

DAVIS POLK & WARDWELL LLP  
450 Lexington Avenue  
New York, New York 10017  
Telephone: (212) 450-4000  
Facsimile: (212) 607-7983  
Marshall S. Huebner  
Damian S. Schaible  
Brian M. Resnick  
Michelle M. McGreal

*Proposed Counsel to the Debtors  
and Debtors in Possession*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

**In re:**

**PATRIOT COAL CORPORATION, *et al.*,**

**Debtors.<sup>1</sup>**

**Chapter 11**

**Case No. 12-12900 (SCC)**

**(Jointly Administered)**

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR  
HEARING ON AUGUST 2, 2012 AT 2:00 P.M.**

Location of Hearing: United States Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, NY 10004-1408  
Room 610  
August 2, 2012 at 2:00 p.m. (prevailing Eastern time)

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<sup>1</sup> The Debtors are the entities listed on Schedule 1 attached hereto. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors' chapter 11 petitions.

**A. MATTERS GOING FORWARD:**

*Final First Day Orders*

1. **“Postpetition Financing”** – Debtors’ Motion for Entry of Interim and Final Orders (i) Authorizing Debtors (a) to Obtain Postpetition Financing Pursuant to 11 U.S.C. §§ 105, 361, 362, 364(c)(1), 364(c)(2), 364(c)(3), 364(d)(1) and 364(e) and (b) to Utilize Cash Collateral Pursuant to 11 U.S.C. § 363, (ii) Granting Adequate Protection to Prepetition Secured Lenders Pursuant to 11 U.S.C. §§ 361, 362, 363 and 364 and (iii) Scheduling Final Hearing Pursuant to Bankruptcy Rules 4001(b) and (c) [ECF No. 25]

- (a) Interim Order (i) Authorizing Debtors (a) to Obtain Postpetition Financing Pursuant to 11 U.S.C. §§ 105, 361, 362, 364(c)(1), 364(c)(2), 364(c)(3), 364(d)(1) and 364(e) and (b) to Utilize Cash Collateral Pursuant to 11 U.S.C. § 363, (ii) Granting Adequate Protection to Pre-Petition Secured Lenders Pursuant to 11 U.S.C. §§ 361, 362, 363 and 364 and (iii) Scheduling Final Hearing Pursuant to Bankruptcy Rules 4001(b) And (c) [ECF No. 39]

Related Documents

- (b) Notice of Filing of Revised Exhibits to Debtors’ Motion for Entry of Interim and Final Orders (a) Authorizing Debtors (i) to Obtain Postpetition Financing Pursuant to 11 U.S.C. §§ 105, 361, 362, 364(c)(1), 364(c)(2), 364(c)(3), 364(d)(1) and 364(e) and (b) to Utilize Cash Collateral Pursuant to 11 U.S.C. § 363, (ii) Granting Adequate Protection to Prepetition Secured Lenders Pursuant to 11 U.S.C. §§ 361, 362, 363 and 364 and (iii) Scheduling Final Hearing Pursuant to Bankruptcy Rules 4001(b) and (c) [D.I. 25] (the “Dip Motion”)) [ECF No. 29]
  - (c) Notice of Filing of Postpetition Financing Documents [ECF No. 78]
2. **“Cash Management”** – Debtors’ Motion for an Order Authorizing (i) Debtors to Continue to Use Existing Cash Management System and Maintain Existing Bank Accounts and Business Forms and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 8]

- (a) Interim Order Authorizing (i) Debtors to Continue to Use Existing Cash Management System and Maintain Existing Bank Accounts and Business Forms and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 32]
  
- 3. **“Wages and Benefits”** – Debtors’ Motion for an Order Authorizing (i) Debtors to (a) Pay Prepetition Wages, Salaries, Employee Benefits and Other Compensation and (b) Maintain Employee Benefits Programs and Pay Related Administrative Obligations, (ii) Employees and Retirees to Proceed with Outstanding Workers’ Compensation Claims and (iii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 9]
  - (a) Interim Order Authorizing (i) Debtors to (a) Pay Prepetition Wages, Salaries, Employee Benefits and Other Compensation and (b) Maintain Employee Benefits Programs and Pay Related Administrative Obligations, (ii) Employees and Retirees to Proceed with Outstanding Workers’ Compensation Claims and (iii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 33]
  
- 4. **“Customer Obligations”** – Debtors’ Motion for an Order Authorizing (i) the Debtors to Honor Prepetition Obligations to Customers in the Ordinary Course of Business and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 11]
  - (a) Interim Order Authorizing (i) the Debtors to Honor Prepetition Obligations to Customers in the Ordinary Course of Business and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 87]
  
- 5. **“Shippers, Warehousemen and Service Providers”** – Debtors’ Motion for an Order Authorizing (i) Payment of Certain Prepetition Claims of Shippers, Warehousemen and Service Providers and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 12]
  - (a) Interim Order Authorizing (i) Payment of Certain Prepetition Claims of Shippers, Warehousemen and Service Providers and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 40]
  
- 6. **“Foreign Creditors”** – Debtors’ Motion for an Order Authorizing (i) Debtors to Pay Prepetition Obligations Owed to Foreign Creditors and

(ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 13]

(a) Interim Order Authorizing (i) Debtors to Pay Prepetition Obligations Owed to Foreign Creditors and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 41]

7. **“Critical Vendors”** – Debtors’ Motion for an Order Authorizing (i) Payment of Certain Prepetition Claims of Critical Vendors and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 14]

(a) Interim Order Authorizing (i) Payment of Certain Prepetition Claims of Critical Vendors and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 88]

8. **“Insurance”** – Debtors’ Motion for an Order Authorizing (i) Debtors to Continue and Renew Their Liability, Property, Casualty and Other Insurance Programs and Honor All Obligations in Respect Thereof and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 17]

(a) Interim Order Authorizing (i) Debtors to Continue and Renew Their Liability, Property, Casualty and Other Insurance Programs and Honor All Obligations in Respect Thereof and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 91]

9. **“Surety Bond”** – Debtors’ Motion for an Order Authorizing the Debtors to Continue and Renew Surety Bond Program [ECF No. 18]

(a) Interim Order Authorizing Debtors to Continue and Renew Surety Bond Program [ECF No. 92]

10. **“Taxes”** – Debtors’ Motion for an Order Authorizing (i) Debtors to Pay Certain Prepetition Taxes, Governmental Assessments and Fees and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 21]

(a) Interim Order Authorizing (i) Debtors to Pay Certain Prepetition Taxes, Governmental Assessments and Fees and (ii) Financial Institutions to Honor and Process Related Checks and Transfers [ECF No. 93]

*Procedural Orders*

11. “**Reclamation and 503(b)(9) Procedures**” – Debtors’ Motion for Approval of Procedures for the Assertion, Resolution and Treatment of Reclamation Claims and Claims Asserted Pursuant to 11 U.S.C. § 503(B)(9) [ECF No. 137]
12. “**Interim Compensation**” – Debtors’ Motion to Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals [ECF No. 139]
13. “**Ordinary Course Professionals**” – Debtors’ Motion for Authorization to Employ Ordinary Course Professionals, *Nunc Pro Tunc* to the Petition Date [ECF No. 138]

*Retention Applications*

14. “**GCG Retention**” – Application of Debtors for Authority to Employ and Retain GCG, Inc. as Administrative Agent *Nunc Pro Tunc* to the Petition Date [ECF No. 135]
15. “**DPW Retention**” – Application of the Debtors for Authority to Employ and Retain Davis Polk & Wardwell LLP as Attorneys for the Debtors *Nunc Pro Tunc* To The Petition Date [ECF No. 133]
16. “**Curtis, Mallet Retention**” – Application of the Debtors for Authority to Employ and Retain Curtis, Mallet-Prevost, Colt & Mosle LLP as Conflicts Counsel for the Debtors *Nunc Pro Tunc* to the Petition Date [ECF No. 131]
17. “**E&Y Retention**” – Application of the Debtors for Authority to Employ and Retain Ernst & Young LLP as Independent Auditor and Tax Advisor to he Debtors *Nunc Pro Tunc* to the Petition Date [ECF No. 134]

*Stipulations Noticed for Presentment*

18. “**Vitol Stipulation**” – Notice of Presentment of Stipulation, Agreement, and Order between Patriot Coal Sales LLC and Vitol Inc. [ECF No. 170]
19. “**EDF Stipulation**” – Notice of Presentment of Stipulation, Agreement, and Order between Patriot Coal Sales LLC and EDF Trading North America, LLC [ECF No. 171]

**B. ADJOURNED MATTERS**

*Final First Day Orders*

1. “**Derivative Contracts**” – Debtors’ Motion for Authorization to (i) Enter into, Perform under, Roll over, Adjust, Modify, Settle, Terminate and

Engage in Certain Derivative Contracts and (ii) Pledge Collateral under  
Certain Derivative Contracts [**ECF No. 10**]

- (a) Interim Order Authorizing Debtors to (i) Enter into, Perform under, Roll over, Adjust, Modify, Settle, Terminate and Engage in Certain Derivative Contracts and (ii) Pledge Collateral Under Derivative Contracts [**ECF No. 86**]

Status: Adjourned to August 15, 2012

- 2. **“Ordinary Course Contracts”** – Debtors’ Motion for Authority to (i) Enter into and Perform under Coal Sale Contracts in the Ordinary Course of Business and (ii) Establish Certain Procedures with Respect Thereto [**ECF No. 16**]

- (a) Interim Order Authorizing the Debtors to (i) Enter into and Perform under Coal Sale Contracts in the Ordinary Course of Business and (ii) Establish Certain Procedures with Respect Thereto [**ECF No. 89**]

Status: Adjourned to August 15, 2012

- 3. **“NOLs”** – Debtors’ Motion for an Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Claims Against and Interests in the Debtors’ Estates [**ECF No. 22**]

- (a) Interim Trading Order Establishing Notification Procedures and Approving Restrictions on Certain Transfers of Claims Against and Interests in the Debtors’ Estates [**ECF No. 56**]

Status: Adjourned to August 15, 2012

*Procedural Orders*

- 4. **“Rejection/Abandon Procedures”** – Debtors’ Motion for Approval of Procedures for the Rejection of Executory Contracts and Unexpired Leases and for the Abandonment of Personal Property [**ECF No. 136**]

Related Documents

- (a) Objection of Federal Insurance Company to Debtors’ Motion for Approval of Procedures for the Rejection of Executory Contracts and Unexpired Leases and for the Abandonment of Personal Property [**ECF No. 219**]
- (b) Limited Objection of General Electric Capital Corporation to Debtors’ Motion for Approval of Procedures for the

Rejection of Executory Contracts and Unexpired Leases  
and for the Abandonment of Personal Property  
[ECF No. 188]

- (c) Joinder of Potter Granchildren LLC and Potter Family, LLC in Limited Objection of General Electric Capital Corporation to Debtors' Motion for Approval of Procedures for the Rejection of Executory Contracts and Unexpired Leases and for the Abandonment Of Personal Property [ECF No. 200]
- (d) Sureties' Joinder in Limited Objection of General Electric Capital Corporation to Debtors' Motion for Approval of Procedures for the Rejection of Executory Contracts and Unexpired Leases and for the Abandonment Of Personal Property [ECF No. 195]
- (e) Limited Objection of the State of West Virginia to Debtors' Motion for Approval of Procedures for the Rejection of Executory Contracts and Leases and Abandonment of Personal Property [ECF No. 198]

Status: Adjourned to August 15, 2012

- 5. “**De Minimis Asset Sale Procedures**” – Debtors' Motion for Approval of Expedited Procedures for (i) the Sale of Certain Assets Free and Clear of Liens, Claims and Encumbrances and (ii) the Abandonment of Certain of the Debtors' Property [ECF No. 140]

Related Documents

- (a) Objection of Federal Insurance Company to Debtors' Motion for Approval of Expedited Procedures for (i) the Sale of Certain Assets Free and Clear of Liens, Claims and Encumbrances and (ii) the Abandonment of Certain of the Debtors' Property [ECF No. 220]
- (b) Limited Objection of the State of West Virginia to Debtors' Motion for Approval of Expedited Procedures for (i) the Sale of Certain Assets Free and Clear of Liens, Claims and Encumbrances and (ii) the Abandonment of Certain Of the Debtors' Property [ECF No. 197]

Status: Adjourned to August 15, 2012

*Retention Applications*

6. “**AP Services Retention**” – Debtors’ Application for Entry of an Order  
(i) Authorizing the Retention and Employment of AP Services, LLC and  
(ii) Designating Kenneth A. Hiltz as Chief Restructuring Officer as of July  
17, 2012 [**ECF No. 141**]

Status: Adjourned to August 15, 2012

7. “**Blackstone Retention**” – Application of the Debtors for Authority to  
Employ and Retain Blackstone Advisory Partners L.P. as Investment  
Banker to the Debtors *Nunc Pro Tunc* to the Petition Date [**ECF No. 132**]

Status: Adjourned to August 15, 2012

*Other*

8. “**Venue Transfer Motion**” – Corrected Motion of the United Mine  
Workers of America Pursuant to 28 U.S.C. § 1412 and Rule 1014 , Fed. R.  
Bankr. Proc., to Transfer the Case to the Southern District of West  
Virginia [**ECF No. 127**]

- (a) Motion of the United Mine Workers of America Pursuant  
to 28 U.S.C. § 1412 and Rule 1014 , Fed. R. Bankr. Proc.,  
to Transfer the Case to the Southern District of West  
Virginia [**ECF No. 116**]
- (b) Notice of Adjournment of Hearing to Consider Motion of  
the United Mine Workers of America Pursuant to 28 U.S.C.  
§ 1412 and Rule 1014, Fed. R. Bankr. Proc., to Transfer the  
Case to the Southern District of West Virginia  
[**ECF No. 183**]
- (c) Notice of Adjournment of Deadlines Regarding Hearing to  
Consider Motion of the United Mine Workers of America  
Pursuant to 28 U.S.C. § 1412 and Rule 1014, Fed. R. Bankr.  
Proc., to Transfer the Case to the Southern District of West  
Virginia [**ECF No. 196**]
- (d) Joinder of American Electric Power, Monongahela Power  
Company and Hope Gas, Inc. D/B/A Dominion Hope to the  
Corrected Motion of the United Mine Workers of America  
Pursuant to 28 U.S.C. § 1412 and Rule 1014, Fed. R. Bank.  
Proc. to Transfer the Case to the Southern District of West  
Virginia [**ECF No. 178**]
- (e) Joinder of Phillips Machine Service, Inc. to the Debtors’  
Objection to United Mine Workers of America’s Motion to

Transfer the Case to the Southern District of West Virginia  
[ECF No. 179]

- (f) Joinder of Potter Granchildren LLC and Potter Family, LLC in the Debtors' Objection to United Mine Workers of America's Motion to Transfer the Case to the Southern District of West Virginia [ECF No. 199]

Status: Adjourned to September 11, 2012

9. "Massey Agreement" – Debtors' Motion for an Order (i) Confirming the Massey Payment Agreement is Not an Executory Contract or, Alternatively, (ii) Approving Rejection of the Massey Payment Agreement [ECF No. 24]

- (a) Notice of Hearing on Debtors' Motion for an Order (i) Confirming the Massey Payment Agreement is Not an Executory Contract or, Alternatively, (ii) Approving Rejection of the Massey Payment Agreement [ECF No. 75]

Status: Adjourned *sine die*

Dated: New York, New York  
August 1, 2012

By: /s/ Marshall S. Huebner

Marshall S. Huebner  
Damian S. Schaible  
Brian M. Resnick  
Michelle M McGreal

DAVIS POLK & WARDWELL LLP  
450 Lexington Avenue  
New York, New York 10017  
Telephone: (212) 450-4000  
Facsimile: (212) 607-7983

*Proposed Counsel to the Debtors  
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**SCHEDULE 1**  
(Debtor Entities)

1. Affinity Mining Company
2. Apogee Coal Company, LLC
3. Appalachia Mine Services, LLC
4. Beaver Dam Coal Company, LLC
5. Big Eagle, LLC
6. Big Eagle Rail, LLC
7. Black Stallion Coal Company, LLC
8. Black Walnut Coal Company
9. Bluegrass Mine Services, LLC
10. Brook Trout Coal, LLC
11. Catenary Coal Company, LLC
12. Central States Coal Reserves of Kentucky, LLC
13. Charles Coal Company, LLC
14. Cleaton Coal Company
15. Coal Clean LLC
16. Coal Properties, LLC
17. Coal Reserve Holding Limited Liability Company No. 2
18. Colony Bay Coal Company
19. Cook Mountain Coal Company, LLC
20. Corydon Resources LLC
21. Coventry Mining Services, LLC
22. Coyote Coal Company LLC
23. Cub Branch Coal Company LLC
24. Dakota LLC
25. Day LLC
26. Dixon Mining Company, LLC
27. Dodge Hill Holding JV, LLC
28. Dodge Hill Mining Company, LLC
29. Dodge Hill of Kentucky, LLC
30. EACC Camps, Inc.
31. Eastern Associated Coal, LLC
32. Eastern Coal Company, LLC
33. Eastern Royalty, LLC
34. Emerald Processing, L.L.C.
35. Gateway Eagle Coal Company, LLC
36. Grand Eagle Mining, LLC
37. Heritage Coal Company LLC
38. Highland Mining Company, LLC
39. Hillside Mining Company
40. Hobet Mining, LLC
41. Indian Hill Company LLC
42. Infinity Coal Sales, LLC
43. Interior Holdings, LLC
44. IO Coal LLC
45. Jarrell's Branch Coal Company
46. Jupiter Holdings LLC
47. Kanawha Eagle Coal, LLC
48. Kanawha River Ventures I, LLC
49. Kanawha River Ventures II, LLC
50. Kanawha River Ventures III, LLC
51. KE Ventures, LLC
52. Little Creek LLC
53. Logan Fork Coal Company
54. Magnum Coal Company LLC
55. Magnum Coal Sales LLC
56. Martinka Coal Company, LLC
57. Midland Trail Energy LLC
58. Midwest Coal Resources II, LLC
59. Mountain View Coal Company, LLC
60. New Trout Coal Holdings II, LLC
61. Newtown Energy, Inc.
62. North Page Coal Corp.
63. Ohio County Coal Company, LLC
64. Panther LLC
65. Patriot Beaver Dam Holdings, LLC
66. Patriot Coal Company, L.P.
67. Patriot Coal Corporation
68. Patriot Coal Sales LLC
69. Patriot Coal Services LLC
70. Patriot Leasing Company LLC
71. Patriot Midwest Holdings, LLC
72. Patriot Reserve Holdings, LLC
73. Patriot Trading LLC
74. PCX Enterprises, Inc.
75. Pine Ridge Coal Company, LLC
76. Pond Creek Land Resources, LLC
77. Pond Fork Processing LLC
78. Remington Holdings LLC
79. Remington II LLC
80. Remington LLC
81. Rivers Edge Mining, Inc.
82. Robin Land Company, LLC
83. Sentry Mining, LLC
84. Snowberry Land Company
85. Speed Mining LLC
86. Sterling Smokeless Coal Company, LLC
87. TC Sales Company, LLC
88. The Presidents Energy Company LLC
89. Thunderhill Coal LLC
90. Trout Coal Holdings, LLC
91. Union County Coal Co., LLC
92. Viper LLC
93. Weatherby Processing LLC
94. Wildcat Energy LLC
95. Wildcat, LLC
96. Will Scarlet Properties LLC
97. Winchester LLC
98. Winifrede Dock Limited Liability Company
99. Yankeetown Dock, LLC