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Honorable Shelley Chapman  
One Bowling Green  
Courtroom 621  
New York New York 10004-1408

IT is NOT Fair or JUST for Peabody TO  
Spin off Patriot Coal 10-31-2007 TO claim bankruptcy  
no matter what name the mines claim. I still  
hold my same employee number 24891 no matter  
what mine site or state I work in from 8-1-74 to  
the present. Peabody + Patriot ever share office  
space in ST Louis MO, where my payroll checks  
have been sent from all these years. Our LMPCP  
meetings have promoted company and union harmony  
and good working relationship, taking stock in  
our company for example. Local company  
management and union personnel did not cause  
this bankruptcy. PCX stock was still being  
encouraged to purchase until mid June 2012

Peabody and Patriot management + Board of Directors  
should be held accountable for promised health  
care till death and pension funding and PCX and  
BTH stock as an ongoing asset not written off  
as a loss or bankruptcy liability.

Peabody and Patriot management and Board of Directors owe the working people and the BTU and PEX stock holders. We need your assistance regarding Patriot Oct 31 2007 and acquisitions to end with positive results.

I am currently employed at Patriot Coal Highland #9 mine in Waverly Ky. with 30 years pension credit. When Peabody Coal was growing in 1974 I was hired at Peabody Coal Baldwin mine 8-1-74 as an underground worker. I worked there earning 20 years pension credit in dusty conditions mostly at the face area. The mine closed. On 8-11-2003 to the present I was recalled off Peabody panel to Peabody's Highland #9 mine as an underground employee again working in dusty conditions at the face. At both locations, I agreed to work for wages and benefits including health care for life which I planned on for retirement. Peabody and Patriot and Union officials negotiated these contracts MOU's recognized by Peabody & Patriot Board of Directors.

I urge your decision & ruling to be fair to all employees.

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