

**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)

**APPLICATION FOR ENTRY OF FINAL DECREE
CLOSING CHAPTER 11 CASES OF 47 REMAINING DEBTORS**

PLEASE TAKE NOTICE: ANY RESPONSIVE PLEADING IN OPPOSITION TO THIS APPLICATION MUST BE FILED IN WRITING NO LATER THAN 30 DAYS FROM THE DATE OF SERVICE OF THIS APPLICATION, AS SHOWN ON THE CERTIFICATE OF SERVICE. THE RESPONSE MUST BE SERVED AT THE TIME OF FILING UPON THE UNDERSIGNED AND THE UNITED STATES TRUSTEE. THE COURT MAY GRANT THE APPLICATION WITHOUT FURTHER NOTICE TO ANY PARTY UPON EXPIRATION OF THE RESPONSE PERIOD IF NO RESPONSE IS FILED. IF A RESPONSE OR OBJECTION IS FILED, THE APPLICANT SHALL SET THE MATTER FOR HEARING AND PROVIDE NOTICE THEREOF TO THE OBJECTING PARTY AND THE UNITED STATES TRUSTEE.

Patriot Coal Corporation and its affiliates (the “Debtors” or “Reorganized Debtors”), pursuant to Federal Rule of Bankruptcy Procedure 3022, respectfully file this Application for Entry of Final Decree (the “Application”). In support of this Application, the Reorganized Debtors show the Court as follows:

Relief Requested

1. By this Application, the Reorganized Debtors request entry of a final decree closing the remaining 47 open bankruptcy cases of the Debtors, which are listed on Exhibit A,

attached hereto. Entry of a final decree closing those cases is appropriate because the Debtors anticipate that their cases will be fully administered by June 30, 2014.

Jurisdiction

2. This Court has jurisdiction over this Application under 28 U.S.C. § 1334. Venue of this proceeding is proper pursuant to 28 U.S.C. § 1409. This is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2).

3. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

Background

4. Ninety-nine of the Debtors filed voluntary petitions for relief under Chapter 11 of the Bankruptcy Code on July 9, 2012 in the United States Bankruptcy Court for the Southern District of New York.

5. On December 19, 2012, these Debtors' cases were transferred to the United States Bankruptcy Court for the Eastern District of Missouri [Dkt. No. 1789].

6. Debtors Brody Mining, LLC and Patriot Ventures LLC filed voluntary petitions for relief under Chapter 11 of the Bankruptcy Code on September 23, 2013 in this Court.

7. On December 17, 2013, the Court entered an order [as amended, Dkt. No. 5169] (the "Confirmation Order"), confirming the Debtors' Fourth Amended Joint Plan of Reorganization (the "Plan"). The Effective Date occurred on December 18, 2013.

8. On March 14, 2014, the Court entered an order closing the cases of 54 Debtors (the "Merged Debtors") [Dkt. No. 5409], which cases had been fully administered as a result of the Merged Debtors' merger into certain surviving Reorganized Debtor entities.

Argument

9. As discussed above, the Confirmation Order has become final, and the Plan has become effective. The Reorganized Debtors made their first distribution to general unsecured creditors in April 2014.

10. The Reorganized Debtors believe that their remaining bankruptcy cases can be closed as of June 30, 2014. By that date, the Reorganized Debtors anticipate that all remaining claims will have been settled or adjudicated, and the Reorganized Debtors will have made, or will be prepared to make, a final distribution to creditors shortly thereafter.¹ Any distribution made after June 30, 2014 would be a strictly ministerial function of the Reorganized Debtors and would not require any judicial action. Entry of a final decree in the cases is, therefore, appropriate.

11. Pursuant to L.R. 3022(A), the Reorganized Debtors disclose the following additional information:

- (a) the date the amended order confirming the Plan became final: January 2, 2014
- (b) whether deposits required by the Plan have been made: not applicable
- (c) whether the property proposed by the Plan to be transferred has been transferred: yes
- (d) whether the debtor or successor of the debtor under the Plan has assumed the business or the management of the property dealt with by the Plan: yes
- (e) whether payments under the Plan have commenced: yes

¹ To the extent that any unresolved claim remains outstanding in a particular Debtor's case as of June 30, 2014 or some other issue prevents a case from being closed, the Reorganized Debtors will withdraw that Debtor from the relief requested in this Application and the proposed final decree to be submitted to the Court.

- (f) a breakdown of the disbursements, as applicable, from the inception of the case for fees and expenses of the debtor's counsel and other professionals: not applicable; fees and expenses were not allocated to particular Debtors in these jointly administered cases
- (g) the percentage dividend paid and/or to be paid, or an explanation of why the dividend percentage is not yet determinable: parties interested in reviewing estimated distributions are referred to pages ix-xii of the Disclosure Statement dated November 4, 2013 [Dkt. No. 4928] and the disclaimers contained therein
- (h) the status of all pending motions, contested matters, objections to claims, and adversary proceedings: all pending motions, contested matters, adversary proceedings and objections to claims are resolved or are expected to be resolved by June 30, 2014
- (i) a list of all motions, contested matters, objections to claims, and adversary proceedings which are to be filed: One remaining claim objection will be filed on or about May 29, 2014
- (j) whether all fees due the United States Trustee have been paid: yes

WHEREFORE, the Reorganized Debtors respectfully request that this Court:

- (a) enter a final decree closing the cases of the Debtors listed on Exhibit A, and
- (b) grant such other and further relief as is just and proper.

Dated: May 27, 2014
St. Louis, Missouri

Respectfully submitted,
BRYAN CAVE LLP

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EXHIBIT A
CASES TO BE CLOSED

	Debtor	Case No.
1.	Apogee Coal Company, LLC	12-52026
2.	Appalachia Mine Services, LLC	12-52021
3.	Black Stallion Coal Company, LLC	12-52030
4.	Brody Mining, LLC	13-48727
5.	Catenary Coal Company, LLC	12-52036
6.	Central States Coal Reserves of Kentucky, LLC	12-52038
7.	Colony Bay Coal Company	12-52043
8.	Corydon Resources LLC	12-52045
9.	Coyote Coal Company LLC	12-52047
10.	Dodge Hill Mining Company, LLC	12-52055
11.	EACC Camps, Inc.	12-52056
12.	Eastern Associated Coal, LLC	12-52057
13.	Eastern Royalty, LLC	12-52060
14.	Emerald Processing, L.L.C.	12-52061
15.	Gateway Eagle Coal Company, LLC	12-52062
16.	Grand Eagle Mining, LLC	12-52064
17.	Heritage Coal Company LLC	12-52063
18.	Highland Mining Company, LLC	12-52065
19.	Hillside Mining Company	12-52066
20.	Hobet Mining, LLC	12-52068
21.	Jupiter Holdings LLC	12-52076
22.	Kanawha Eagle Coal, LLC	12-52077
23.	Kanawha River Ventures III, LLC	12-52080

	Debtor	Case No.
24.	Little Creek LLC	12-52082
25.	Midland Trail Energy LLC	12-52087
26.	Midwest Coal Resources II, LLC	12-52088
27.	Mountain View Coal Company, LLC	12-52089
28.	New Trout Coal Holdings II, LLC	12-52090
29.	Panther LLC	12-52095
30.	Patriot Coal Company, L.P.	12-52096
31.	Patriot Coal Corporation	12-51502
32.	Patriot Coal Sales LLC	12-52097
33.	Patriot Coal Services LLC	12-52102
34.	Patriot Leasing Company LLC	12-52103
35.	Patriot Midwest Holdings, LLC	12-52104
36.	Patriot Reserve Holdings, LLC	12-52105
37.	Patriot Ventures LLC	13-48728
38.	Pine Ridge Coal Company, LLC	12-52107
39.	Remington LLC	12-52119
40.	Rivers Edge Mining, Inc.	12-52120
41.	Robin Land Company, LLC	12-52121
42.	Speed Mining LLC	12-52125
43.	Thunderhill Coal LLC	12-52131
44.	Trout Coal Holdings, LLC	12-52132
45.	Wildcat Energy LLC	12-52136
46.	Wildcat, LLC	12-52137
47.	Will Scarlet Properties LLC	12-52138