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*Counsel to CapitalSource Bank*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

In re:

PATRIOT COAL CORPORATION, *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 12-12900 (SCC)

Jointly Administered

**AFFIDAVIT OF SERVICE**

COMMONWEALTH OF MASSACHUSETTS )  
 ) ss.:  
COUNTY OF SUFFOLK )

Jessica L. Conte being duly sworn, deposes and says: I am not a party to the within action, am over 18 years of age and reside in Boston, Massachusetts.

On the 31st day of August, 2012, I caused to be served a true copy of the following document:

Joinder of CapitalSource Bank to the Debtors' Objection to (i) Motion of the United Mine Workers of America to Transfer the Case to the Southern District of

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<sup>1</sup> The Debtor names and employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors' chapter 11 petitions.

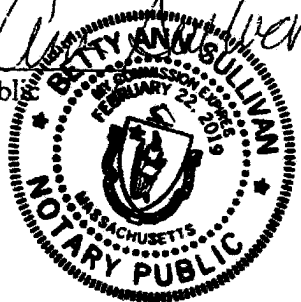
West Virginia, (ii) Sureties' Motion to Transfer Jointly Administered Cases to Southern District of West Virginia, and (iii) Motion of the United States Trustee to Transfer in the Interest of Justice

on the parties listed on the attached Service List by first class mail, postage prepaid.

Jessica L. Conte  
Jessica L. Conte

Sworn to before me this  
4th day of September, 2012

Betty Ann Sullivan  
Notary Public



60745083

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