

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

In re:

PATRIOT COAL CORPORATION, *et al.*,

Debtors.

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

**STIPULATION AND ORDER ESTIMATING
CLAIMS OF THE LRPB GROUP**

Patriot Coal Corporation and its subsidiaries that are Reorganized Debtors in these jointly-administered cases (collectively, the “Reorganized Debtors”) and the creditors listed on Exhibit A hereto (collectively, the “LRPB Group”) hereby stipulate and agree as follows.

1. The LRPB Group has filed the claims listed on Exhibit A, each of which asserts a contingent and unliquidated claim (the “Contingent Claims”).
2. Each of the Contingent Claims arises from the Restatement of Leases and Other Documents dated September 28, 1984 among LaFollette, Robson, Prichard & Broun, *et al.* and Cedar Coal Co. and The Charleston Bank, N.A., as Trustee (as amended, assigned (in whole or in part), transferred, extended, subleased or as the rights derived from that certain lease were conveyed or assumed from time to time, the “LRPB Lease”). With respect to the LRPB Lease, each member of the LRPB Group filed certain claims for fixed and liquidated amounts owed by the Debtor-Lessee (the “Fixed Claims”) and one Contingent Claim for contingent and unliquidated amounts that may be owed by the Debtor-Lessee in certain circumstances.

3. The Reorganized Debtors have assumed the LRPB Lease pursuant to Section 365 of the Bankruptcy Code. In a Stipulation and Order entered on March 20, 2013 [Docket No. 3332] (the “Lease Assumption Order”), the Reorganized Debtors and the LRBP Group agreed to the cure amounts necessary to cure then existing defaults under the LRPB Lease pursuant to Section 365(b) of the Bankruptcy Code (the “Cure Amounts”). The Reorganized Debtors have paid the Cure Amounts. By Amended Order dated June 25, 2013 [Docket No. 4216], the Court disallowed the Fixed Claims as having been paid.

4. As part of the Lease Assumption Order, the Debtors and the LRPB Group also agreed that the Cure Amounts did not include “(i) any defaults that are not yet in existence, or (ii) any amount or obligation on account of any presently contingent or unliquidated claims arising from or relating to any environmental condition, claim, or obligation (if any), in each case to the extent provided for under the LRBP Lease,” and that the right to assert any such claims was expressly preserved.

5. In addition, Section 74 of the Order Confirming Debtors’ Joint Plan of Reorganization Under Chapter 11 of the Bankruptcy Code (the “Confirmation Order”)¹ states the following:

Potential LRPB Claims. Nothing in the Plan (including, without limitation, Section 11.4 thereof) or this Confirmation Order, shall (i) release, waive, or discharge the Potential LRPB Claims or (ii) preclude the LRPB Lessors from prosecuting the Potential LRPB Claims against the Reorganized Debtors and/or any other person or entity to the fullest extent permitted by applicable law from and after the Effective Date. Nothing in the Plan or this Confirmation Order or any other order or decree entered into after November 1, 2013 shall be deemed to impair, bar or estop the LRPB Lessors from exercising their rights (i) available pursuant to applicable law or (ii) set forth in the LRPB Lease, in each case from and after the Effective Date.

¹ Capitalized words used but not otherwise defined herein shall have the meanings ascribed to them in the Confirmation Order.

6. The Reorganized Debtors and the LRPB Group now stipulate and agree that the fixing or liquidating of the Contingent Claims would unduly delay the administration of these cases and that each of the Contingent Claims should be estimated at \$0.00 for purposes of distribution or related administrative matters.

7. Except for the estimation of the Contingent Claims at \$0.00 for purposes of distribution or related administrative matters, nothing herein shall affect the rights of the LRPB Group as set forth in the Confirmation Order and Plan.

8. The Clerk of the Court and the Reorganized Debtors' claims agent are hereby directed to reflect the estimation of the claims, as specified above, in their respective records.

SO ORDERED:


KATHY A. SURRATT-STATES
Chief United States Bankruptcy Judge

DATED: February 10, 2014
St. Louis, Missouri
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STIPULATED AND AGREED TO
THIS 7th DAY OF FEBRUARY, 2014:

BRYAN CAVE LLP

/s/ Brian C. Walsh

Lloyd A. Palans
Brian C. Walsh
Laura Uberti Hughes
One Metropolitan Square
211 North Broadway, Suite 3600
St. Louis, MO 63102
Telephone: (314) 259-2000
Facsimile: (314) 259-2020

DAVIS POLK & WARDWELL LLP

Marshall S. Huebner
Damian S. Schaible
Brian M. Resnick
Michelle M. McGreal
450 Lexington Avenue
New York, NY 10017
Telephone: (212) 450-4000
Facsimile: (212) 607-7983

Attorneys for the Reorganized Debtors

MCGUIREWOODS LLP

/s/ Jason P. Alter

Michael J. Roesenthaler
Jason P. Alter
625 Liberty Avenue, 23rd Floor
Pittsburgh, PA 15222
Telephone: (412) 667-6000
Facsimile: (412) 667-6050

Attorneys for the LRPB Group

EXHIBIT A

LRPB Group Contingent Claims

Exhibit A to Stipulation Resolving Contingent Claims of The LRPB Group					
			Contingent Claims		
Creditor	Debtor	E.D. Mo.	Claim No.	GCG Claim No.	Amount
A.M. Prichard Trust	Patriot Reserve Holdings, LLC		1985	2999	Unliquidated
A.M. Prichard Trust	Panther LLC		2012	2983	Unliquidated
A.M. Prichard Trust	Kanawha River Ventures III, LLC		2045	3002	Unliquidated
A.M. Prichard Trust	Kanawha River Ventures II, LLC		2043	3001	Unliquidated
A.M. Prichard Trust	Kanawha Eagle Coal, LLC		1974	3003	Unliquidated
A.M. Prichard Trust	Remington II LLC		1986	3000	Unliquidated
Alice Ann Wright	Panther LLC		1750	2729	Unliquidated
Alice Ann Wright	Kanawha River Ventures III, LLC		1748	2727	Unliquidated
Alice Ann Wright	Kanawha River Ventures II, LLC		1747	2726	Unliquidated
Alice Ann Wright	Remington LLC		1749	2728	Unliquidated
Alice Ann Wright	Kanawha Eagle Coal, LLC		1752	2731	Unliquidated
Alice Ann Wright	Patriot Reserve Holdings, LLC		1751	2730	Unliquidated
Board of Trustees of Prichard School	Panther LLC		1757	2736	Unliquidated
Board of Trustees of Prichard School	Patriot Reserve Holdings, LLC		1766	2742	Unliquidated
Board of Trustees of Prichard School	Remington LLC		1765	2741	Unliquidated
Board of Trustees of Prichard School	Kanawha River Ventures III, LLC		1756	2735	Unliquidated
Board of Trustees of Prichard School	Kanawha Eagle Coal, LLC		1992	2972	Unliquidated
Board of Trustees of Prichard School	Kanawha River Ventures II, LLC		1994	2973	Unliquidated
Broun Properties LLC	Remington LLC		2019	2988	Unliquidated
Broun Properties LLC	Patriot Reserve Holdings, LLC		2017	2986	Unliquidated
Broun Properties LLC	Panther LLC		2014	2984	Unliquidated
Broun Properties LLC	Kanawha River Ventures III, LLC		2021	2989	Unliquidated
Broun Properties LLC	Kanawha Eagle Coal, LLC		2018	2987	Unliquidated
Broun Properties LLC	Kanawha River Ventures II, LLC		2016	2985	Unliquidated
H.A. Robson Trust	Kanawha River Ventures II, LLC		2080	3317	Unliquidated
H.A. Robson Trust	Remington LLC		1984	3006	Unliquidated
H.A. Robson Trust	Patriot Reserve Holdings, LLC		2002	3004	Unliquidated
H.A. Robson Trust	Kanawha River Ventures III, LLC		2083	3319	Unliquidated
H.A. Robson Trust	Panther LLC		2003	3005	Unliquidated
H.A. Robson Trust	Kanawha Eagle Coal, LLC		2081	3318	Unliquidated
L.M. LaFollette Trust- Alice Ann Wright	Kanawha Eagle Coal, LLC		1773	2745	Unliquidated
L.M. LaFollette Trust- Alice Ann Wright	Kanawha River Ventures II, LLC		1771	2744	Unliquidated
L.M. LaFollette Trust- Alice Ann Wright	Kanawha River Ventures III, LLC		1775	2746	Unliquidated
L.M. LaFollette Trust- Alice Ann Wright	Panther LLC		1762	2738	Unliquidated
L.M. LaFollette Trust- Alice Ann Wright	Remington LLC		1768	2743	Unliquidated
L.M. LaFollette Trust- Alice Ann Wright	Patriot Reserve Holdings, LLC		1760	2737	Unliquidated
L.M. LaFollette Trust- Marjorie J. Wright	Remington LLC		1753	2732	Unliquidated
L.M. LaFollette Trust- Marjorie J. Wright	Kanawha River Ventures II, LLC		1754	2733	Unliquidated
L.M. LaFollette Trust- Marjorie J. Wright	Patriot Reserve Holdings, LLC		1969	2970	Unliquidated
L.M. LaFollette Trust- Marjorie J. Wright	Panther LLC		1755	2734	Unliquidated
L.M. LaFollette Trust- Marjorie J. Wright	Kanawha River Ventures III, LLC		1968	2969	Unliquidated
L.M. LaFollette Trust- Marjorie J. Wright	Kanawha Eagle Coal, LLC		1970	2971	Unliquidated
LaFollette Holdings LTD	Panther LLC		2011	2995	Unliquidated
LaFollette Holdings LTD	Remington LLC		2032	2991	Unliquidated
LaFollette Holdings LTD	Kanawha Eagle Coal, LLC		2031	2990	Unliquidated
LaFollette Holdings LTD	Patriot Reserve Holdings, LLC		2033	2992	Unliquidated
LaFollette Holdings LTD	Kanawha River Ventures II, LLC		2008	2993	Unliquidated
LaFollette Holdings LTD	Kanawha River Ventures III, LLC		2010	2994	Unliquidated
LML Properties LLC	Kanawha Eagle Coal, LLC		1730	2703	Unliquidated
LML Properties LLC	Kanawha River Ventures III, LLC		1727	2701	Unliquidated
LML Properties LLC	Kanawha River Ventures II, LLC		1729	2702	Unliquidated
LML Properties LLC	Remington LLC		1732	2704	Unliquidated
LML Properties LLC	Patriot Reserve Holdings, LLC		1734	2705	Unliquidated
LML Properties LLC	Panther LLC		1735	2706	Unliquidated
PRC Holdings, LLC	Panther LLC		1763	2739	Unliquidated
PRC Holdings, LLC	Kanawha Eagle Coal, LLC		1761	2719	Unliquidated
PRC Holdings, LLC	Kanawha River Ventures II, LLC		1740	2716	Unliquidated
PRC Holdings, LLC	Kanawha River Ventures III, LLC		1758	2717	Unliquidated
PRC Holdings, LLC	Remington LLC		1764	2740	Unliquidated
PRC Holdings, LLC	Patriot Reserve Holdings, LLC		1759	2718	Unliquidated
RB LaFollette Trust- Alice Ann Wright	Kanawha River Ventures III, LLC		1870	2919	Unliquidated
RB LaFollette Trust- Alice Ann Wright	Kanawha Eagle Coal, LLC		1888	2934	Unliquidated
RB LaFollette Trust- Alice Ann Wright	Kanawha River Ventures II, LLC		1872	2921	Unliquidated
RB LaFollette Trust- Alice Ann Wright	Remington LLC		1871	2920	Unliquidated
RB LaFollette Trust- Alice Ann Wright	Patriot Reserve Holdings, LLC		1890	2936	Unliquidated
RB LaFollette Trust- Alice Ann Wright	Panther LLC		1889	2935	Unliquidated
RB LaFollette Trust- Marjorie J. Wright	Kanawha Eagle Coal, LLC		1954	2980	Unliquidated
RB LaFollette Trust- Marjorie J. Wright	Kanawha River Ventures II, LLC		1952	2975	Unliquidated
RB LaFollette Trust- Marjorie J. Wright	Kanawha River Ventures III, LLC		1953	2976	Unliquidated
RB LaFollette Trust- Marjorie J. Wright	Panther LLC		1955	2981	Unliquidated

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		Contingent Claims			
Creditor	Debtor	E.D. Mo. Claim No.	GCG Claim No.	Amount	
RB LaFollette Trust- Marjorie J. Wright	Patriot Reserve Holdings, LLC	1956	2982	Unliquidated	
RB LaFollette Trust- Marjorie J. Wright	Remington LLC	1951	2974	Unliquidated	
Riverside Park Inc.	Kanawha River Ventures II, LLC	2024	2979	Unliquidated	
Riverside Park Inc.	Kanawha River Ventures III, LLC	2023	2978	Unliquidated	
Riverside Park Inc.	Kanawha Eagle Coal, LLC	2022	2977	Unliquidated	
Riverside Park Inc.	Remington LLC	1979	2998	Unliquidated	
Riverside Park Inc.	Panther LLC	1978	2997	Unliquidated	
Riverside Park Inc.	Patriot Reserve Holdings, LLC	1976	2996	Unliquidated	
Wright Holdings LLC	Kanawha River Ventures III, LLC	1743	2722	Unliquidated	
Wright Holdings LLC	Remington LLC	1741	2720	Unliquidated	
Wright Holdings LLC	Patriot Reserve Holdings, LLC	1745	2724	Unliquidated	
Wright Holdings LLC	Panther LLC	1744	2723	Unliquidated	
Wright Holdings LLC	Kanawha River Ventures I, LLC	1746	2725	Unliquidated	
Wright Holdings LLC	Kanawha Eagle Coal, LLC	1742	2721	Unliquidated	