

SO ORDERED

Imaged

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

Apr 01, 2013

Kathy A. Surratt - States

KATHY A. SURRATT-STATES
Chief United States Bankruptcy Judge

In re:

PATRIOT COAL CORPORATION, *et al.*,

Debtors.

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

ROBIN LAND COMPANY, LLC,

Plaintiff,

v.

STB VENTURES, INC.,

Defendant,

ARCH COAL, INC., ARK LAND COMPANY,
and ARK LAND KH, INC.,

Intervenor-Defendants.

Adv. Pro. No. 12-04355-659

**PLAINTIFF'S MOTION FOR LEAVE TO EXCEED THE PAGE LIMITATION IN ITS
OBJECTION TO THE MOTION OF STB VENTURES, INC. UNDER 11 U.S.C.
§ 365(D)(3) TO COMPEL ROBIN LAND COMPANY TO PAY PART OR ALL OF THE
POST-PETITION AMOUNTS DUE UNDER THE STB OVERRIDE AGREEMENT,
AND, IN THE ALTERNATIVE, TO PROVIDE STB VENTURES ADEQUATE
PROTECTION OF ITS INTERESTS UNDER THE STB OVERRIDE AGREEMENT**

Plaintiff Robin Land Company, LLC (“**Robin Land**”), one of the affiliated debtor entities in the above-captioned chapter 11 case, by and through its undersigned attorneys, hereby moves the Court for an Order pursuant to Local Bankruptcy Rule 9004(C) granting Robin Land leave to exceed the Court’s page limitation (the “**Motion**”) in its Objection (the “**Objection**”) [ECF No. 55] to the Motion of STB Ventures, Inc. (“**STB**”), Under 11 U.S.C. § 365(d)(3) to Compel Robin Land Company to Pay Part or All of the Post-Petition Amounts Due Under the STB Override Agreement, and, in the Alternative, to Provide STB Ventures Adequate Protection of Its Interests Under the STB Override Agreement (the “**STB Motion**”) [ECF No. 40]. In support of its Motion, Robin Land states as follows:

1. The STB Motion, filed on March 5, 2013, exceeded this Court’s page limitation by approximately twelve pages. Concurrently with the STB Motion, STB filed a Motion to Exceed the Page Limitation [ECF No. 39]. This Court granted STB’s Motion to Exceed the Page Limitation on March 8, 2013 [ECF No. 42].

2. Robin Land has made every effort to comply with the Court’s page limitation. However, given the length of the STB Motion – which is twenty-seven pages – Robin Land is unable to adequately respond to STB’s arguments in fifteen pages.

3. Robin Land respectfully requests leave to exceed the Court’s page limitation by five pages.

WHEREFORE, for the foregoing reasons, Robin Land respectfully requests leave to exceed the Court’s page limitation by five pages in its Objection to the Motion of STB Ventures, Inc., Under 11 U.S.C. § 365(d)(3) to Compel Robin Land Company to Pay Part or All of the Post-Petition Amounts Due Under the STB Override Agreement, and, in the Alternative, to Provide STB Ventures Adequate Protection of Its Interests Under the STB Override Agreement,

and for such other relief as the court deems just and proper.

Dated: New York, New York
March 25, 2013

Respectfully Submitted,

DAVIS POLK & WARDWELL LLP

By: /s/ Jonathan D. Martin

Marshall S. Huebner
Benjamin S. Kaminetzky
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*Counsel to Plaintiff/Debtor and Debtor in
Possession*

Robin Land Company, LLC,
Plaintiff

Adv. Proc. No. 12-04355-kss

STB Ventures, Inc.,
Defendant

CERTIFICATE OF NOTICE

District/off: 0865-4

User: jerj
Form ID: pdfol

Page 1 of 2
Total Noticed: 1

Date Rcvd: Apr 05, 2013

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Apr 07, 2013.
aty +Jonathan D Martin, Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, NY 10017-3982

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

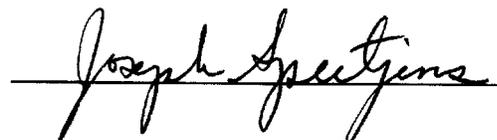
Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Apr 07, 2013

Signature:



District/off: 0865-4

User: jerj
Form ID: pdfol

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Total Noticed: 1

Date Rcvd: Apr 05, 2013

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 5, 2013 at the address(es) listed below:

Angela Ferrante on behalf of Other Professional Gcg, Inc. A/K/A The Garden City Group, Inc.
angela.ferrante@gcginc.com,
pacerteam@gcginc.com;elizabeth.vrato@gcginc.com;kevin.grover@gcginc.com;alison.moodie@gcginc.com;
jeffrey.demma@gcginc.com;ryan.nadick@gcginc.com
Catherine C Whittaker on behalf of Defendant STB Ventures, Inc. cwhittaker@shb.com
John J. Hall on behalf of Intervenor-Defendant Arch Coal, Inc. jhall@lewisrice.com
Joseph G. Bunn on behalf of Defendant STB Ventures, Inc. jgbunn@efjones.com
Mark Moedritzer on behalf of Defendant STB Ventures, Inc. mmoedritzer@shb.com,
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Michelle M. McGreal on behalf of Plaintiff Robin Land Company, LLC
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Todd W. Ruskamp on behalf of Defendant STB Ventures, Inc. truskamp@shb.com,
dnunn@shb.com;cwhittaker@shb.com;mmoedritzer@shb.com

TOTAL: 7