

**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: January 28, 2014

Hearing Time: 10:00 a.m. Central

Location: Courtroom 7-N, St. Louis

**REORGANIZED DEBTORS' TWENTY-FOURTH OMNIBUS
OBJECTION TO CLAIMS
(Late-Filed Claims)**

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

Relief Requested

1. By this Objection, the Reorganized Debtors object to certain claims listed on Exhibit A attached hereto (the "Claims") because the Claims were not timely filed. The Reorganized Debtors request entry of an order, pursuant to Section 502 of the Bankruptcy Code and Fed. R. Bankr. P. 3007, disallowing the Claims.

2. **Parties receiving this Objection should locate their names on the attached exhibit.** 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 Reorganized Debtors are seeking to

disallow, 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. Ninety-nine of the Reorganized 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, these Reorganized 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 against these Reorganized Debtors 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].

9. Reorganized Debtors Brody Mining, LLC and Patriot Ventures LLC filed voluntary petitions for relief under Chapter 11 of the Bankruptcy Code on September 23, 2013 in this Court. The bar date for filing proofs of claim against these Debtors was October 24, 2013.

10. On December 17, 2013, the Court confirmed the Debtors' Fourth Amended Plan of Reorganization (the "Plan") [Dkt. No. 5169]. The Effective Date occurred on December 18, 2013.

Objection and Argument

11. The Reorganized Debtors object to the Claims identified on Exhibit A, incorporated herein by reference, because the Claims were not timely filed.

12. The Court, as provided in Fed. R. Bankr. P. 3003, fixed the dates by which claims were required to be filed. The bar date for filing proofs of claims against 99 of the Reorganized Debtors was December 14, 2012 [Dkt. No. 1388]. The bar date for filing proofs of claim against Brody Mining, LLC and Patriot Ventures LLC was October 24, 2013 [Case No. 13-48727, Dkt. No. 14; Case No. 13-48728, Dkt. No. 14].

13. The Reorganized Debtors have reviewed each of the Claims listed on Exhibit A. Each of the Claims was filed after the applicable bar date. The Claims were therefore not timely filed and must be disallowed pursuant to Section 502(b)(9) of the Bankruptcy Code.

WHEREFORE, the Reorganized Debtors respectfully request that this Court:

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

Dated: December 30, 2013
St. Louis, Missouri

Respectfully submitted,
BRYAN CAVE LLP

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Local Counsel to the Reorganized Debtors

-and-

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Exhibit A - Late Filed 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	ASGCO MANUFACTURING INC 301 GORDON STREET ALLENTOWN, PA 18102 Date Filed: 12/17/12 ED MO Date Filed: 02/27/13 Debtor: EASTERN ASSOCIATED COAL, LLC	3633	2774-1	Unsecured: \$823.30
2	ASSOCIATED UNDERGROUND LLC 2740 NORTH MAIN STREET MADISONVILLE, KY 42431 Date Filed: 12/17/12 ED MO Date Filed: 02/27/13 Debtor: OHIO COUNTY COAL COMPANY, LLC	3625	2782-1	Unsecured: \$5,958.74
3	BECKLEY HEARING CENTER 218 RAGLAND ROAD BECKLEY, WV 25801 Date Filed: 12/17/12 ED MO Date Filed: 02/27/13 Debtor: PATRIOT COAL CORPORATION	3630	3354-1	Unsecured: \$70.00
4	BECKLEY HEARING CENTER 218 RAGLAND ROAD BECKLEY, WV 25801 Date Filed: 12/17/12 ED MO Date Filed: 02/27/13 Debtor: CATENARY COAL COMPANY, LLC	3631	2806-1	Unsecured: \$245.00
5	BROADRIDGE ICS 1155 LONG ISLAND AVE EDGEWOOD, NY 11717 Date Filed: 01/10/13 ED MO Date Filed: 02/28/13 Debtor: PATRIOT COAL CORPORATION	3690	3761-1	Unsecured: \$2,702.02
6	JOSH D. CHAFIN C/O HATFIELD & HATFIELD HARRY HATFIELD, ESQUIRE P. O. BOX 598 MADISON, WV 25130 Date Filed: 10/28/13 ED MO Date Filed: 11/08/13 Debtor: Brody Mining, LLC	4213	4140-1	Unsecured: Unliquidated

Exhibit A - Late Filed Claims

Omnibus Objection to Claims

**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
7	CONSTRUCTION MACHINERY CO., LLC PO BOX 175 FISHERVILLE, KY 40023 Date Filed: 01/19/13 ED MO Date Filed: 02/27/13 Debtor: OHIO COUNTY COAL COMPANY, LLC	3901	3371-1	Unsecured: \$19,499.75
8	CONSTRUCTION MACHINERY CO., LLC PO BOX 175 FISHERVILLE, KY 40023 Date Filed: 01/19/13 ED MO Date Filed: 02/27/13 Debtor: HIGHLAND MINING COMPANY, LLC	3902	3370-1	Unsecured: \$7,044.02
9	CONSTRUCTION MACHINERY CO., LLC PO BOX 175 FISHERVILLE, KY 40023 Date Filed: 01/19/13 ED MO Date Filed: 02/27/13 Debtor: DODGE HILL MINING COMPANY, LLC	3903	3369-1	Unsecured: \$8,207.41
10	CONSTRUCTION MACHINERY CO., LLC PO BOX 175 FISHERVILLE, KY 40023 Date Filed: 01/19/13 ED MO Date Filed: 02/27/13 Debtor: HERITAGE COAL COMPANY LLC	3904	2927-1	Unsecured: \$11,718.84
11	DIMENSION TECHNOLOGY SOLUTIONS, INC. 5808 S RAPP ST # 245 LITTLETON, CO 80120 Date Filed: 12/24/12 ED MO Date Filed: 02/27/13 Debtor: PATRIOT COAL CORPORATION	3665	2876-1	Unsecured: \$8,848.61
12	ERIC COPELAND C/O EQUAL EMPLOYMENT OPPORTUNITY COMM ATTN MARCIA HALL-CRAIG (EEOC AREA REP) 600 DR M.L. KING JR. PL, SUITE 268 LOUISVILLE, KY 40202 Date Filed: 01/02/13 ED MO Date Filed: 02/27/13 Debtor: DODGE HILL MINING COMPANY, LLC	3677	3218-1	Priority: \$11,725.00 Unsecured: \$288,275.00

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Omnibus Objection to Claims

**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
13	HES INDUSTRIES, INC. 408 OLD GRANDVIEW ROAD BEAVER, WV 25813 Date Filed: 12/24/12 ED MO Date Filed: 02/27/13 Debtor: HOBET MINING, LLC	3667	2877-1	Unsecured: \$1,150.00
14	HES INDUSTRIES, INC. 408 OLD GRANDVIEW ROAD BEAVER, WV 25813 Date Filed: 12/29/12 ED MO Date Filed: 02/27/13 Debtor: PANTHER LLC	3675	3452-1	Unsecured: \$3,200.50
15	ALBERT L. HOOSIER C/O HATFIELD & HATFIELD MATTHEW M. HATFIELD, ESQUIRE P. O. BOX 598 MADISON, WV 25130 Date Filed: 10/28/13 ED MO Date Filed: 11/08/13 Debtor: Brody Mining, LLC	4214	4141-1	Unsecured: Unliquidated
16	J KRISTOFER CORMANY FOR GEORGE RUNION C/O CORMANY LAW PLLC PO BOX 11827 CHARLESTON, WV 25339 Date Filed: 11/26/13 ED MO Date Filed: 11/26/13 Debtor: REMINGTON LLC	4220	1-1	Unsecured: \$1,000,000.00
17	J KRISTOFER CORMANY FOR GEORGE RUNION C/O CORMANY LAW PLLC PO BOX 11827 CHARLESTON, WV 25339 Date Filed: 11/26/13 ED MO Date Filed: 11/26/13 Debtor: PATRIOT COAL COMPANY, L.P.	4221	1-1	Secured: \$1,000,000.00

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SEQ NO.	CLAIM(S) TO BE DISALLOWED			
	NAME	GCG CLAIM NO.	ED MO CLAIM NO.	CLAIM AMOUNT
18	J KRISTOFER CORMANY FOR GEORGE RUNION C/O CORMANY LAW PLLC PO BOX 11827 CHARLESTON, WV 25339 Date Filed: 11/26/13 ED MO Date Filed: 11/26/13 Debtor: WINCHESTER LLC	4222	1-1	Unsecured: \$1,000,000.00
19	MADISONVILLE COMMUNITY COLLEGE 2000 COLLEGE DRIVE MADISONVILLE, KY 42431 Date Filed: 12/18/12 ED MO Date Filed: 02/27/13 Debtor: PATRIOT COAL COMPANY, L.P.	3642	2820-1	Unsecured: \$5,172.00
20	METSO MINERALS INDUSTRIES INC PO BOX 945859 ATLANTA, GA 30394 Date Filed: 01/14/13 ED MO Date Filed: 02/27/13 Debtor: HERITAGE COAL COMPANY LLC	3695	2316-1	Unsecured: \$44,566.79
21	PHILLIPS GARDILL KAISER & ALTMAYER PLLC ATTN DENISE KNOUSE-SNYDER, ESQ 61 FOURTEENTH ST WHEELING, WV 26003 Date Filed: 02/15/13 ED MO Date Filed: 03/07/13 Debtor: PATRIOT COAL CORPORATION	3953	3919-1	Unsecured: \$3,904.40
22	PHILLIPS GARDILL KAISER & ALTMAYER PLLC ATTN DENISE KNOUSE-SNYDER, ESQ 61 FOURTEENTH ST WHEELING, WV 26003 Date Filed: 02/15/13 ED MO Date Filed: 03/07/13 Debtor: PATRIOT COAL CORPORATION	3954	3920-1	Unsecured: \$16,880.90

* Denotes an unliquidated component.