UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

DENIED
MOOT

Related to Stipulation (5485)

May 19, 2014

Kathy A. Surratt-States
KATHY A. SURRATT-STATES
Chief United States Bankruptcy Judge

In re:)   Case No. 12-51502-659

PATRIOT COAL CORPORATION, et al.,   )   Chapter 11

)   (Jointly Administered)

Debtors.   )

)   Hearing Date: April 29, 2014

)   Hearing Time: 10:00 a.m. Central

)   Location: Courtroom 7-N, St. Louis

)

MOTION TO ALLOW LATE FILED CLAIM #4140 OF JOSH D. CHAFIN

COMES NOW Movant, by and through Tracy A. Brown and The Law Office of Tracy A. Brown, P.C. on behalf of Mark Alan Atkinson, of the law firm of Atkinson & Polak, PLLC, and respectfully requests that the late filed claim #4140 of Josh D. Chafin be allowed as filed and states as follows:

1)   That Proof of Claim #4140 filed on behalf of Josh D. Chafin was postmarked October 24, 2013.

2)   That due to excusable neglect, Counsel prepared the claim and mailed it so that it was postmarked by October 24, 2014 and it was not received by the claims processing agent in Dublin, Ohio by that date.

3)   That allowing the Claim is in the interest of fairness to Movant who is the subject of the Claim.

WHEREFORE, Movant hereby respectfully requests that this Court enter an Order granting the Motion to Allow Late Filed Claim #4140 of Josh D. Chafin.

                             The Law Office of Tracy A. Brown, P. C.

           By: /s/Tracy A. Brown
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Certificate of Service

The undersigned hereby certifies that a copy of the above and foregoing was served upon Bryan Cave LLP c/o Laura Uberti Hughes, 211 N. Broadway, Suite 3600, St. Louis, MO 63102, Davis Polk & Wardell LLP, 450 Lexington Ave., New York, New York 10017 and any attorneys who have requested Notice by operation of the Court's CM/ECF system on this 21st day of March, 2014.

                     /s/
                     Debbie Gibson