

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

In re:

PATRIOT COAL CORPORATION, *et al.*,

Debtors.¹

Chapter 11

Case No. 12-12900 (SCC)

(Jointly Administered)

**ORDER EXTENDING THE DEBTORS' EXCLUSIVE PERIODS
WITHIN WHICH TO FILE A PLAN OF REORGANIZATION
AND SOLICIT VOTES THEREON**

Upon the motion (the "**Motion**")² of Patriot Coal Corporation and its subsidiaries that are debtors and debtors in possession in these proceedings (collectively, the "**Debtors**"), for the entry of an order pursuant to section 1121(d) of the Bankruptcy Code extending the exclusive periods under sections 1121(b) and (c) of the Bankruptcy Code within which only the Debtors may file a plan of reorganization and solicit votes thereon, as more fully set forth in the Motion; and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. § 1334 and the Standing Order of Referral of Cases to Bankruptcy Court Judges of the District Court for the Southern District of New York, dated July 10, 1984 (Ward, Acting C.J.) as amended by Standing Order M-431, dated February 1, 2012 (Preska, C.J.); and consideration of the Motion and the requested relief being a core proceeding the Bankruptcy Court can determine pursuant to 28 U.S.C. § 157(b); and due and proper notice of the Motion

¹ The Debtors are the entities listed on Schedule 1 attached to the Motion. The employer tax identification numbers and addresses for each of the Debtors are set forth in the Debtors' chapter 11 petitions.

² Unless otherwise defined herein, each capitalized term shall have the meaning ascribed to it in the Motion.

having been provided in accordance with the Debtors' Case Management Order, and it appearing that no other or further notice need be provided; and there being no objections to the Motion; and the Court having reviewed the Motion and having held a hearing with appearances of parties in interest noted in the transcript thereof (the "**Hearing**"); and the relief requested in the Motion being in the best interests of the Debtors and their respective estates and creditors; and the Debtors having articulated good, sufficient and sound business justifications and compelling circumstances therefor; and the Court having determined that the legal and factual bases set forth in the Motion and at the Hearing establish just cause for the relief granted herein; and upon all of the proceedings had before the Court and after due deliberation and sufficient cause appearing therefore, it is hereby

ORDERED that the relief requested in the Motion is granted as set forth herein; and it is further

ORDERED that, pursuant to section 1121(d) of the Bankruptcy Code, the time within which the Debtors have the exclusive right to file a plan of reorganization pursuant to sections 1121(b) and (c)(2) of the Bankruptcy Code is extended through and including May 5, 2013; and it is further

ORDERED that, pursuant to section 1121(d) of the Bankruptcy Code, the time within which the Debtors may solicit acceptance, and no competing plans may be filed pursuant to section 1121(c)(3) of the Bankruptcy Code is hereby extended through and including July 4, 2013; and it is further

ORDERED that the relief requested herein is without prejudice to the Debtors' right to seek additional extensions of the Debtors' Exclusive Periods pursuant to

section 1121(d) of the Bankruptcy Code with respect to one or more of the Debtors; and
it is further

ORDERED that this Court retains jurisdiction with respect to all matters
arising from or related to the implementation of this Order; and it is further

ORDERED that notwithstanding any Federal Rule of Bankruptcy
Procedure that might otherwise delay the effective time of this order, the terms and
conditions of this Order shall be immediately effective and enforceable upon its entry.

Dated: November 15, 2012
New York, New York

/s/ Shelley C. Chapman
HONORABLE SHELLEY C. CHAPMAN
UNITED STATES BANKRUPTCY JUDGE