

**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)

Hearing Date: September 24, 2013

Hearing Time: 10:00 a.m. Central

Location: Courtroom 7-N, St. Louis

DEBTORS' SIXTEENTH OMNIBUS OBJECTION TO CLAIMS
(Paid and Satisfied Claims)

Patriot Coal Corporation and its affiliated debtors (the "Debtors"), pursuant to 11 U.S.C. § 502 and Fed. R. Bankr. P. 3007, respectfully file this Sixteenth Omnibus Objection to Claims (the "Objection"). In support of this Objection, the Debtors show the Court as follows:

Relief Requested

1. By this Objection, the Debtors object to certain claims listed on Exhibit A, attached hereto (the "Claims") because the Claims have been paid since the commencement of these cases. The Debtors request entry of an order, pursuant to Section 502 of the Bankruptcy Code and Fed. R. Bankr. P. 3007, finding that the Claims have been satisfied and directing that the Claims be disallowed.

2. **Parties receiving this Objection should locate their names on one or more of the attached exhibits.** Any response to this Objection should include, among other things, (i) an appropriate caption, including the title and date of this Objection; (ii) the name of the claimant, both the EDMO and GCG claim numbers of the claim that the Debtors are seeking to disallow and expunge, and a description of the basis for the amount claimed; (iii) a concise statement

setting forth the reasons why the Court should not sustain this Objection, including, but not limited to, the specific factual and legal bases upon which the claimant relies in opposing this Objection; (iv) copies of any documentation and other evidence which the claimant will rely upon in opposing this Objection at a hearing; and (v) the name, address, telephone number and facsimile number of a person authorized to reconcile, settle or otherwise resolve the claim on the claimant's behalf. A claimant that cannot timely provide such documentation and other evidence should provide a detailed explanation as to why it is not possible to timely provide such documentation and other evidence.

Jurisdiction

3. This Court has jurisdiction over this Objection 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).

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

Background

5. 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.

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

7. The bar date for filing proofs of claim was December 14, 2012 [Dkt. No. 1388].

8. On March 1, 2013, the Court entered its Order Establishing Procedures for Claims Objections [Dkt. No. 3021].

Objection and Argument

9. The Debtors object to E.D. Mo. Claim No. 1500 (GCG Claim No. 2323), identified on Exhibit A, incorporated herein by reference, because the Debtors paid the Claim pursuant to the Court's Order approving a settlement agreement resolving the Claim [Dkt. No. 1772]. *See* Declaration of Robert L. Mead, attached hereto as Exhibit B.

10. The Debtors object to the remaining Claims identified on Exhibit A because they have been paid in connection with the Debtors' assumption of unexpired leases of nonresidential real property.

11. These Claims have been asserted by parties that lease real property to the Debtors. These creditors have asserted claims for amounts owed under unexpired leases that have been assumed by the Debtors under Section 365(a) of the Bankruptcy Code, following approval by the Court. The Court's Order Authorizing Debtors To (i) Assume or (ii) Reject Unexpired Leases of Nonresidential Real Property [Dkt. No. 2822] and subsequent orders and stipulations specify the amounts necessary to cure all pre-petition defaults under the applicable leases (the "Cure Amounts"). The applicable Debtor has paid the Cure Amount relating to each of the Claims identified on Exhibit B to the lessors entitled thereto. *See* Declaration of Robert L. Mead.

12. The Debtors request that the Court disallow the Claims because they have been paid and satisfied, and the applicable creditors are not entitled to additional payments by the Debtors' estates on account of the Claims.

WHEREFORE, the Debtors respectfully request that this Court:

- (a) disallow the Claims; and
- (b) grant such other and further relief as is just and proper.

Dated: August 23, 2013
St. Louis, Missouri

Respectfully submitted,
BRYAN CAVE LLP

/s/ Laura Uberti Hughes
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*Local Counsel to the Debtors
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Exhibit A - Paid/Satisfied/Released Claims

Omnibus Objection to Claims

**Patriot Coal Corporation
 12-51502 (KSS)**

Note: Claims on the exhibit are sorted in alphabetical order based on the creditor name as listed on proof of claim form.

SEQ NO.	CLAIM(S) TO BE DISALLOWED			
	NAME	GCG CLAIM NO.	ED MO CLAIM NO.	CLAIM AMOUNT
1	EVANSVILLE GREENWAY PRP GROUP C/O KROGER GARDIS & REGAS LLP ATTN GREGORY P CAFOUROS 111 MONUMENT CIR STE 900 INDIANAPOLIS, IN 46204 Date Filed: 12/13/12 ED MO Date Filed: 02/27/13 Debtor: HERITAGE COAL COMPANY LLC	2323	1500-1	Unsecured: \$124,341.21*
2	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQ STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: WILDCAT, LLC	2812	1805-1	Admin: Unliquidated Secured: \$30,091.00* Priority: Unliquidated Unsecured: Unliquidated
3	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQ STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: REMINGTON LLC	2813	1807-1	Admin: Unliquidated Secured: \$4,285.00* Priority: Unliquidated Unsecured: Unliquidated
4	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQ STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: REMINGTON II LLC	2814	1809-1	Admin: Unliquidated Secured: \$4,285.00* Priority: Unliquidated Unsecured: Unliquidated
5	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQ STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: REMINGTON HOLDINGS LLC	2815	1810-1	Admin: Unliquidated Secured: \$4,285.00* Priority: Unliquidated Unsecured: Unliquidated

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**Patriot Coal Corporation
 12-51502 (KSS)**

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SEQ NO.	CLAIM(S) TO BE DISALLOWED			
	NAME	GCG CLAIM NO.	ED MO CLAIM NO.	CLAIM AMOUNT
6	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQ STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: PATRIOT COAL COMPANY, L.P.	2816	1811-1	Admin: Unliquidated Secured: \$112,026.00* Priority: Unliquidated Unsecured: Unliquidated
7	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQ STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: PANTHER LLC	2817	1813-1	Admin: Unliquidated Secured: \$34,277.00* Priority: Unliquidated Unsecured: Unliquidated
8	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQ STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: KANAWHA EAGLE COAL, LLC	2818	1814-1	Admin: Unliquidated Secured: \$1,114,530.00* Priority: Unliquidated Unsecured: Unliquidated
9	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQ STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ROYALTY, LLC	2819	1816-1	Admin: Unliquidated Secured: \$1,126,702.00* Priority: Unliquidated Unsecured: Unliquidated
10	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQUARE STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: WINIFREDE DOCK LIMITED LIABILITY COMPANY	2811	1803-1	Admin: Unliquidated Secured: \$93,073.00* Priority: Unliquidated Unsecured: Unliquidated

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12	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQUARE STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	2821	1815-1	Admin: Unliquidated Secured: \$1,126,702.00* Priority: Unliquidated Unsecured: Unliquidated
13	PENN VIRGINIA OPERATING CO LLC AND AFFILIATES 7 SHERIDAN SQUARE STE 400 KINGSPORT, TN 37660 Date Filed: 12/14/12 ED MO Date Filed: 02/27/13 Debtor: BIG EAGLE RAIL, LLC	2822	1818-1	Admin: Unliquidated Secured: \$38,947.00* Priority: Unliquidated Unsecured: Unliquidated

* Denotes an unliquidated component.

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