UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK	x
In re:	: Chapter 11
PATRIOT COAL CORPORATION, et al.,	: :
Debtors.	: Case No. 12-12900 (SCC) : (Jointly Administered)
	: : x :
MAGNUM COAL COMPANY LLC,	:
Plaintiff,	:
- against -	Adv. Pro. No. 12-01791 (SCC)
ROYALTYCO, LLC	AFFIDAVIT OF SERVICE
Defendant.	· :
	X
STATE OF NEW YORK) : ss	
COUNTY OF NEW YORK)	

Tynslei Spence, being duly sworn, deposes and says:

I am over the age of 18 years, am not a party to this action and am employed by Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, New York 10017 and that on August 30, 2012, I served a true and correct copy of the 1) Summons and Notice of Pretrial Conference in an Adversary Proceeding, 2) Complaint for Declaratory Relief, 3) Exhibits to the Complaint for Declaratory Relief, and 4) Plaintiff's Motion for an Order Authorizing Plaintiff to File Under Seal Certain

12-01791-scc Doc 7 Filed 08/30/12 Entered 08/30/12 22:35:16 Main Document Pg 2 of 2

Agreements as Exhibits to Plaintiff's Complaint for Declaratory Relief upon Elisabetta Gasparini by delivering a true copy of same by hand to The Office of the United States Trustee, 33 Whitehall Street, New York, NY 10004.

ynslei Spence

Sworn to before me this 30th day of <u>August</u>, 2012.

Notary Public

CHARMAINE BARRETT
Notary Public, State of New York
No. 01BA6033297
Qualified in Bronx County
Certificate Filed in New York County
Commission Expires November 15, 20