, Delores D.		Black Lung	1.30	\$125.00	\$162.50
Smith, Paula R.		Black Lung	0.30	\$125.00	\$37.50
Werner, Shannon L.		Safety and Health	17.50	\$130.00	\$2,275.00
Wilson, Lisa F.		Black Lung	0.80	\$125.00	\$100.00
Wilson, Shannon		Safety and Health	14.50	\$80.00	\$1,160.00

Zalewski, Larry A.		Safety and Health	10.90	\$125.00	\$1,362.50
<b>Total Paraprofessionals</b>			<b>258.70</b>		<b>\$32,578.70</b>

**Attorney Blended Rates**

<b>RANK</b>	<b>ATTORNEY BLENDED RATE</b>	<b>TOTAL ATTORNEY HOURS BILLED</b>	<b>TOTAL ATTORNEY FEES</b>
<b>Partners and Counsel</b>	\$222.71	556.10	\$123,848.50
<b>Associates</b>	\$221.24	514.10	\$113,738.50
<b>Total</b>	<b>\$222.00</b>	<b>1070.20</b>	<b>\$237,587.00</b>

**Exhibit B**

**ACTUAL AND NECESSARY EXPENSES  
INCURRED BY JACKSON KELLY PLLC ON  
BEHALF OF THE DEBTORS IN NOVEMBER 2013**

<b>CATEGORY OF EXPENSES</b>	<b>AMOUNTS</b>
Computerized Legal Research - Westlaw	\$ 1,968.49
Copies	\$ 1,765.30
Copies - Out of Office	\$ 556.30
Court Reporter Fee	\$ 551.00
Long Distance Telephone	\$ 6.45
Meals	\$ 13.35
Mileage	\$ 571.20
Pacer	\$ 9.40
Professional Services	\$ 950.00
Special Postage	\$ 777.64
Travel	\$ 2,382.83
<b>Total</b>	<b>\$ 9,551.96</b>

**Exhibit C**

**SUMMARY OF HOURS AND AMOUNTS BILLED DURING  
NOVEMBER 2013 BY JACKSON KELLY PLLC  
ORGANIZED BY INTERNAL PROJECT CATEGORY**

<b>PROJECT CATEGORY</b>	<b>DESCRIPTION</b>	<b>CLIENT</b>	<b>MATTER</b>	<b>C/M #</b>	<b>HOURS</b>	<b>AMOUNT</b>
<b>1</b>	<b>Bankruptcy Total</b>				<b>5.50</b>	<b>\$1,312.00</b>
		Patriot Coal Corporation	Fee Statements and Applications	20551.338	4.20	\$987.00
			Reorganization and Plan of Merger of Related Companies	20551.343	1.30	\$325.00
<b>2</b>	<b>Black Lung Total</b>				<b>43.00</b>	<b>\$7,907.10</b>
		Apogee Coal Company, LLC	Baldrige, Ernest D.	101398.1068	0.80	\$165.40
			Barker, Carlos; Barbara S. Barker	101398.1042	11.80	\$2,173.20
			Ellis, Donnie Eugene; Janice Alberta Ellis	101398.1065	2.90	\$372.20
			Hubbard, James A.	101398.1038	0.20	\$38.20
		Catenary Coal Company, LLC	Mink, Albert F.	101397.400	0.70	\$132.90
		Hobet Mining, LLC	Bella, Charles, III	2304.484	0.90	\$144.60
			Campbell, Carl H., Jr.	2304.389	2.50	\$520.00
			Epling, Carl R., Jr.	2304.454	15.90	\$3,485.20
			Hatfield, Halcy	2304.481	1.70	\$209.10
			Woody, Donny G.; Darlene Woody	2304.480	1.10	\$107.80
		Patriot Coal Corporation	Powell, Homer J.; Betty Jo Powell v. Arch of KY	20551.337	2.90	\$313.60
			Sutphin, James E. v. Sharples Coal Corp.	20551.335	1.60	\$244.90
<b>3</b>	<b>Environmental Total</b>				<b>17.60</b>	<b>\$4,585.20</b>
		Hobet Mining, LLC	EQB Appeal No. 13-19-EQB; NPDES Permit No. WV0046701 Re: WV Highlands Conservancy, Inc.; OVEC; and Sierra Club v. Thomas L. Clarke	2304.494	1.00	\$215.00
			Hobet Valley Fill 2013 Notice of Violation	2304.493	2.00	\$513.00
			OVEC Re: Hobet 22 Temporary Restraining Order Motion	2304.462	1.00	\$264.00
			Selenium Issues	2304.385	6.30	\$1,663.20
		Panther, LLC	EQB Appeal No. 13-14-EQB Re: WV Highlands Conservancy, Inc.; OVEC; and Sierra Club v. Thomas L. Clarke	15445.302	0.80	\$172.00
		Patriot Coal Corporation	Environmental and Regulatory Issues Consultation	20551.341	1.00	\$306.00
			OVEC; WV Highlands Conservancy, Inc. and Sierra Club v. Patriot Coal Corporation, et al	20551.322	5.50	\$1,452.00
<b>4</b>	<b>Legislation Total</b>				<b>-</b>	<b>\$2,500.00</b>
		Patriot Coal Corporation	Legislative Services	20551.302	-	\$2,500.00
<b>5</b>	<b>Real Property Total</b>				<b>24.80</b>	<b>\$6,424.00</b>
		Patriot Coal Corporation	2013 Refinancing - Conducting Judgment and Lien Search	20551.344	24.80	\$6,424.00
<b>6</b>	<b>Safety and Health Total</b>				<b>1236.90</b>	<b>\$247,063.40</b>
		Apogee Coal Company, LLC	Case No. 000215712 (Guyan Mine); WEVA 2010-934	101398.1043	0.70	\$143.50
			Case No. 000248495 (Fanco); WEVA 2011-1228	101398.1044	0.10	\$23.50
			Case No. 000253903 (Guyan Mine); Citations 8117869, 8117874, 8117875 and Order No. 8130042	101398.1048	0.70	\$122.50

PROJECT CATEGORY	DESCRIPTION	CLIENT	MATTER	C/M #	HOURS	AMOUNT
			Case No. 000317925 (Guyan Mine); WEVA 2013-799	101398.1073	0.20	\$26.00
			Case No. 000331431 (Guyan Mine); WEVA 2013-1336	101398.1077	2.20	\$391.00
			Richard Young, Jr. Fatality (Guyan Surface Mine)	101398.1047	0.10	\$23.50
		Brody Mining LLC	110(c) Investigation; Citation Nos. 7167439, 7167441, and 7168910	19478.337	0.30	\$70.50
			Case No. 000251217 (Brody Mine No.1); WEVA 2011-1566; SOL No. 11-64598	19478.318	0.20	\$26.00
			Case No. 000291400 (Brody Mine No.1); WEVA 2012-1340 and WEVA 2012-1339	19478.315	1.90	\$401.00
			Case No. 000299752 (Brody Mine No.1); WEVA 2012-1772	19478.314	0.90	\$180.00
			Case No. 000314409 (Brody Mine No. 1); WEVA 2013-674	19478.311	0.30	\$70.50
			Case No. 000323691 (Mine No. 1); WEVA 2013-1054 and WEVA 2013-1055	19478.333	0.20	\$47.00
			Contest POV Notice (Brody Mine No. 1)	19478.338	1154.70	\$232,949.40
		Dodge Hill Mining Company LLC	Electronic Surveying Petitions	19692.325	0.30	\$37.50
		Eastern Associated Coal, LLC	Case No. 000270521 (Federal No. 2); WEVA 2012-174	165.1470	1.50	\$262.50
			Case No. 000279351 (Federal No. 2); WEVA 2012-992	165.1508	0.40	\$94.00
			Case No. 000308056 (Federal No. 2); WEVA 2013-358 and WEVA 2013-359	165.1507	0.40	\$94.00
			Case No. 000310662 (Federal No. 2); WEVA 2013-521	165.1511	0.10	\$23.50
			Case No. 000314379 (Federal No. 2); WEVA 2013-626	165.1512	1.00	\$171.00
			Case No. 000316613 (Federal No. 2 Mine); WEVA 2013-767	165.1515	0.30	\$52.50
			Case No. 000319524 (Federal No. 2); WEVA 2013-895	165.1516	0.10	\$23.50
			Case No. 000322157 (Federal No. 2 Mine); WEVA 2013-992	165.1525	12.10	\$2,098.50
			Case No. 000324883 (Federal No. 2 Mine); WEVA 2013-1081	165.1524	8.30	\$1,432.50
			Case No. 000330248 (Federal No. 2 Mine); WEVA 2013-1297	165.1523	2.40	\$438.00
			Electronic Surveying Petitions	165.1469	0.20	\$25.00
			John "Jack" H. Frazier 105(c) Discrimination Complaint (Federal No. 2 Mine)	165.1521	0.60	\$105.00
			John Symenski 105(c) Discrimination Complaint; Federal No. 2 Mine	165.1498	3.10	\$566.50
			Seth Hixenbaugh 105(c) Discrimination Complaint (Federal No. 2 Mine); MORG-CD-2013-07	165.1510	6.10	\$1,076.50
		Highland Mining Company, LLC	Electronic Surveying Petitions	18176.348	0.20	\$25.00
		Hobet Mining, LLC	104(a) Citation (Hobet 21 Mine); Rock Debris	2304.492	0.30	\$49.50
		Midland Trail Energy LLC	Electronic Surveying Petitions	23660.311	0.60	\$75.00
		Newtown Energy, Inc.	Case No. 000330046 (Peerless Rachel Mine); WEVA 2013-1306	19439.323	5.90	\$1,020.50
		Patriot Coal Corporation	Safety and Health Consultation	20551.324	7.20	\$1,512.00
		Remington, LLC	Electronic Surveying Petitions	15446.327	0.50	\$62.50
		Speed Mining, LLC	110(c) Investigation (American Eagle Mine); Order No. 8155598	100577.401	2.80	\$520.00
			Case No. 000253895 (American Eagle Mine) WEVA 2011-1917 and WEVA 2011-1918	100577.364	0.50	\$117.50
			Case No. 000274148 (American Eagle Mine); WEVA 2012-655	100577.372	1.20	\$156.00
			Case No. 000310665 (American Eagle Mine); WEVA 2013-502	100577.390	0.50	\$86.00

PROJECT CATEGORY	DESCRIPTION	CLIENT	MATTER	C/M #	HOURS	AMOUNT
			Case No. 000317917 (American Eagle); WEVA 2013-892	100577.394	7.10	\$1,296.50
			Case No. 000320768 (American Eagle Mine); WEVA 2013-975	100577.398	1.00	\$80.00
			Case No. 000326261 (American Eagle Mine); WEVA 2013-1165	100577.397	5.50	\$440.00
			Case No. 000331427 (American Eagle Mine); WEVA 2014-13 and WEVA 2014-14	100577.402	3.80	\$587.00
			Dwight Richmond 105(c) HOPE-CD-2013-09	100577.396	0.10	\$23.50
			Electronic Surveying Petitions	100577.371	0.30	\$37.50
7	<b>Workers Compensation Total</b>				<b>1.10</b>	<b>\$374.00</b>
		Patriot Coal Corporation	Refunds	20551.311	1.10	\$374.00
<b>Grand Total</b>					<b>1328.90</b>	<b>\$270,165.70</b>

**Exhibit D**

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative		
Patriot Coal Corporation	Fee Statements and Applications	Amandus, Elizabeth A.	11/8/2013	0.20	Reviewing e-mail from M. McGreal regarding cuts imposed by Bankruptcy Judge and comparing to itemization sent last week to determine what may have been cut.		
			11/11/2013	0.20	Comparing cuts to third application's line items to determine what may have been cut.		
			11/15/2013	0.20	Preparing fifteenth fee statement and directing creation of exhibits for filing.		
			11/18/2013	2.00	Preparing fifteenth fee statement.		
				0.30	Reviewing notice of entry of order relating to confirmation hearing.		
			11/19/2013	1.10	Preparing fifteenth fee statement.		
			11/20/2013	0.20	Verifying that fifteenth fee statement was filed.		
			<b>Fee Statements and Applications Total</b>			<b>4.20</b>	
			Reorganization and Plan of Merger of Related Companies	Hollender, Kathryn D.	11/18/2013	0.30	Telephone call from J. Jones regarding entity simplification plan, receiving and reviewing email and documents from B. Cave.
					11/19/2013	1.00	Reviewing articles of merger and plan merger and email to B. Cave regarding same.
<b>Reorganization and Plan of Merger of Related Companies Total</b>			<b>1.30</b>				
<b>Patriot Coal Corporation Total</b>			<b>5.50</b>				
<b>Bankruptcy Total</b>			<b>5.50</b>				
Apogee Coal Company, LLC	Baldridge, Ernest D.	Hammonds, Judy Saunders	11/22/2013	0.10	Telephone conference with judge's clerk.		
			Karim, Waseem A.	11/19/2013	0.20	Reviewing file(s) regarding status.	
			Rembrandt, Ann B.	11/15/2013	0.30	Revising and filing final evidence summary form with Administrative Law Judge as required by prehearing order.	
				0.20	Revising and filing prehearing report and exhibit list with Administrative Law Judge in anticipation of scheduled hearing.		
		<b>Baldridge, Ernest D. Total</b>			<b>0.80</b>		
		Barker, Carlos; Barbara S. Barker	Green, Chris M.	11/21/2013	2.20	Drafting introduction section of response brief.	
					0.40	Legal research regarding waiver of issues on appeal.	
					0.30	Outlining response brief.	
					0.40	Planning defense strategy regarding reply brief.	
					0.20	Reviewing Administrative Law Judge decision and order.	
0.20	Reviewing claimant's petition for review.						
11/22/2013	0.30	Reviewing medicals and file.					
	4.20	Drafting argument section of response brief regarding existence of complicated coal workers' pneumoconiosis.					
	11/25/2013	0.10	Completing and filing revised response brief.				
11/24/2013	1.30	Reviewing and revising revised response brief.					
	0.20	Reviewing revised response brief.					
	2.00	Reviewing and revising response brief to Benefits Review Board.					
<b>Barker, Carlos; Barbara S. Barker Total</b>			<b>11.80</b>				
Ellis, Donnie Eugene; Janice Alberta Ellis	Hammonds, Judy Saunders	11/13/2013	0.20	Additional work on medical summary.			
			0.20	Correspondence to Administrative Law Judge.			

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.20	Reviewing additional medicals and file.
				0.40	Revising prehearing report.
		Rembrandt, Ann B.	11/22/2013	0.10	Conference with legal assistant with instructions to confirm change of hearing date and time.
				0.10	Reviewing e-mail from legal assistant regarding order amending hearing date and time.
				0.10	Reviewing voicemail message from personnel in Administrative Law Judge's office regarding change of hearing date and time.
		Smith, Delores D.	11/13/2013	0.20	Canceling deposition.
				0.30	Preparing notice canceling deposition.
				0.10	Telephone conference with claimant's representative.
				0.20	Telephone conference with court reporter.
				0.20	Telephone conference with physician.
			11/25/2013	0.10	Correspondence to HealthSmart Casualty Claims Solutions personnel.
				0.10	Reviewing order.
				0.10	Updating detailed file summary.
		Smith, Paula R.	11/21/2013	0.30	Reviewing correspondence and updating detailed file summary.
	<b>Ellis, Donnie Eugene; Janice Alberta Ellis Total</b>			<b>2.90</b>	
	Hubbard, James A.	Karim, Waseem A.	11/19/2013	0.20	Reviewing file(s) regarding status.
	<b>Hubbard, James A. Total</b>			<b>0.20</b>	
<b>Apogee Coal Company, LLC Total</b>				<b>15.70</b>	
<b>Catenary Coal Company, LLC</b>	(Mink, Albert F.	Harman, Ashley M.	11/2/2013	0.20	Reviewing notice of claimant's cross-appeal to Benefits Review Board, reviewing Administrative Law Judge order regarding attorney fees, and correspondence to client's representative.
			11/14/2013	0.10	Preparing motion for extension to Benefits Review Board.
			11/15/2013	0.10	Reviewing and revising motion for extension.
			11/30/2013	0.10	Reviewing claimant's motion for extension.
		Sigley, Marisa L.	11/18/2013	0.10	Updating file summary.
			11/25/2013	0.10	Calendar briefing deadline as per new order.
	<b>Mink, Albert F. Total</b>			<b>0.70</b>	
<b>Catenary Coal Company, LLC Total</b>				<b>0.70</b>	
<b>Hobet Mining, LLC</b>	Bella, Charles, III	Hammonds, Judy Saunders	11/25/2013	0.30	Reviewing and summarizing medical records.
				0.20	Reviewing medicals and file.
		Rembrandt, Ann B.	11/23/2013	0.10	Correspondence to Administrative Law Judge submitting evidence.
				0.30	Reviewing transcript of deposition(s) and file.
	<b>Bella, Charles, III Total</b>			<b>0.90</b>	
	Campbell, Carl H., Jr.	Forman, Chelsea	11/11/2013	0.10	Correspondence regarding medical records.
				0.10	Reviewing correspondence and docketing status of request.
				0.30	Telephone conference with personnel at physician's office.
		Tan, Francesca	11/7/2013	2.00	Reviewing extensive medical records.
	<b>Campbell, Carl H., Jr. Total</b>			<b>2.50</b>	
	Epling, Carl R., Jr.	Harman, Ashley M.	11/6/2013	4.10	Additional work on reviewing and revising Fourth Circuit brief.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/7/2013	1.00	Additional work on reviewing and revising Fourth Circuit brief.
			11/8/2013	4.20	Additional work on reviewing and revising Fourth Circuit brief.
			11/9/2013	4.00	Checking all citations and appendix for Fourth Circuit brief.
				1.70	Finalizing and filing Fourth Circuit brief.
		Sigley, Marisa L.	11/11/2013	0.10	Following up on briefing deadline.
		Wilson, Lisa F.	11/7/2013	0.30	Planning appellate strategy regarding electronic filing of redacted and sealed brief and joint appendix.
			11/9/2013	0.50	Filing opening brief with United States Court of Appeals for Fourth Circuit, preparing memorandum to file, and preparing e-mail to opposing counsel and Solicitor.
	<b>Epling, Carl R., Jr. Total</b>			<b>15.90</b>	
	Hatfield, Halcy	Holley, Amy J.	11/15/2013	0.10	Reviewing e-mail from client's representative regarding recommendation.
			11/19/2013	0.40	E-mail to client regarding recommendation and strategy, reviewing e-mails from client regarding recommendation, reviewing and revising petition for review to Fourth Circuit Court of Appeals.
			11/21/2013	0.10	E-mail to M. Solomons regarding petition for review to Fourth Circuit Court of Appeals.
				0.10	Preparing memorandum to legal assistant.
		Sigley, Marisa L.	11/21/2013	0.70	Copying file and forwarding to Greenberg and Traurig to handle appeal.
				0.30	Reviewing file.
	<b>Hatfield, Halcy Total</b>			<b>1.70</b>	
	Woody, Donny G.; Darlene Woody	Manchas, Penny L.	11/8/2013	0.10	Docketing status of claim.
				0.20	Drafting file closing letter.
				0.20	Indexing exhibits and correspondence and closing file.
				0.20	Reviewing medicals and file.
			11/11/2013	0.10	Docketing status of claim.
				0.30	Indexing exhibits and correspondence and closing file.
	<b>Woody, Donny G.; Darlene Woody Total</b>			<b>1.10</b>	
<b>Hobet Mining, LLC Total</b>				<b>22.10</b>	
<b>Patriot Coal Corporation</b>	Powell, Homer J.; Betty Jo Powell v. Arch of KY	Karim, Waseem A.	11/19/2013	0.20	Reviewing file(s) regarding status.
		Mitchell, Janet L.	11/19/2013	0.40	Reviewing file(s) regarding status of chest film request, updating detailed file summary with procedural history, docketing and calendaring status of request, and preparing memorandum to file.
			11/20/2013	0.30	Correspondence to claimant's representative.
				0.10	Docketing and calendaring status of request.
				0.30	Preparing HIPAA authorization release form.
				0.60	Routing discovery evidence back to facility.
				0.30	Updating detailed file summary with procedural history.
			11/21/2013	0.10	Additional telephone conference(s) with University of Kentucky Healthcare.
				0.30	Correspondence regarding x-rays.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.10	Docketing and calendaring status of request.
				0.10	Preparing memorandum to file.
				0.10	Telephone conference with personnel at physician's office.
				<b>2.90</b>	
	<b>Powell, Homer J.; Betty Jo Powell v. Arch of KY Total</b>				
	Sutphin, James E. v. Sharples Coal Corp.	Davis, Tiffany B.	11/26/2013	0.10	Reviewing and revising motion for extension to Benefits Review Board.
		Holley, Amy J.	11/13/2013	0.10	Preparing memorandum to legal assistant.
			11/25/2013	0.20	Reviewing Director's brief.
			11/25/2013	0.10	Additional review of Director's response brief to determine issues needed for reply.
			11/26/2013	0.10	Reviewing medical summary.
			11/26/2013	0.10	Additional review of briefing order.
			11/26/2013	0.50	Preparing and completing motion for extension to Benefits Review Board.
			11/26/2013	0.30	Reviewing petition for review and supporting brief to determine issues needed for reply.
		Sigley, Marisa L.	11/19/2013	0.10	Updating detailed file summary with Director's response brief.
	<b>Sutphin, James E. v. Sharples Coal Corp. Total</b>			<b>1.60</b>	
	<b>Patriot Coal Corporation Total</b>			<b>4.50</b>	
	<b>Black Lung Total</b>			<b>43.00</b>	
<b>Hobet Mining, LLC</b>	EQB Appeal No. 13-19-EQB; NPDES Permit No. WV0046701 Re: WV Highlands Conservancy, Inc.; OVEC; and Sierra Club v. Thomas L. Clarke	Tyree, Matthew S.	11/7/2013	0.40	Conference with client regarding settlement negotiations.
			11/14/2013	0.30	Examining outstanding issues regarding appeal.
			11/20/2013	0.10	Correspondence with client regarding updates from engineer.
			11/21/2013	0.20	Conference with opposing counsel regarding joint motion to continue.
	<b>EQB Appeal No. 13-19-EQB; NPDES Permit No. WV0046701 Re: WV Highlands Conservancy, Inc.; OVEC; and Sierra Club v. Thomas L. Clarke Total</b>			<b>1.00</b>	
	Hobet Valley Fill 2013 Notice of Violation	Hunter, Chris M.	11/5/2013	0.40	Drafting e-mail to J. Wandling regarding dismissal of appeal.
			11/5/2013	0.30	Editing dismissal order.
			11/5/2013	0.20	Telephone conference(s) with J. Wandling and W. Radcliff.
		McLusky, Robert G.	11/1/2013	0.10	Telephone conference with client's representative regarding status of settlement discussions.
			11/1/2013	0.20	Telephone conference with opposing counsel regarding status of settlement discussions.
			11/5/2013	0.10	Correspondence to client's representative.
			11/5/2013	0.30	Discussing settlement status.
			11/7/2013	0.10	Reviewing correspondence from client.
			11/7/2013	0.10	Correspondence to client's representative.
			11/7/2013	0.20	Reviewing new Office of Surface Mining records of site inspection.
	<b>Hobet Valley Fill 2013 Notice of Violation Total</b>			<b>2.00</b>	
	OVEC Re: Hobet 22 Temporary Restraining Order Motion	Gardner, Blair M.	11/8/2013	0.10	Filing status report.
			11/8/2013	0.20	Notifying Mr. Waller of corrections.
			11/8/2013	0.20	Reviewing status report.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/12/2013	0.50	Telephone conference(s) with Special Master.
	<b>OVEC Re: Hobet 22 Temporary Restraining Order Motion Total</b>			<b>1.00</b>	
	Selenium Issues	Gardner, Blair M.	11/6/2013	0.30	Telephone conference(s) with Mr. McCallister regarding modifying Hobet consent decree to add new outlet.
			11/11/2013	2.60	Drafting motion per Mr. McCallister.
			11/12/2013	2.40	Revising joint motion.
			11/20/2013	0.10	E-mail to client.
				0.20	Revising motion.
			11/21/2013	0.30	E-mail to opposing counsel with comment.
				0.10	Reviewing and responding to e-mail from Mr. McCallister.
				0.30	Reviewing changes to draft modification.
	<b>Selenium Issues Total</b>			<b>6.30</b>	
<b>Hobet Mining, LLC Total</b>				<b>10.30</b>	
<b>Panther, LLC</b>	EQB Appeal No. 13-14-EQB Re: WV Highlands Tyree, Matthew S.		11/4/2013	0.20	Conference with Mr. McCallister regarding draft agreed order.
	Conservancy, Inc.; OVEC; and Sierra Club v. Thomas L. Clarke		11/5/2013	0.30	Finalizing agreed order.
				0.30	Correspondence with co-counsel and opposing counsel regarding finalized settlement agreement.
	<b>EQB Appeal No. 13-14-EQB Re: WV Highlands Conservancy, Inc.; OVEC; and Sierra Club v. Thomas L. Clarke Total</b>			<b>0.80</b>	
<b>Panther, LLC Total</b>				<b>0.80</b>	
<b>Patriot Coal Corporation</b>	Environmental and Regulatory Issues Consultation	McLusky, Robert G.	11/13/2013	0.10	Correspondence to client's representative regarding bond release issues and reviewing correspondence from client.
				0.80	Legal research working on memorandum regarding bond release issues.
				0.10	Telephone conference with client's representative regarding bond release issues.
	<b>Environmental and Regulatory Issues Consultation Total</b>			<b>1.00</b>	
	OVEC; WV Highlands Conservancy, Inc. and Sierra Club v. Patriot Coal Corporation, et al	Gardner, Blair M.	11/7/2013	0.30	Telephone conference(s) with Mr. McCallister regarding liquidation analysis.
			11/19/2013	0.40	Reviewing and responding to e-mail from Mr. McCallister.
			11/20/2013	2.10	Reviewing and revising letter of credit.
			11/20/2013	1.30	Drafting revised letter of credit.
				0.80	Meeting to discuss revisions to letter of credit.
			11/21/2013	0.10	Reviewing and responding to e-mail from R. Verheij.
				0.10	Reviewing court calendar for November.
			11/27/2013	0.20	E-mail to A. Ploch regarding replacement letter of credit.
				0.20	Telephone conference(s) with Mr. McCallister.
	<b>OVEC; WV Highlands Conservancy, Inc. and Sierra Club v. Patriot Coal Corporation, et al Total</b>			<b>5.50</b>	
<b>Patriot Coal Corporation Total</b>				<b>6.50</b>	
<b>Environmental Total</b>				<b>17.60</b>	
<b>Patriot Coal Corporation</b>	Legislative Services	Southworth, Louis S.	11/1/2013	0.00	Legislative Services - Flat Fee - November 2013.
	<b>Legislative Services Total</b>			<b>0.00</b>	
<b>Patriot Coal Corporation Total</b>				<b>0.00</b>	

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
<b>Legislation Total</b>				<b>0.00</b>	
<b>Patriot Coal Corporation</b>	2013 Refinancing - Conducting Judgment and Lien Search	Halter, Kevin	11/18/2013	1.10	Preparing for and participating in conference call regarding judgment and lien search in Indiana and Illinois.
			11/19/2013	3.70	Begin working on Illinois and Indiana judgment and lien search and begin contacting Abstractors.
			11/20/2013	0.20	Continue contacting and retaining Abstractors.
				0.30	Continue working on Illinois and Indiana lien search project.
				0.40	Correspondence with White County, Illinois Abstractor and reviewing search report.
				0.70	Research on Illinois Secretary of State for UCC filings and federal tax liens.
			11/21/2013	0.10	Continue contacting Abstractors.
				1.10	Drafting lien reports for White County.
				0.40	Reviewing search reports from Gallatin County.
			11/22/2013	0.40	Communications with all Abstractors.
				0.40	Continue working on lien search project.
				0.10	Forwarding White County search report.
				0.50	Reviewing Hamilton County search report and draft letter.
			11/23/2013	0.10	Drafting e-mail forwarding Hamilton County, Illinois lien reports.
			11/25/2013	0.40	Preparing for lien searches in St. Clair and Madison Counties, Illinois.
			0.30	Reviewing finalized letter and lien report for White County, Illinois.	
			0.20	Reviewing lien report from Gallatin County, Illinois.	
	0.20	Reviewing lien report from Randolph County, Illinois.			
11/27/2013	5.90	Conducting judgment and lien search in and St. Clair County, Illinois.			
	5.90	Conducting judgment and lien search in Madison County, Illinois.			
		Hollender, Kathryn D.	11/18/2013	1.00	Conference call with Patriot, local counsel, and Davis Polk.
			11/19/2013	0.60	Reviewing e-mails and spreadsheets regarding lien searches.
			11/19/2013	0.50	Begin working on title searches.
			11/19/2013	0.30	Reviewing and responding to e-mails from Davis Polk regarding tax liens.
<b>2013 Refinancing - Conducting Judgment and Lien Search Total</b>				<b>24.80</b>	
<b>Patriot Coal Corporation Total</b>				<b>24.80</b>	
<b>Real Property Total</b>				<b>24.80</b>	
<b>Apogee Coal Company, LLC</b>	Case No. 000215712 (Guyan Mine); WEVA 2010-934	Cimino, Michael T.	11/14/2013	0.20	E-mail traffic with Ms. Kulanu.
			11/15/2013	0.10	Reviewing correspondence from Ms. Harewood.
			11/20/2013	0.10	Correspondence to Mr. Wellman regarding decision.
			0.10	Reviewing decision.	
			0.20	Reviewing settlement motion prepared by Solicitor for approval.	
<b>Case No. 000215712 (Guyan Mine); WEVA 2010-934 Total</b>				<b>0.70</b>	

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
	Case No. 000248495 (Fanco); WEVA 2011-1228	Cimino, Michael T.	11/12/2013	0.10	Reviewing entry of appearance.
	<b>Case No. 000248495 (Fanco); WEVA 2011-1228 Total</b>			<b>0.10</b>	
	Case No. 000253903 (Guyan Mine); Citations 8117869, 8117874, 8117875 and Order No. 8130042	Cimino, Michael T.	11/12/2013 11/21/2013	0.10	Reviewing entry of appearance. 0.10 Correspondence to Mr. Wellman regarding prehearing order. 0.10 Reviewing prehearing order.
		Colston, Leanna L.	11/20/2013 11/21/2013	0.10	0.10 Correspondence to client forwarding decision and closing file. 0.10 Reviewing decision approving settlement for accuracy. 0.10 Correspondence to client regarding prehearing order. 0.10 Reviewing and processing prehearing order.
	<b>Case No. 000253903 (Guyan Mine); Citations 8117869, 8117874, 8117875 and Order No. 8130042 Total</b>			<b>0.70</b>	
	Case No. 000317925 (Guyan Mine); WEVA 2013-799	Colston, Leanna L.	11/8/2013	0.10	0.10 Correspondence to client forwarding decision and closing file. 0.10 Reviewing decision approving settlement for accuracy.
	<b>Case No. 000317925 (Guyan Mine); WEVA 2013-799 Total</b>			<b>0.20</b>	
	Case No. 000331431 (Guyan Mine); WEVA 2013-1336	Cimino, Michael T.	11/6/2013	0.10	0.10 Correspondence to Ms. Boyd. 0.50 Preparing answer. 0.10 Preparing discovery requests. 0.10 Preparing notice of depositions. 0.10 Reviewing citations. 0.10 Reviewing petition.
		Colston, Leanna L.	11/6/2013	0.50	0.50 Preparing answer to petition for assessment. 0.50 Preparing discovery requests and notice of deposition. 0.20 Reviewing and processing petition for assessment.
	<b>Case No. 000331431 (Guyan Mine); WEVA 2013-1336 Total</b>			<b>2.20</b>	
	Richard Young, Jr. Fatality (Guyan Surface Mine)	Cimino, Michael T.	11/12/2013	0.10	Reviewing entry of appearance.
	<b>Richard Young, Jr. Fatality (Guyan Surface Mine) Total</b>			<b>0.10</b>	
<b>Apogee Coal Company, LLC Total</b>				<b>4.00</b>	
<b>Brody Mining LLC</b>	110(c) Investigation; Citation Nos. 7167439, 7167441, and 7168910	Cimino, Michael T.	11/12/2013	0.30	E-mail traffic with Mr. Carroll.
	<b>110(c) Investigation; Citation Nos. 7167439, 7167441, and 7168910 Total</b>			<b>0.30</b>	
	Case No. 000251217 (Brody Mine No.1); WEVA 2011-1566; SOL No. 11-64598	Colston, Leanna L.	11/14/2013	0.10	0.10 Correspondence to client forwarding decision and closing file. 0.10 Reviewing decision approving settlement for accuracy.
	<b>Case No. 000251217 (Brody Mine No.1); WEVA 2011-1566; SOL No. 11-64598 Total</b>			<b>0.20</b>	
	Case No. 000291400 (Brody Mine No.1); WEVA 2012-1340 and WEVA 2012-1339	Cimino, Michael T.	11/4/2013 11/5/2013	0.30	0.30 E-mail traffic with Ms. Abdoveis. 0.30 E-mail traffic with Ms. Abdoveis and Judge Steele regarding WEVA 2012-1339.
		Schwendeman, Adam	11/3/2013	0.60	0.60 Preparing position statement. 0.60 Reviewing inspector's notes in preparation for position statement.
			11/5/2013	0.10	0.10 Preparing position statement to Solicitor.
	<b>Case No. 000291400 (Brody Mine No.1); WEVA 2012-1340 and WEVA 2012-1339 Total</b>			<b>1.90</b>	

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
	Case No. 000299752 (Brody Mine No.1); WEVA 2012-1772	Schwendeman, Adam	11/3/2013	0.90	Reviewing inspector's notes in preparation for position statement.
	<b>Case No. 000299752 (Brody Mine No.1); WEVA 2012-1772 Total</b>			<b>0.90</b>	
	Case No. 000314409 (Brody Mine No. 1); WEVA 2013-674	Cimino, Michael T.	11/7/2013	0.30	E-mail traffic regarding hearing date and depositions.
	<b>Case No. 000314409 (Brody Mine No. 1); WEVA 2013-674 Total</b>			<b>0.30</b>	
	Case No. 000323691 (Mine No. 1); WEVA 2013-1054 and WEVA 2013-1055	Cimino, Michael T.	11/11/2013	0.10	Reviewing notice of appearance of Ms. Simon-Pearson regarding WEVA 2013-1054.
				0.10	Reviewing notice of appearance of Ms. Simon-Pearson regarding WEVA 2013-1055.
	<b>Case No. 000323691 (Mine No. 1); WEVA 2013-1054 and WEVA 2013-1055 Total</b>			<b>0.20</b>	
	Contest POV Notice (Brody Mine No. 1)	Basdekis, Vivian H.	11/21/2013	3.00	Legal research regarding motion for temporary restraining order and preliminary injunction.
				1.40	Meeting with and discussions with Mr. Hayes and Mr. Floyd.
				3.00	Preparing motion for temporary restraining order and preliminary injunction.
				0.80	Research civil and local procedure.
				1.80	Reviewing documents, including complaint, motions, and draft documents.
			11/22/2013	0.50	E-mails and conferences with Mr. Hayes.
				4.00	Preparing and revising motion for temporary restraining order and preliminary injunction.
				1.00	Working with Mr. Floyd regarding procedural service and notice requirements.
			11/23/2013	0.20	E-mail and telephone conference(s) with Mr. Hayes.
				0.10	E-mail responding to question regarding standard for preliminary injunction.
				0.30	Legal research regarding suit against Administrative Law Judge individually.
			11/24/2013	0.20	E-mail correspondence and reviewing sovereign immunity memorandum.
			11/25/2013	0.20	E-mail to and conference with Mr. Floyd.
		Baute, Alyssa E.	11/21/2013	5.30	Working on motion in support of temporary restraining order, including legal research regarding compelling an Administrative Law Judge to act.
			11/22/2013	0.50	Working on memorandum in support of temporary restraining order to include legal research regarding service upon government agencies.
		Bogard, William J.	11/21/2013	5.20	Working on memorandum in support of temporary restraining order to include legal research regarding promulgation of MSHA POV criteria and subsequent agency disregard of same.
		Cimino, Michael T.	11/1/2013	6.20	Investigating citations at mine.
				1.00	Preparing for hearing.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/3/2013	2.00	Preparing direct and cross examinations for citation 9000282 and 9000275.
				4.00	Preparing for hearing.
			11/4/2013	8.00	Trial preparation.
			11/5/2013	7.90	Preparing for hearing on 115 citations.
			11/6/2013	5.50	Preparing for trial.
			11/7/2013	3.50	Travel to Pittsburgh for hearing.
				4.00	Trial preparation.
			11/8/2013	7.00	Preparing for and representing client at hearing in Pittsburgh.
			11/11/2013	0.30	E-mail traffic regarding evidence gathered by mine.
				5.00	Preparing for trial.
				3.80	Reviewing and revising direct and cross-examinations.
			11/12/2013	0.10	Reviewing correspondence from Judge Lesnick regarding WEVA 2014-97-R.
				0.10	Reviewing order of assignment in WEVA 2014-97-R.
			11/13/2013	11.00	Preparing witnesses at Brody.
				0.50	Reviewing and analyzing response to motion in limine.
			11/14/2013	0.50	E-mail traffic regarding conference call with Administrative Law Judge Steele.
				0.50	Preparing reply to response to motion in limine.
				0.30	Working on issues regarding motion for summary decision.
			11/15/2013	0.10	Reviewing order of assignment.
				5.80	Trial preparation at mine.
			11/18/2013	0.10	Reviewing correspondence from Judge Lesnick.
				2.60	Trial preparation.
			11/19/2013	0.50	Revising motions in limine.
				2.20	Trial preparation.
			11/20/2013	0.50	Attending hearing.
				1.50	Preparing for hearing.
				2.50	Preparing strategy regarding temporary restraining order.
				3.00	Trial preparation.
			11/21/2013	8.50	Trial preparation.
			11/22/2013	0.90	Conference call with Mr. Waller.
				8.10	Trial preparation at mine.
			11/24/2013	1.50	Preparing openings for 4 citations.
				1.50	Working on complaint for injunctive relief.
			11/25/2013	10.80	Trial preparation.
			11/26/2013	9.50	Trial preparation.
			11/27/2013	7.00	Trial preparation.
			11/29/2013	6.10	Trial preparation.
			11/30/2013	5.50	Trial preparation.
		Colston, Leanna L.	10/9/2013	0.50	Preparing answer to petition for assessment in Docket 2013-1189.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.60	Preparing discovery requests and notice of deposition in Docket 2013-1189.
				0.20	Reviewing and processing petition for assessment in Docket 2013-1189.
			11/1/2013	6.60	Preparing notebooks for hearing on POV.
			11/3/2013	4.00	Preparing for final hearing on POV notice.
			11/4/2013	10.60	Reviewing documents to form defenses for POV violations to prepare for hearing.
			11/5/2013	9.00	Preparing hearing notebooks for 115 citations at issue with notes, research, supporting documents, and trial examination outlines.
				0.50	Working on obtaining inspector notes from Solicitors.
			11/6/2013	2.00	Additional work on preparing for hearing.
				2.60	Preparing hearing notebooks for 115 citations at issue with notes, research, supporting documents, and trial examination outlines.
			11/7/2013	2.70	Additional work on preparing for hearing.
			11/8/2013	0.60	Additional work on preparing for hearing.
			11/11/2013	1.00	Additional work on assembling supporting documentation for 67 favorable citations at issue in POV.
				1.50	Preparing notebook of all pleadings associated with POV.
			11/12/2013	1.00	Additional work on assembling supporting documentation for 67 favorable citations at issue in POV.
			11/13/2013	0.60	Finalizing and filing motions to compel inspector notes in four dockets.
				0.60	Preparing chart of violations at issue and docket number assignments.
				0.60	Preparing citation summaries for unassessed citations at issue.
				0.80	Preparing notebook of POV orders and associated documents to prepare for hearing.
			11/14/2013	1.20	Additional work on POV notebook.
				1.50	Additional work on summarizing citations at issue.
				0.80	Preparing and filing motion to compel inspector notes for 54 violations referenced in POV order.
			11/15/2013	2.20	Additional work on preparing POV notebook.
				1.50	Beginning trial preparations.
				0.50	Reviewing and organizing pleadings.
			11/18/2013	3.20	Additional work on summarizing inspector notes from four dockets for hearing notebooks.
			11/19/2013	1.50	Additional work on preparing for final hearing.
				1.40	Finalizing and filing replies to motions in limine.
				2.50	Preparing summary of additional inspector notes from Solicitor for 54 POV citations.
			11/20/2013	2.00	Additional work on preparing for final hearing.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				4.20	Preparing chart of violations at issue in 30 citations designated by Judge Steele as trial citations, including defenses and evaluations for success.
			11/21/2013	2.00	Additional work on preparing chart of violations at issue in 30 citations designated by Judge Steele as trial citations, including defenses and evaluations for success.
				2.00	Additional work on preparing summary of inspector notes.
				1.40	Preparing comparison of violations of mines inspected by Inspectors Hatfield and Crawford with Brody Mine No. 1.
				0.50	Reviewing citation information for other mines inspected by Inspectors Hatfield and Crawford.
			11/22/2013	2.40	Additional work on preparation for final hearing.
				0.80	Additional work on reviewing citation information for other mines inspected by Inspectors Hatfield and Crawford.
				1.80	Preparing comparison of violations of other mines with Brody Mine No. 1.
				2.40	Preparing summary of inspector notes.
			11/25/2013	3.20	Additional work on trial preparations.
				3.00	Working on prehearing report.
			11/26/2013	1.80	Additional work on trial preparations.
				3.60	Preparing summary of inspector notes.
				1.80	Working on prehearing report.
			11/27/2013	2.00	Additional work on preparing for hearing.
				1.00	Finalizing and filing pretrial motions.
				1.00	Finalizing contestant's prehearing statement.
				4.00	Labeling and identifying contestant's 104 trial exhibits for forwarding to counsel.
			11/29/2013	1.00	Additional work on sending exhibits to counsel.
			11/30/2013	4.50	Preparing for final hearing on POV.
		Dennison, Patrick W.	11/8/2013	0.30	Reviewing UBB reports for methane liberated and e-mail findings to Mr. Moore.
			11/14/2013	0.40	Creating sample redacted POV sheet.
		Ferguson, Amanda E.	11/4/2013	0.60	Legal research regarding "Foreman Not Traveling Escapeway" category of S&S citations.
				3.10	Legal research regarding "life shelter" category S&S citations.
				3.50	Legal research regarding "Protection from Roof/Rib Falls" category S&S citations.
			11/5/2013	1.40	Legal research regarding "Primary Escapeway Not Clear" category of S&S citations.
				1.40	Legal research regarding "Protection from Roof/Rib Falls" category of S&S citations.
				2.90	Legal research regarding "Roof Control Plan" category of S&S citations.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/6/2013	0.10	Conference with Ms. White regarding direct examination questions assignment.
				3.10	Drafting direct examination questions for "Adequate Guarding" category.
				1.50	Drafting direct examination questions for "Impermissible C/M" category.
				1.50	Drafting direct examination questions for "Transparent Curtain" category.
				0.40	Reviewing materials for direct examination questions.
			11/7/2013	0.60	Drafting direct examination questions for "Failure to Conduct Weekly Exams" category of S&S citations.
				0.70	Drafting direct examination questions for "Slate Bar" category of S&S citations.
				0.40	Drafting direct examination questions for "Unclamped Trailing Cable" category of S&S citations.
			11/8/2013	1.30	Drafting direct and cross-examination questions for "Life Shelter" category of S&S citations.
			11/25/2013	0.50	Reviewing file materials regarding MSHA 7000-1 form admissibility at expedited hearing.
			11/26/2013	8.30	Drafting motion to preclude 7000-1 forms.
				1.40	Legal research regarding S&S analysis based on specific facts of violation and 7000-1 form admissibility.
		Floyd, Jonathan P.	11/21/2013	0.60	Drafting motion for preliminary injunction regarding pattern of violation status.
				0.50	Drafting motion for temporary restraining order regarding pattern of violation status.
				2.60	Factual research and legal research regarding service of process on multiple federal agencies.
				2.90	Legal research regarding pre-suit notification requirements at issue.
				0.60	Legal research regarding service of process procedures for Federal Mine Health and Safety Review Commission and Office of Administrative Law Judges.
				1.30	Legal research regarding service of process procedures for United States Government and multiple Federal Agencies.
				1.80	Legal research regarding standard for injunctive relief in District of Columbia.
			11/22/2013	1.30	Drafting and revising motion for preliminary injunction regarding pattern of violation status.
				1.90	Drafting and revising motion for temporary restraining order regarding pattern of violation status.
				0.70	Drafting memorandum regarding actual notice to defendants per District of Columbia local rules of civil procedure.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				2.20	Legal research regarding fourth amendment taking without just compensation argument.
				0.70	Legal research regarding standard for mandamus action against Mine Review Commission.
			11/23/2013	1.80	Legal research regarding District Court of District of Columbia's standard regarding temporary restraining order versus preliminary injunction.
				1.30	Legal research regarding sovereign immunity of Federal Commission.
			11/24/2013	2.60	Legal research regarding Mandamus standard against Federal Commission as alternative to injunctive relief.
				5.30	Legal research regarding sovereign immunity and including Administrative Law Judge as necessary party in complaints for injunctive relief and drafting memorandum regarding same.
			11/25/2013	2.10	Drafting memorandum regarding judicial relief of administrative agency for abuse of discretion per Administrative Procedure Act.
				0.90	Legal research regarding due process concerns created via abuse of discretion by Administrative agency per Administrative Procedure Act.
				3.40	Legal research regarding due process concerns raised by administrative agency not following their own policies and procedures.
				1.60	Legal research regarding judicial relief of administrative agency for abuse of discretion per Administrative Procedure Act.
		Gray, Diane L.	11/21/2013	3.20	Working on inspector's notes.
		Hayes, Seth P.	11/1/2013	1.20	Legal research regarding adequacy of post-deprivation review to satisfy due process concerns.
				1.20	Legal research regarding authority of administrative agency to interpret regulations retroactively.
			11/4/2013	1.00	Additional legal research regarding adequacy of post-deprivation review to satisfy due process concerns.
				0.80	Drafting motion in limine to exclude citations issued before bona fide ownership change.
				1.50	Drafting motion in limine to exclude citations issued prior to date on which new POV rule became effective as impermissible retroactive application of regulation.
				1.00	Legal research regarding retroactive applications of regulations and factors considered by courts regarding same.
				0.30	Legal research regarding what constitutes bona fide ownership change.
				2.50	Revising memorandum of law to anticipate possibility that post-deprivation review provided by MSHA is inadequate to satisfy due process concerns.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/5/2013	1.10	Revising motions in limine.
			11/6/2013	0.20	Analyzing NMA's motion to stay in Sixth Circuit.
				0.30	Revising motions in limine.
				0.60	Working on amending complaint to incorporate argument that post-deprivation review provided by Administrative Law Judge is insufficient to satisfy due process.
			11/7/2013	1.80	Revising amending complaint to incorporate argument that post-deprivation review provided by Administrative Law Judge is insufficient to satisfy due process.
			11/14/2013	0.70	Analyzing MSHA's responses to Brody Mining's motions in limine.
				1.90	Drafting reply in support of motion in limine to exclude citations issued pre-enactment of new POV rule.
			11/15/2013	1.30	Analyzing citation rates and other data in response to Secretary of Labor's argument that safety compliance at Brody No. 1 Mine had decreased following ownership change.
				0.90	Drafting reply in support of motion in limine to exclude citations issued pre-ownership change.
				1.90	Editing and revising reply in support of motion in limine to exclude citations issued pre-enactment of new POV rule.
			11/17/2013	2.10	Completing draft of reply in support of motion in limine to exclude citations issued pre-ownership change.
			11/18/2013	0.30	Editing and revising reply in support of motion in limine regarding prior ownership changes to incorporate client edits.
			11/19/2013	0.20	Additional revisions to reply in support of motion in limine regarding prior ownership changes.
				0.30	Analyzing MSHA's response to NMA's motion to stay.
			11/20/2013	0.90	Devising litigation strategy regarding possible injunctive relief following Administrative Law Judge Steele's rulings at telephonic conference.
			11/21/2013	1.00	Devising strategy and research regarding viability of moving for preliminary injunction and foregoing temporary restraining order.
				3.50	Legal research regarding standards for preliminary injunction, meaningful post-deprivation review, criteria for seeking injunctive relief in District of Columbia Circuit Court, and prior case law where administrative body has been compelled to issue
				2.50	Revising verified complaint to incorporate recent developments and strategy following Administrative Law Judge Steele's arguments at telephonic conference.
				2.50	Working on drafting memorandum of law in support of motion for preliminary injunction.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/22/2013	2.00	Additional legal research regarding adequacy of post-deprivation review and due process implications regarding same.
				0.80	Additional revisions to verified complaint.
				1.70	Additional work on revising memorandum of law in support of preliminary injunction.
			11/23/2013	1.50	Additional legal research regarding injunctive relief standards in District of Columbia Circuit Court.
				1.00	Additional work on revising memorandum of law in support of injunctive relief.
				0.90	Additional work on revising verified complaint.
				1.50	Analyzing transcripts from hearing before Administrative Law Judge Steele to better understand legal argument that Commission proceedings are preventing Brody Mining from being able to present important constitutional arguments.
			11/24/2013	1.50	Devising litigation strategy regarding arguments to advance in circuit court and at Administrative Law Judge hearing and implications that arguments may have in proceedings pending in Sixth Circuit.
				2.50	Legal research regarding MSHA's ability to disregard criteria adopted pursuant to rulemaking and public comment.
				2.30	Revising motion for injunctive relief to focus on bolstering irreparable harm and success on merits argument.
			11/25/2013	1.50	Additional work on revising motion for injunctive relief and supporting memorandum of law for federal injunctive relief.
				2.30	Drafting motion for reconsideration and for final decision regarding threshold legal issues pending before Administrative Law Judge.
				2.50	Legal research regarding jurisdictional issues under Thunder Basin and whether MSHA litigation and Administrative Law Judge Steele's rulings to date are sufficient to circumvent jurisdictional bar for federal injunctive relief.
				1.00	Multiple conferences with MSHA litigation team regarding litigation strategy and steps which need to be taken to posture MSHA litigation such that injunctive relief can be sought in federal district court.
				0.50	Telephone conference(s) with Chajet and Udell regarding implications of Brody Mining seeking federal injunctive relief on pending Sixth Circuit facial challenge of POV rule.
			11/26/2013	1.60	Editing and revising motion for reconsideration and for final decision regarding threshold legal issues pending before Administrative Law Judge.
		Jurasko, Jessica M	11/1/2013	4.80	Drafting and revising brief in support of application for temporary relief.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				1.30	Legal research regarding case law addressing exceptions to Administrative Procedure Act, notice and comment for inclusion in brief.
			11/2/2013	2.40	Revising and editing brief in support of application for temporary relief.
			11/5/2013	1.70	Legal research regarding retroactive application of a rule by administrative agency.
			11/6/2013	1.40	Drafting count to include in complaint to Federal District Court regarding due process deprivation if Administrative Law Judge does not expedite adjudication of S&S citations considered to issue POV.
				0.70	Editing motion in limine regarding exclusion of citations from prior to change of ownership.
			11/7/2013	1.10	Research regarding retroactive application of POV rule.
				1.40	Legal research regarding retroactive application of administrative rule.
				0.60	Reviewing and analyzing Solicitor's response and brief in opposition to application for temporary relief.
				2.10	Revising motion in limine regarding exclusion of citations from POV that were issued prior to change in ownership.
				2.30	Revising motion in limine regarding exclusion of citations from POV that were issued prior to effective date of rule.
			11/8/2013	0.80	Drafting synopsis of due process law.
				1.80	Legal research regarding standard for due process.
			11/11/2013	1.30	Drafting motion for summary decision regarding pre-final rule citations not being considered as part of POV criteria.
				0.80	Research regarding screening criteria guidelines and analysis of Brody's results if only post-final rule citations are considered.
			11/12/2013	5.40	Drafting and editing memorandum of law in support of motion for summary decision.
			11/13/2013	2.80	Drafting and editing memorandum of law in support of motion for summary decision.
				0.80	Reviewing and analyzing Solicitor's responses to motion in limine.
			11/14/2013	0.30	Drafting declaration of Mr. Toler for inclusion in motion for summary decision.
				0.80	Research what S&S data is applicable for inclusion in summary decision motion.
				1.90	Revising motion for summary decision per Mr. Moore's edits.
			11/18/2013	0.40	Revising declaration and affidavit of R. Toler for inclusion with post-decision filings with Judge Steele.
			11/19/2013	1.60	Drafting and editing memorandum of law in support of motion for summary decision.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/20/2013	0.60	Communications with Ms. Martin and Mr. Ryan at Patriot Coal regarding data to include with submissions.
				1.10	Preparing draft of supplemental submission.
				1.70	Revising summary decision motion and memorandum of law.
			11/25/2013	3.70	Drafting motion for summary decision and memorandum of law.
				0.60	Research regarding S&S citations and negligence designations to include in affidavit and summary decision motion.
				0.30	Revising affidavit of Mr. Toler to include with summary decision motion.
			11/26/2013	4.30	Drafting and editing memorandum of law in support of motion for summary decision, including three additional issues after Judge Steele's ruling.
				0.20	Revising affidavit of Mr. Toler to include with motion for summary decision.
			11/27/2013	0.80	Communications with Mr. Waller, Mr. Ray, Ms. Martin and Mr. Toler regarding contents of affidavit.
				0.50	Correspondence with Ms. Martin and Mr. Ray for fact checking of and revisions to Mr. Toler's affidavit.
				0.80	Reviewing and finalizing affidavit of Mr. Toler for inclusion in motion for summary decision.
				1.60	Revising motion for summary decision and memorandum of law in support.
		Kapushion, Meredith A.	11/4/2013	3.50	Legal research regarding ventilation standards and S&S.
				0.30	Summarizing citations regarding vent plan and monitor will not turn.
				2.00	Summarizing citations regarding vent plan-insufficient air.
				0.20	Summarizing citations regarding vent plan-pillar lines.
				0.30	Summarizing citations regarding vent plan-reversed air.
				0.20	Summarizing citations regarding vent plan-visible dust.
			11/5/2013	6.50	Drafting memorandums regarding ventilation plan violations.
			11/6/2013	5.00	Drafting direct and cross-examination outlines for vent plan violations regarding insufficient air.
				3.00	Drafting memorandum regarding vent plan violations regarding reversed air.
			11/7/2013	2.00	Drafting examination outlines for vent plan violations related to inadequate air.
			11/12/2013	2.50	Drafting direct outlines for ventilation plan violations for insufficient air.
			11/21/2013	2.00	Drafting questions based upon inspector notes.
				2.00	Legal research regarding preshift roof control citations.
				1.50	Legal research regarding S&S standard.
				0.80	Telephone conference(s) with Mr. McFarland.
			11/22/2013	3.00	Drafting cross-examination questions.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				1.00	Drafting S&S summary.
				3.50	Legal research regarding S&S designations where related condition is non S&S.
				0.20	Telephone conference(s) with Mr. McFarland regarding additional research.
		Kendall, Katie A.	11/5/2013	8.00	Reviewing documents to form defense for POV violations.
		Kline, Cynthia L.	11/4/2013	7.50	Reviewing documents to form defenses to POV violations.
			11/5/2013	8.00	Reviewing documents to form defenses to POV violations.
		McFarland, Benjamin M.	11/4/2013	3.10	Planning and preparing for hearing.
				2.10	Working on factual investigation into POV citations.
				0.90	Working on issues regarding status and strategy.
			11/5/2013	3.10	Planning and preparing for expedited hearing.
				3.10	Working on investigation into underlying POV citations.
				0.80	Working on issues regarding status and strategy.
			11/6/2013	2.80	Investigating underlying citations.
				2.70	Planning and preparing for hearing on various citations.
				0.80	Reviewing and analyzing file.
				2.50	Travel to Charleston, West Virginia for witness interviews.
			11/7/2013	11.00	Interviewing witnesses at Brody Mine.
				0.40	Working on issues regarding status and strategy.
			11/8/2013	2.70	Planning and preparing for trial.
				0.90	Working on investigation into underlying citations.
				1.30	Working on issues regarding scope of POV hearing.
				0.50	Working on issues regarding status and strategy.
			11/11/2013	3.50	Planning and preparing for hearing.
				1.70	Working on factual investigation into underlying citations.
			11/12/2013	1.80	Investigating citations.
				2.60	Planning and preparing for POV hearing.
				0.80	Working on issues regarding status and strategy.
			11/13/2013	1.10	Investigating citations.
				2.50	Planning and preparing for hearing on POV citations.
				0.30	Working on issues regarding scope of POV hearing.
				0.40	Working on issues regarding status and strategy.
			11/14/2013	1.90	Planning and preparing for hearing on POV citations.
				2.50	Travel to Charleston, West Virginia for client meeting.
				0.60	Working on issues regarding status and strategy.
			11/15/2013	9.00	Investigating citations at Brody Mine.
			11/18/2013	1.10	Planning and preparing for POV hearing.
				0.50	Working on issues regarding status and strategy.
			11/19/2013	2.80	Planning and preparing for POV hearing.
				1.20	Working on issues regarding exhibits for POV hearing.
			11/20/2013	5.90	Planning and preparing for POV hearing.
				0.50	Working on issues regarding status and strategy.
			11/21/2013	7.90	Working on issues regarding trial preparation.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/22/2013	13.40	Interviewing witnesses at Brody Mine.
				0.30	Working on issues regarding trial preparation.
			11/23/2013	4.10	Working on issues regarding trial preparation.
			11/24/2013	3.90	Working on issues regarding trial preparation.
			11/25/2013	6.00	Planning and preparing for trial.
				0.40	Working on issues regarding motion in limine.
			11/26/2013	9.00	Working of issues regarding Brody POV hearing.
			11/27/2013	8.40	Working on issues regarding Brody POV hearing preparation.
			11/28/2013	2.20	Working on issues regarding Brody POV hearing preparation.
			11/29/2013	4.90	Working on issues regarding Brody POV hearing preparation.
			11/30/2013	4.80	Working on issues regarding final hearing preparation.
		Moore, R. H.	11/1/2013	0.50	Drafting declaration for Mr. Toler.
				1.00	Reviewing Murray Energy brief in Sixth Circuit to see if we should reply.
				1.50	Working on application for temporary relief.
				2.00	Working on memorandum in support of application.
			11/2/2013	1.00	Working on application for temporary relief.
				3.00	Working on memorandum of law in support of application.
			11/3/2013	0.20	E-mails with Mr. Waller.
				0.50	Reviewing additional changes from Mr. Toler and Foster.
				0.30	Reviewing Mr. Waller's changes to motion and memorandum.
				0.50	Revising motion and memorandum.
			11/4/2013	0.50	Discussions regarding strategy.
				1.00	Finalizing application for temporary relief.
				1.00	Finalizing memorandum in support of application for temporary relief.
				0.50	Reviewing comments on application for relief and memorandum in support.
			11/5/2013	0.50	Notice of contest of latest 104(e) and motion to consolidate.
				0.20	Reviewing NMA letter to Main regarding stay.
			11/6/2013	0.50	Discussing strategy with Mr. Cimino.
				0.50	Reviewing draft language for District Court complaint.
				1.50	Reviewing motions in limine.
				2.50	Working on strategy for Friday.
			11/7/2013	0.50	Discussing strategy with Mr. Cimino, Mr. Waller, and Mr. Toler.
				2.00	Reviewing Department of Labor brief.
				0.50	Reviewing District Court complaint.
				1.00	Reviewing motion to stay in Sixth Circuit.
				0.50	Reviewing motions in limine.
			11/8/2013	3.00	Attending hearing.
				0.30	Conference call.
				1.00	Preparing for hearing.
			11/14/2013	0.30	E-mails regarding postponement of conference call.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/15/2013	1.00	Reviewing responses to Department of Labor's response to motions in limine.
			11/20/2013	0.50	Conference call with Judge Steele.
				0.30	Discussing strategy with Mr. Cimino and Mr. Waller.
				0.20	Discussing strategy with Mr. Cimino.
				0.40	Finalizing new contests.
			11/21/2013	0.30	Discussion with Jackson Lewis attorney regarding Sixth Circuit appeal.
				0.50	Drafting affidavit for Mr. Waller.
				0.50	Filing notice of contest.
				0.50	Reviewing citation list and probability.
			11/22/2013	0.50	Discussion regarding strategy.
				1.00	Reviewing and revising civil complaint.
				0.50	Reviewing recording of telephone hearing with Judge Steele.
			11/24/2013	0.80	Conference call regarding district court action.
			11/26/2013	1.50	Motion for reconsideration.
			11/27/2013	0.50	Discussing strategy with Mr. Cimino.
				2.00	Working on memorandum of law in support of summary judgment.
				1.00	Working on motion for reconsideration.
				1.00	Working on motion for summary judgment.
		Oakley, Kenneth B.	11/3/2013	1.10	Analyzing and editing memorandum in support of motion for temporary relief and vacation of notice of POV.
			11/4/2013	0.80	Analyzing citations not included in MSHA's POV list.
				4.60	Working on cross-examination for citations 8155933, 7168911, 7168869, 7151319 and 7168809.
			11/5/2013	1.20	Legal research regarding case law interpreting 75.211(d).
				5.50	Working on cross examinations for citations 7168809, 8146360, 7168894, 7167415 and 7167398.
			11/6/2013	0.50	Analyzing issues regarding possible motion in limine.
				0.80	Analyzing memorandum of law addressing arguments for ventilation citations.
				0.50	Analyzing Secretary of Labor's response to motion to expedite portion of docket.
			11/8/2013	0.50	Analyzing supporting documents for citations 9000307 and 8154782.
				0.50	Continue working on cross-examination questions for non-POV citations.
			11/11/2013	0.80	Identifying witness for trial on POV citations.
				2.40	Working on cross-examinations for POV citations.
			11/12/2013	1.50	Analyzing supporting documents.
				3.20	Continue working on cross-examinations for POV citations.
				2.80	Travel to Charleston, West Virginia to meet with witnesses and prepare for trial.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/13/2013	8.20	Meeting with witnesses to prepare for trial.
				5.60	Travel to and from Brody Mine.
			11/14/2013	0.30	Analyzing Secretary of Labor's response to motions in limine.
				0.80	Conference call with T. Brown and J. Anderson regarding trial preparation.
				6.00	Working on direct examinations for POV citations.
			11/15/2013	0.30	Telephone conference(s) with Mr. Browning regarding preparing for hearing on POV citation 8146352.
			11/19/2013	1.40	Analyzing inspector notes regarding POV citations 7165683, 9000307, 9000304 and 7167473.
			11/20/2013	3.00	Analyzing inspector notes for citations 8146352, 7168809, 8151319, 8146360, 7168911, 7168869, 7168894 and 7167415.
				1.30	Preparing summary of defenses for POV citations issued after March 25, 2013.
				0.40	Working on witness list.
			11/21/2013	2.50	Continue working on cross-examinations for POV citations.
				1.80	Continue working on direct examinations for POV citations.
				0.60	Continue working on summary of defenses for POV citations and assessment of probability of success.
				0.30	Correspondence with client regarding meeting with witnesses for trial preparation.
			11/22/2013	6.80	Meeting with witnesses to prepare for trial.
				8.50	Travel to and from Brody Mine.
			11/24/2013	1.60	Analyzing Solicitor's proposed stipulations and trial exhibits.
				0.40	Working on trial strategy regarding exclusion of 7000-1 forms disclosed by MSHA.
			11/25/2013	0.30	Analyzing Administrative Law Judge's order denying application for temporary relief.
				1.60	Continue working on cross-examinations for POV citations.
				1.30	Continue working on direct examinations for POV citations.
				0.50	Continue working on strategy for excluding 7000-1 forms disclosed by Solicitor.
				1.40	Working on witness and exhibit list.
			11/26/2013	0.50	Analyzing correspondence from client regarding facts related to accidents listed on 7000-1 forms disclosed by Solicitor.
				0.30	Analyzing draft motion in limine regarding 7000-1 forms.
				0.70	Analyzing exhibits disclosed by Solicitor related to ventilation POV citations.
				1.20	Continue working on exhibit and witness list.
				0.50	Continue working on strategy for excluding 7000-1 forms disclosed by MSHA.
			11/27/2013	1.40	Continue analyzing exhibits disclosed by Secretary of Labor related to ventilation POV citations.
				1.70	Working on motion in limine regarding 7000-1 forms.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.50	Working on motion in limine regarding Secretary of Labor's use of citations not included in POV screening to support S&S designation for POV citations.
		O'Neil, Anna M.	10/29/2013	1.30	Working on prehearing report.
			11/4/2013	0.50	Preparing binder for POV litigation.
				0.50	Organizing notes.
				7.00	Summarizing citations.
				1.00	Working on trial notebook.
			11/5/2013	5.50	Working on preparation for Friday's hearing.
			11/6/2013	6.00	Preparing witness files.
			11/8/2013	0.50	Updating trial notebook and witness files.
			11/12/2013	0.10	Conference with B. McFarland regarding status and strategy.
				1.60	Reviewing hearing transcript.
				5.50	Working on trial notebook and witness folders.
			11/13/2013	1.00	Updating Brody trial notebook.
				0.50	Working on status and strategy.
			11/19/2013	3.00	Summarizing inspector's notes regarding citation 9000277.
			11/20/2013	1.50	Reviewing e-mail traffic regarding inspector's notes.
				0.50	Revising trial notebook.
				3.00	Working on inspector's notes.
			11/21/2013	3.50	Summarizing inspector's notes.
				2.00	Working on trial preparation.
			11/22/2013	0.10	Docketing deadlines.
				0.10	Reviewing prehearing notice and notice of hearing.
			11/27/2013	2.80	Assisting with trial preparation.
		Osborne, Jonathan T.	11/21/2013	5.90	Working on memorandum in support of temporary restraining order to include legal research regarding adequacy of post-deprivation hearing under due process clause.
			11/24/2013	3.00	Working on memorandum in support of temporary restraining order to include legal research regarding cases in which court has found post-deprivation hearing inadequate and need under the due process clause for defendant to have the ability to address
			11/25/2013	4.40	Working on memorandum in support of temporary restraining order to include legal research regarding cases in which court has found post-deprivation hearing inadequate and need under the due process clause for defendant to have the ability to address
		Robinson, Melissa M.	11/4/2013	0.30	Providing materials for cross-examination regarding methane monitors.
			11/8/2013	1.50	Reviewing and revising complaint.
		Schwendeman, Adam	11/1/2013	1.20	Formulating list of evidence needed for each citation in 67 favorable S&S used in criteria for Brody POV.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				9.20	Meeting with Mr. Ray at Wells Complex to discuss defenses and facts behind citations listed in notice of POV.
			11/2/2013	1.20	Formulating list of evidence needed for 67 favorable S&S citations used in POV criteria.
				6.60	Formulating list of evidence needed for each of citations listed in notice of POV.
			11/3/2013	3.50	Formulating list of evidence needed for each citation listed in notice of POV.
			11/4/2013	4.80	Legal research regarding citations in POV contest in preparation for trial.
				3.30	Preparing direct and cross-examinations for trial.
			11/5/2013	7.80	Preparing direct and cross-examinations for citations in POV.
			11/6/2013	8.80	Preparing direct and cross-examinations in preparation for trial.
			11/7/2013	9.70	Interviews with witnesses at Wells Complex in preparation for trial.
			11/8/2013	8.20	Interviews with witnesses at Wells Complex in preparation for trial.
			11/11/2013	3.10	Preparing for trial.
			11/12/2013	6.20	Preparing for trial.
			11/13/2013	9.30	Preparing for trial.
			11/14/2013	5.40	Preparing for trial.
			11/15/2013	8.40	Preparing for trial.
			11/16/2013	3.60	Preparing for trial.
			11/18/2013	7.10	Preparing for trial.
			11/19/2013	6.30	Preparing for trial.
			11/20/2013	8.40	Preparing for trial.
			11/21/2013	0.90	Preparing affidavit regarding effect of 104(e) orders.
				1.30	Preparing affidavit regarding personnel needed at hearing.
				5.60	Preparing for trial.
			11/22/2013	8.20	Meeting with witnesses in preparation for trial.
			11/24/2013	0.60	Preparing Mr. Toler's affidavit.
			11/25/2013	5.90	Preparing for trial.
				2.60	Preparing Mr. Toler's affidavit.
			11/26/2013	9.60	Preparing for trial.
			11/27/2013	6.90	Preparing for trial.
			11/29/2013	5.00	Preparing for trial.
			11/30/2013	5.60	Preparing for trial.
		Sebok, Al F.	11/1/2013	0.20	Conference regarding MSHA proceedings.
				1.00	Working on potential federal court suit.
			11/6/2013	0.20	Conference regarding issues to be raised at administrative hearing.
				0.80	Legal research regarding MSHA standards.
				0.30	Reviewing NMA's motion to stay effect of rule.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.30	Reviewing response of Secretary of Labor to motion to expedite.
				0.60	Working on complaint.
			11/7/2013	0.40	Working on memorandum in support of preliminary injunction.
			11/7/2013	0.10	E-mail traffic regarding revised complaint.
			11/8/2013	0.20	Reviewing MSHA brief.
			11/8/2013	0.20	Conference and e-mail traffic regarding revised complaint.
			11/9/2013	0.30	Working on revised complaint.
			11/9/2013	0.20	E-mail traffic regarding hearing on Friday before MSHA Administrative Law Judge.
				0.20	Reviewing MSHA brief.
			11/11/2013	0.40	Working on revised complaint.
			11/11/2013	0.20	Conferences regarding federal court challenge.
				0.30	Reviewing complaint.
				0.50	Reviewing transcript of hearing before Administrative Law Judge.
			11/14/2013	0.10	Analyzing issues regarding filing federal court action.
				0.10	Conferences regarding motions in limine and possible ruling by Administrative Law Judge.
			11/15/2013	0.60	Conference regarding analyzing motions in limine and responses.
				0.20	Conferences regarding MSHA action.
			11/17/2013	0.20	Analyzing issues regarding possible federal court suit.
			11/20/2013	0.50	Analyzing issues regarding federal court challenge.
				0.20	Conference regarding administrative rulings.
				0.20	Telephone conferences regarding complaint.
				0.30	Working on complaint.
			11/21/2013	1.00	Analyzing issues regarding filing of complaint.
				0.40	Conferences regarding complaint and administrative hearing.
			11/22/2013	0.50	E-mail traffic regarding filing of District of Columbia District Court case.
				1.50	Legal research regarding constitutional claims and pre-enforcement review.
				0.30	Working on complaint.
			11/23/2013	0.20	E-mail traffic regarding conference on complaint.
				0.30	E-mail traffic regarding exhaustion of administrative issues.
				2.00	Legal research regarding due process.
				2.00	Legal research regarding sovereign immunity.
				0.20	Reviewing and revising complaint.
				0.60	Reviewing audio transcript of hearing before Administrative Law Judge Steele.
			11/24/2013	1.00	E-mail traffic regarding sovereign immunity issues.
				2.10	Legal research regarding due process claims.
				1.00	Telephone conference regarding filing suit.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				1.00	Working on complaint.
			11/25/2013	1.00	Working on issues on federal court action.
				1.00	Reviewing proposed complaint.
				0.30	Telephone conference with Sixth Circuit counsel regarding federal court lawsuit.
				0.60	Telephone conferences (x2) with client representatives regarding federal court lawsuit.
				1.70	Working on briefs regarding MSHA proceedings.
			11/26/2013	1.00	Working on federal court lawsuit.
				0.40	Analyzing briefs and discovery motions.
				0.20	Conference regarding briefs and discovery motions.
				0.30	E-mail traffic regarding issues relating to hearing.
				0.90	Reviewing and revising briefs and discovery motions.
		Simmons, Lindsay	11/21/2013	0.50	Working on matter, including exchanging memoranda and telephone conferences with Mr. Hayes.
			11/22/2013	0.40	Working on temporary restraining order matter.
				0.50	Exchanging memoranda regarding temporary restraining orders.
				0.50	Reviewing rules.
				0.20	Telephone conference regarding strategy.
		Soukup, Jeffrey R.	11/21/2013	0.20	Conference with firm counsel regarding research needed for temporary restraining order.
				2.40	Legal research regarding due process requirements for post-deprivation hearings and when such are allowed in place of pre-deprivation hearings.
			11/25/2013	0.30	Conference with firm counsel regarding research requirements.
				3.40	Reviewing case pleadings and regulations research to assist with litigation strategy.
		Werner, Shannon L.	11/21/2013	2.50	Begin preparing trial notebook.
			11/25/2013	5.50	Assisting with trial preparation.
			11/26/2013	4.50	Continue preparation of trial notebook.
			11/27/2013	5.00	Continuing trial preparation.
		White, Kristin R.	11/1/2013	0.10	E-mail to Mr. Cimino regarding summaries.
				1.20	Reviewing and revising citation summaries for S&S challenges.
			11/4/2013	0.30	Conference with Mr. Oakley regarding preparing examinations for hearing.
				0.70	Reviewing citation summary of 54 violations for hearing.
				0.30	Working on examination assignments.
			11/5/2013	0.40	Conference regarding examinations.
				0.40	Working on citation summary assignments.
				1.00	Working on defenses to escapeway and roof control plan citations.
				0.30	Working on defenses to ventilation citation.
			11/6/2013	0.20	Conference with Ms. Witter regarding arguments for motion to compel.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.80	Working on examinations for S&S challenge to ventilation and guarding violations.
			11/7/2013	1.50	Working on direct and cross-examinations for S&S challenges to citations.
		Wilson, Shannon	11/4/2013	7.50	Reviewing documents to form defenses for 115 citations at issue in POV determination.
			11/5/2013	7.00	Reviewing documents to form defenses for 115 citations at issue in POV determination.
		Witter, Michelle	11/5/2013	1.50	Drafting memorandum regarding arguments to be made at hearing regarding lifeline citations.
				1.80	Legal research regarding lifeline citations.
			11/6/2013	2.20	Drafting cross-examination of inspector regarding anemometer not turning.
				0.80	Legal research regarding anemometer not turning, air flow and quality requirements for standard.
				1.50	Reviewing file materials in preparation for drafting motions to compel for Docket Numbers WEVA 2013-1189, 2013-370, 2013-564 and 2013-997.
			11/7/2013	2.50	Drafting motion to compel for WEVA 2013-1189.
				0.80	Drafting motion to compel for WEVA 2013-370.
				0.70	Drafting motion to compel for WEVA 2013-564.
				0.80	Drafting motion to compel for WEVA 2013-997.
		Wolfson, Arthur	11/4/2013	2.00	Research and reviewing Berwind case and cases following.
			11/5/2013	2.20	Drafting summary memorandum.
				3.50	Research and reviewing case law on Berwind issue.
			11/6/2013	2.00	Drafting, revising, and editing memorandum regarding Berwind issues.
		Zalewski, Larry A.	11/1/2013	0.70	Collecting and reviewing briefs, appendix, and exhibits for use at conference regarding Brody Mine.
				0.20	Preparing correspondence to MSHA regarding docket status.
				0.40	Reviewing MSHA orders and preparing summary of violations.
			11/4/2013	0.60	Personal service of temporary relief application and memorandum to Judge Steele's office.
				0.20	Updating status of case summary regarding service of application and memorandum.
			11/5/2013	0.40	Reviewing orders of Administrative Law Judge, Commission, and MSHA website regarding status and updating case summary.
			11/6/2013	0.20	Reviewing Solicitor's responses to expedite motion and updating status of case summary.
			11/7/2013	1.60	Collecting, reviewing, and preparing summary of MSHA violation history for No. 1 Mine.
				0.30	Research and reviewing Twentymile Administrative Law Judge decision.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
			11/11/2013	0.20	Reviewing hearing transcript and testimony and updating case summary.
			11/12/2013	0.20	Reviewing contests and motions and updating case summary status.
			11/14/2013	0.30	Reviewing MSHA orders and preparing summary of violations.
				0.30	Review motions to consolidate and update case summary regarding status.
				0.40	Reviewing and preparing summary of MSHA order and violations.
			11/18/2013	0.30	Reviewing Solicitor's answer to contest and court orders and updating status of case summary.
			11/19/2013	0.30	Reviewing Administrative Law Judge orders and replies to motions and updating status of case summary.
			11/20/2013	0.20	Reviewing Administrative Law Judge orders and updating status of case summary.
			11/21/2013	0.60	Collecting and reviewing data regarding S&S and negligence history.
				0.80	Reviewing recent MSHA citations and preparing summary of violations.
			11/22/2013	0.30	Reviewing hearing notice and updating case summary and calendar regarding requirements and deadlines.
			11/26/2013	0.30	Reviewing judge's order regarding motion and Solicitor's notices and updating status of case summary.
	<b>Contest POV Notice (Brody Mine No. 1) Total</b>			<b>1154.70</b>	
<b>Brody Mining LLC Total</b>				<b>1158.50</b>	
Dodge Hill Mining Company LLC	Electronic Surveying Petitions	Zalewski, Larry A.	11/12/2013	0.30	Reviewing and updating case summary and calendar regarding hearing status.
	<b>Electronic Surveying Petitions Total</b>			<b>0.30</b>	
<b>Dodge Hill Mining Company LLC Total</b>				<b>0.30</b>	
Eastern Associated Coal, LLC	Case No. 000270521 (Federal No. 2); WEVA 2012-174	McFarland, Benjamin M.	11/8/2013	0.30	Working on issues regarding settlement negotiations.
			11/11/2013	0.80	Working on issues regarding settlement negotiations.
			11/18/2013	0.40	Working on issues regarding status and strategy.
	<b>Case No. 000270521 (Federal No. 2); WEVA 2012-174 Total</b>			<b>1.50</b>	
	Case No. 000279351 (Federal No. 2); WEVA 2012-992	Cimino, Michael T.	11/13/2013	0.40	E-mail traffic regarding order to show cause.
	<b>Case No. 000279351 (Federal No. 2); WEVA 2012-992 Total</b>			<b>0.40</b>	
	Case No. 000308056 (Federal No. 2); WEVA 2013-358 and WEVA 2013-359	Cimino, Michael T.	11/1/2013	0.30	E-mail traffic with Ms. Kulanu.
			11/12/2013	0.10	Reviewing entry of appearance.
	<b>Case No. 000308056 (Federal No. 2); WEVA 2013-358 and WEVA 2013-359 Total</b>			<b>0.40</b>	
	Case No. 000310662 (Federal No. 2); WEVA 2013-521	Cimino, Michael T.	11/11/2013	0.10	Reviewing notice of appearance of Ms. Farley.
	<b>Case No. 000310662 (Federal No. 2); WEVA 2013-521 Total</b>			<b>0.10</b>	
	Case No. 000314379 (Federal No. 2); WEVA 2013-626	Colston, Leanna L.	11/15/2013	0.10	Correspondence to client forwarding decision and closing file.
				0.10	Reviewing decision approving settlement for accuracy.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
		McFarland, Benjamin M.	11/4/2013	0.40	Working on finalization of settlement.
			11/5/2013	0.20	Working on issues regarding status and strategy.
		Schwendeman, Adam	11/4/2013	0.20	Reviewing motion and order to approve settlement.
	<b>Case No. 000314379 (Federal No. 2); WEVA 2013-626 Total</b>			<b>1.00</b>	
	Case No. 000316613 (Federal No. 2 Mine); WEVA 2013-767	McFarland, Benjamin M.	11/11/2013	0.30	Working on issues regarding status and strategy.
	<b>Case No. 000316613 (Federal No. 2 Mine); WEVA 2013-767 Total</b>			<b>0.30</b>	
	Case No. 000319524 (Federal No. 2); WEVA 2013-895	Cimino, Michael T.	11/12/2013	0.10	Reviewing notice of appearance.
	<b>Case No. 000319524 (Federal No. 2); WEVA 2013-895 Total</b>			<b>0.10</b>	
	Case No. 000322157 (Federal No. 2 Mine); WEVA 2013-992	McFarland, Benjamin M.	11/12/2013	0.60	Working on issues regarding overdue answers to petitions.
			11/13/2013	0.70	Working on issues regarding overdue answers to petitions.
			11/14/2013	1.10	Working on issues regarding motion to reopen.
			11/18/2013	2.10	Working on issues regarding motion to reopen.
				0.40	Working on issues regarding order to show cause.
			11/19/2013	0.80	Working on answer to petition and first set of discovery.
				1.00	Working on issues regarding motion to reopen.
			11/20/2013	0.40	Preparing answer and discovery.
				1.00	Working on issues regarding motion to reopen.
		O'Neil, Anna M.	11/19/2013	0.20	Compiling exhibits.
				0.50	Drafting answer.
				0.50	Drafting initial discovery.
			11/21/2013	0.50	Working on motion to reopen.
		Schwendeman, Adam	11/14/2013	1.30	Preparing motion to reopen.
			11/19/2013	1.00	Preparing motion to reopen.
	<b>Case No. 000322157 (Federal No. 2 Mine); WEVA 2013-992 Total</b>			<b>12.10</b>	
	Case No. 000324883 (Federal No. 2 Mine); WEVA 2013-1081	McFarland, Benjamin M.	11/12/2013	0.50	Working on issues regarding overdue answers to petitions.
			11/13/2013	0.80	Working on issues regarding overdue answers to petitions.
			11/14/2013	1.10	Working on issues regarding motion to permit late filing.
			11/18/2013	0.50	Working on issues regarding answer and discovery.
				1.20	Working on issues regarding motion to permit late filing.
			11/19/2013	0.80	Working on answer to petition and first set of discovery.
				1.00	Working on issues regarding motion to permit late filing.
			11/20/2013	0.40	Preparing answer and discovery.
		O'Neil, Anna M.	11/14/2013	0.50	Drafting answer.
				0.50	Drafting initial discovery.
		Schwendeman, Adam	11/14/2013	1.00	Preparing motion to permit late filing.
	<b>Case No. 000324883 (Federal No. 2 Mine); WEVA 2013-1081 Total</b>			<b>8.30</b>	
	Case No. 000330248 (Federal No. 2 Mine); WEVA 2013-1297	Cimino, Michael T.	11/6/2013	0.20	E-mail traffic with Ms. Martin regarding new matter.
			11/7/2013	0.10	Correspondence to Ms. Boyd.
				0.50	Preparing answer.
				0.10	Preparing discovery requests.
				0.10	Preparing notice of deposition.
				0.10	Reviewing citations.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
		Colston, Leanna L.	11/6/2013	0.10	Reviewing petition.
				0.50	Preparing answer to petition for assessment in Docket 2013-1296.
				0.50	Preparing discovery requests and notice of deposition in Docket 2013-1296.
				0.20	Reviewing and processing petition for assessment in Docket 2013-1296.
	<b>Case No. 000330248 (Federal No. 2 Mine); WEVA 2013-1297 Total</b>			<b>2.40</b>	
	Electronic Surveying Petitions	Zalewski, Larry A.	11/12/2013	0.20	Reviewing case summary and contacting Administrative Law Judge's office regarding hearing status on Black Oak.
	<b>Electronic Surveying Petitions Total</b>			<b>0.20</b>	
	John "Jack" H. Frazier 105(c) Discrimination Complaint (Federal No. 2 Mine)	McFarland, Benjamin M.	11/4/2013	0.60	Working on issues regarding status and strategy.
	<b>John "Jack" H. Frazier 105(c) Discrimination Complaint (Federal No. 2 Mine) Total</b>			<b>0.60</b>	
	John Symenski 105(c) Discrimination Complaint; Federal No. 2 Mine	Cimino, Michael T.	10/18/2013	0.20	E-mail traffic with Administrative Law Judge.
			11/5/2013	0.20	E-mail traffic regarding settlement.
		McFarland, Benjamin M.	11/4/2013	0.70	Working on issues regarding finalization of settlement and release agreement.
			11/5/2013	0.80	Working on issues regarding finalization of settlement.
			11/12/2013	0.50	Working on issues regarding finalization of settlement.
			11/13/2013	0.20	Working on issues regarding settlement.
			11/20/2013	0.30	Working on issues regarding settlement, status and strategy.
			11/25/2013	0.20	Working on issues regarding status and strategy.
	<b>John Symenski 105(c) Discrimination Complaint; Federal No. 2 Mine Total</b>			<b>3.10</b>	
	Seth Hixenbaugh 105(c) Discrimination Complaint (Federal No. 2 Mine); MORG-CD-2013-07	Cimino, Michael T.	11/13/2013	0.30	E-mail traffic regarding hearing date and discovery.
		McFarland, Benjamin M.	11/1/2013	0.70	Working on issues regarding discovery.
			11/4/2013	1.10	Working on issues regarding motion to continue
			11/5/2013	0.40	Working on issues regarding status and strategy.
			11/12/2013	0.70	Working on issues regarding motion to continue.
			11/13/2013	0.30	Working on issues regarding status and strategy.
			11/12/2013	0.50	Working on issues regarding status and strategy.
			11/13/2013	0.40	Working on issues regarding discovery.
			11/14/2013	0.40	Working on issues regarding motion to continue.
			11/18/2013	0.30	Working on issues regarding status and strategy.
			11/19/2013	0.30	Working on issues regarding settlement, status and strategy.
			11/19/2013	0.50	Working on issues regarding settlement, status and strategy.
		O'Neil, Anna M.	11/19/2013	0.10	Docketing deadlines.
				0.10	Reviewing prehearing notice and amended notice of hearing.
	<b>Seth Hixenbaugh 105(c) Discrimination Complaint (Federal No. 2 Mine); MORG-CD-2013-07 Total</b>			<b>6.10</b>	
<b>Eastern Associated Coal, LLC Total</b>				<b>36.60</b>	
Highland Mining Company, LLC	Electronic Surveying Petitions	Zalewski, Larry A.	11/21/2013	0.20	Reviewing case summary and status regarding request for hearing.

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative		
<b>Electronic Surveying Petitions Total</b>				<b>0.20</b>			
<b>Highland Mining Company, LLC Total</b>				<b>0.20</b>			
Hobet Mining, LLC	104(a) Citation (Hobet 21 Mine); Rock Debris	Cimino, Michael T. O'Neil, Anna M.	11/15/2013	0.10	Reviewing notice of entry of appearance.		
			11/22/2013	0.10	Docketing deadlines. 0.10 Reviewing prehearing order.		
		<b>104(a) Citation (Hobet 21 Mine); Rock Debris Total</b>			<b>0.30</b>		
<b>Hobet Mining, LLC Total</b>				<b>0.30</b>			
Midland Trail Energy LLC	Electronic Surveying Petitions	Zalewski, Larry A.	11/11/2013	0.30	Reviewing proposed order of dismissal and updating case summary and calendar regarding hearing request and status.		
			11/12/2013	0.30	Reviewing hearing order and updating case summary and calendar regarding case status.		
<b>Electronic Surveying Petitions Total</b>				<b>0.60</b>			
<b>Midland Trail Energy LLC Total</b>				<b>0.60</b>			
Newtown Energy, Inc.	Case No. 000330046 (Peerless Rachel Mine); WEVA 2013-1306	Cimino, Michael T.	11/13/2013	0.30	E-mail traffic regarding new matter.		
			11/21/2013	0.40	E-mail traffic regarding new matter.		
		Colston, Leanna L.	11/22/2013	0.50	Preparing answer to petition for assessment. 0.50 Preparing discovery requests and notice of deposition.		
			11/13/2013	0.20	Reviewing and processing petition for assessment.		
		McFarland, Benjamin M.	11/14/2013	0.40	Working on issues regarding status and strategy. 0.80 Preparing answer and discovery.		
			11/21/2013	0.20	Working on issues regarding status and strategy. 0.40 Working on issues regarding response to petition, status and strategy.		
		O'Neil, Anna M.	11/14/2013	0.10	Docketing answer due date. 0.50 Drafting answer. 0.50 Drafting initial discovery.		
			11/22/2013	0.20	Preparing notice of depositions. 0.20 Reviewing petition. 0.20 Working on answer. 0.50 Working on discovery.		
		<b>Case No. 000330046 (Peerless Rachel Mine); WEVA 2013-1306 Total</b>				<b>5.90</b>	
		<b>Newtown Energy, Inc. Total</b>				<b>5.90</b>	
Patriot Coal Corporation	Safety and Health Consultation	Dennison, Patrick W.	11/1/2013	1.20	Drafting memorandum for inclusion in brief. 0.30 Editing draft memorandum. 4.50 Research and analyzing case law regarding agency refusing to follow own regulations. 0.30 Research regarding case law in IBMA stating that Commission has right to hear challenge of standard and regulation.		
			11/1/2013	0.90	Working on issues regarding trial preparation.		
		<b>Safety and Health Consultation Total</b>			<b>7.20</b>		
<b>Patriot Coal Corporation Total</b>				<b>7.20</b>			
Remington, LLC	Electronic Surveying Petitions	Zalewski, Larry A.	11/12/2013	0.30	Reviewing and updating case summary and calendar regarding hearing status and Administrative Law Judge order.		

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
				0.20	Reviewing case summary and contacting Administrative Law Judge office regarding hearing status.
	<b>Electronic Surveying Petitions Total</b>			<b>0.50</b>	
<b>Remington, LLC Total</b>				<b>0.50</b>	
<b>Speed Mining, LLC</b>	110(c) Investigation (American Eagle Mine); Order No. 8155598	Cimino, Michael T. McFarland, Benjamin M.	11/4/2013 11/1/2013 11/4/2013	0.50 0.80 0.50	E-mail traffic regarding communication with special investigator. Working on issues regarding 110(c) investigation. Working on issues regarding MSHA 110(c) investigation.
	<b>110(c) Investigation (American Eagle Mine); Order No. 8155598 Total</b>		11/5/2013	0.60 0.40	Working on issues regarding status and strategy. Working on issues regarding status and strategy.
	Case No. 000253895 (American Eagle Mine) WEVA 2011-1917 and WEVA 2011-1918	Cimino, Michael T.	11/21/2013 11/26/2013	0.10 0.10 0.30	Correspondence to Mr. Boggs regarding order of assignment. Reviewing order of assignment. E-mail traffic with Secretary of Labor.
	<b>Case No. 000253895 (American Eagle Mine) WEVA 2011-1917 and WEVA 2011-1918 Total</b>			<b>0.50</b>	
	Case No. 000274148 (American Eagle Mine); WEVA 2012-655	Colston, Leanna L.	11/8/2013	0.30 0.70	Preparing request for settlement authority for client approval. Preparing settlement chart summarizing offers and calculating penalty reductions.
	<b>Case No. 000274148 (American Eagle Mine); WEVA 2012-655 Total</b>			<b>1.20</b>	Reviewing settlement offers with Solicitor.
	Case No. 000310665 (American Eagle Mine); WEVA 2013-502	Colston, Leanna L. Schwendeman, Adam	11/18/2013 11/2/2013	0.10 0.10 0.20	Correspondence to client forwarding decision and closing file. Reviewing decision approving settlement for accuracy. Reviewing motion to approve settlement and order granting settlement.
	<b>Case No. 000310665 (American Eagle Mine); WEVA 2013-502 Total</b>		11/18/2013	0.10	Reviewing order approving settlement.
	Case No. 000317917 (American Eagle); WEVA 2013-892	Cimino, Michael T. Colston, Leanna L. McFarland, Benjamin M.	11/1/2013 11/4/2013 11/5/2013 11/8/2013 11/1/2013	0.30 0.40 0.30 0.20 0.40	E-mail traffic regarding settlement. Working on settlement. E-mail traffic regarding settlement negotiations. E-mail traffic regarding settlement. Additional work on settlement chart and request for settlement authority.
	<b>Case No. 000317917 (American Eagle); WEVA 2013-892 Total</b>			<b>7.10</b>	
	Case No. 000320768 (American Eagle Mine); WEVA 2013-975	Gray, Diane L.	11/1/2013	1.00	Preparing citation summaries.
	<b>Case No. 000320768 (American Eagle Mine); WEVA 2013-975 Total</b>			<b>1.00</b>	
	Case No. 000326261 (American Eagle Mine); WEVA 2013-1165	Gray, Diane L.	11/1/2013 11/8/2013	5.00 0.50	Preparing citation summaries. Preparing citation summaries.
	<b>Case No. 000326261 (American Eagle Mine); WEVA 2013-1165 Total</b>			<b>5.50</b>	

Client Name	Matter Name	Timekeeper	Work Date	Hours	Narrative
	Case No. 000331427 (American Eagle Mine); WEVA 2014-13 and WEVA 2014-14	Cimino, Michael T. McFarland, Benjamin M. O'Neil, Anna M.	11/21/2013 11/25/2013 11/22/2013	0.20 1.60 0.50 0.50 0.50 0.50	E-mail traffic regarding new matter. Preparing answer and discovery. Drafting answer regarding WEVA 2014-13. Drafting answer regarding WEVA 2014-14. Drafting initial discovery regarding WEVA 2014-13. Drafting initial discovery regarding WEVA 2014-14.
	<b>Case No. 000331427 (American Eagle Mine); WEVA 2014-13 and WEVA 2014-14 Total</b>			<b>3.80</b>	
	Dwight Richmond 105(c) HOPE-CD-2013-09	Cimino, Michael T.	11/12/2013	0.10	Reviewing order of assignment.
	<b>Dwight Richmond 105(c) HOPE-CD-2013-09 Total</b>			<b>0.10</b>	
	Electronic Surveying Petitions	Zalewski, Larry A.	11/12/2013	0.30	Reviewing and updating case summary and calendar regarding case status and hearing notice.
	<b>Electronic Surveying Petitions Total</b>			<b>0.30</b>	
	<b>Speed Mining, LLC Total</b>			<b>22.80</b>	
	<b>Safety and Health Total</b>			<b>1236.90</b>	
Patriot Coal Corporation	Refunds	Huffman, Timothy E.	11/5/2013 11/13/2013	0.50 0.60	Telephone conference with Office of Insurance Commissioner's counsel. Telephone conference with Office of Insurance Commissioner's counsel regarding appeal record.
	<b>Refunds Total</b>			<b>1.10</b>	
	<b>Patriot Coal Corporation Total</b>			<b>1.10</b>	
	<b>Workers Compensation Total</b>			<b>1.10</b>	
	<b>Grand Total</b>			<b>1328.90</b>	