

**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)**

Related to Docket No. 5465

**STIPULATION AND ORDER REGARDING
OBJECTION TO CLAIMS OF RUDD EQUIPMENT COMPANY, INC.**

Patriot Coal Corporation and its subsidiaries that are reorganized debtors in these jointly-administered cases (collectively, the “Reorganized Debtors”) and Rudd Equipment Company, Inc. (“Rudd Equipment”) hereby stipulate and agree as follows.

1. On April 18, 2014, the Reorganized Debtors filed their Thirty-Third Omnibus Objection to Claims (Books and Records) [Docket No. 5465] (the “Objection”).
2. In the Objection, the Reorganized Debtors proposed to modify certain claims (the “Claims”) filed by Rudd Equipment. Specifically, the Reorganized Debtors objected to Claim Nos. 4152 and 4154 (GCG Claim Nos. 4229 and 4231), filed against Debtor Patriot Coal Corporation, because the Reorganized Debtors asserted that such Claims were duplicative of other Claims filed against Debtor Grand Eagle Mining, LLC.
3. In addition, the Reorganized Debtors objected to Claim Nos. 4151 and 4153 (GCG Claim Nos. 4228 and 4230), which asserted administrative priority claims in the amounts of \$43,190.06 and \$36,363.97, respectively, against Debtor Grand Eagle Mining, because such Claims were inconsistent with the Reorganized Debtors’ books and records.

4. The Reorganized Debtors and Rudd Equipment now stipulate and agree as follows:

a. The Reorganized Debtors' objections to Claim Nos. 4152 and 4154 (GCG Claim Nos. 4229 and 4231) are SUSTAINED. Such Claims shall be disallowed.

b. The Reorganized Debtors and Rudd Equipment further stipulate and agree that the Objection as to Claim Nos. 4151 and 4153 (GCG Claim Nos. 4228 and 4230) is SUSTAINED in part and OVERRULED in part. Claim No. 4151 (GCG Claim No. 4228) shall be allowed against Debtor Grand Eagle Mining in the amount of \$15,000.00 as an administrative priority expense claim. In addition, Claim No. 4153 (GCG Claim No. 4230) shall be allowed against Debtor Grand Eagle Mining in the amount of \$15,000.00 as an administrative priority expense claim.

c. The Reorganized Debtors shall pay a total of \$30,000.00 in satisfaction of Claim Nos. 4151 and 4153 (GCG Claim Nos. 4228 and 4230) within 30 days of entry of this Stipulation and Order.

d. In the event that the Reorganized Debtors fail to pay as required by this Stipulation, Rudd Equipment may move to enforce this Stipulation in any court of competent jurisdiction.

5. The agreement incorporated in this Stipulation is in full and complete satisfaction of any and all claims, of whatever kind, between and among the Reorganized Debtors and Rudd Equipment.

6. Nothing herein shall be deemed to modify any other claim of any other creditor in the Objection.

7. The Clerk of the Court and the Reorganized Debtors' claims agent are hereby directed to adjust the claims registers as described above.


KATHY A. SURRATT-STATES
Chief United States Bankruptcy Judge

DATED: June 24, 2014
St. Louis, Missouri
jjh

STIPULATED AND AGREED TO
THIS 23rd DAY OF JUNE, 2014:

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