

**IN THE UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

In re:

PATRIOT COAL CORPORATION, *et al.*,

Debtors.

Chapter 11

Case No. 12-51502
(Jointly Administered)

**FOURTH MONTHLY FEE STATEMENT OF COLE, SCHOTZ, MEISEL,
FORMAN & LEONARD, P.A., AS CONFLICTS COUNSEL TO THE
OFFICIAL COMMITTEE OF UNSECURED CREDITORS OF PATRIOT COAL
CORPORATION, ET AL., FOR COMPENSATION AND REIMBURSEMENT OF
EXPENSES FOR THE PERIOD DECEMBER 1, 2012 THROUGH DECEMBER 31, 2012**

Name of Applicant:	<u>Cole, Schotz, Meisel, Forman & Leonard, P.A. (“Cole Schotz”)</u>
Authorized to Provide Professional Services to:	<u>The Official Committee of Unsecured Creditors</u>
Effective Date of Retention:	<u>August 16, 2012</u>
Period for which Compensation and Reimbursement is Sought:	<u>December 1, 2012 through December 31, 2012</u>
Total Amount of Compensation for Period:	<u>\$36,538.00</u>
Total Amount of Expenses for Period:	<u>\$ 1,647.69</u>
80% of Fees Requested for Payment:	<u>\$29,230.04</u>
100% of Expenses Requested for Payment:	<u>\$ 1,647.69</u>
Total Fees and Expenses Requested for Payment:	<u>\$30,877.73</u>

In accordance with this Court’s *Order to Establish Procedures for Interim Monthly Compensation and Reimbursement of Expenses of Professionals*, dated August 2, 2012 [Docket No. 262] (the “**Interim Compensation Order**”), Cole, Schotz, Meisel, Forman & Leonard, P.A. (“**Cole Schotz**”), conflicts counsel to the Official Committee of Unsecured Creditors (the “**Committee**”) of the above-captioned debtors and debtors-in-possession (collectively, the

“**Debtors**”), hereby submits this Fourth Monthly Fee Statement (the “**Fee Statement**”), seeking compensation and reimbursement of expenses for the period of December 1, 2012 through December 30, 2012 (the “**Fourth Monthly Period**”). By this Fee Statement, Cole Schotz seeks payment of \$29,230.40, which is comprised of eighty percent (80%) of the total amount of compensation sought for actual and necessary professional services rendered during the Fourth Monthly Period, and reimbursement of \$1,647.69, which is equal to one hundred percent (100%) of its actual and necessary expenses incurred in connection with such services.

Services Rendered and Expenses Incurred

1. Attached hereto as **Exhibit A** is a summary of the services rendered and compensation sought, broken down by project category, for the Fourth Monthly Period.

2. Attached hereto as **Exhibit B** is a billing summary of Cole Schotz’s professionals and paralegals by individual, setting forth the (i) name and title of each individual who performed services during the Fourth Monthly Period, (ii) aggregate time expended by each such individual, (iii) hourly billing rate for each such individual at Cole Schotz’s current billing rates, (iv) the amount of fees for the time expended by each Cole Schotz professional and paralegal, (v) year of bar admission for each attorney, and (vi) area of concentration for each attorney. The blended hourly billing rate of Cole Schotz’s professionals during the Fourth Monthly Period is approximately \$553.61.

3. Attached hereto as **Exhibit C** is a summary of reimbursements sought by Cole Schotz for expenses for the Fourth Monthly Period incurred in connection with the performance of professional services, broken down by expense type.

4. Attached hereto as **Exhibit D** is an itemized record of all time records for Cole Schotz professionals and all expenses for the Fourth Monthly Period.

Total Fees and Expenses Sought for the Fourth Monthly Period

5. The total amounts sought for fees for services rendered and reimbursement of expenses incurred for professional services rendered during the Fourth Monthly Period are as follows:

Total Fees for the Fourth Monthly Period:	\$36,538.00
Total Expenses for the Fourth Monthly Period:	\$ 1,647.69
TOTAL:	\$38,185.69

6. Pursuant to the Interim Compensation Order, Cole Schotz seeks payment of \$29,230.40 which is equal to (i) 80% of Cole Schotz’s total fees for services rendered during the Fourth Monthly Period and (ii) 100% of the total expenses incurred during the Fourth Monthly Period.

80% of Total Fees for the Fourth Monthly Period:	\$29,230.40
100% of Total Expenses for the Fourth Monthly Period:	\$ 1,647.69
TOTAL:	\$30,878.09

Notice and Objection Procedures

7. No trustee or examiner has been appointed in these Chapter 11 Cases. Pursuant to the Interim Compensation Order, notice of this Fee Statement has been served upon: (i) the Debtors, Patriot Coal Corporation, 12312 Olive Boulevard, Suite 400, St. Louis, Missouri 63141, Attn: Jacquelyn A. Jones, (ii) Davis Polk & Wardwell LLP, 450 Lexington Avenue, New York, New York 10017, Attn: Marshall S. Huebner and Brian M. Resnick, (iii) the Office of the United States Trustee for the Southern District of New York, 33 Whitehall Street, 21st Floor, New York,

New York 10004, Attn: Andrea B. Schwartz and Paul K. Schwartzberg, (iv) attorneys for the administrative agent for the Debtors' post-petition lenders, (a) Weil, Gotshal & Manges LLP, 767 Fifth Avenue, New York, New York 10153, Attn: Marcia Goldstein and Joseph Smolinsky, and (b) Wilkie Farr & Gallagher LLP, 787 Seventh Avenue, New York, New York 10019, Attn: Margot B. Schonholtz and Ana Alfonso, and (v) counsel for the Official Committee of Unsecured Creditors, Kramer Levin Naftalis & Frankel LLP, 1177 Avenue of the Americas, New York, New York 10036, Attn: Adam C. Rogoff, Esq. and Gregory G. Plotko, Esq., (collectively, the "**Notice Parties**"). Cole Schotz submits that no other or further notice need to be provided.

8. Pursuant to the Interim Compensation Order, objections to this Fee Statement, if any, must be in writing, filed with the Court and served upon the Notice Parties, including Cole Schotz, by no later than February 6, 2013 (the "**Review Deadline**"), setting forth the nature of the objection and the specific amount of fees or expenses at issue.

9. If no objections to the Fee Statement are received on or before the Review Deadline, the Debtors will pay Cole Schotz (i) 80% of its total fees for services rendered during the Fourth Monthly Period and (ii) 100% of the total expenses incurred during the Fourth Monthly Period.

10. To the extent an objection to the Fee Statement is received on or before the Review Deadline, the Debtors will withhold payment of that portion of the Fee Statement to which the objection is directed and will promptly pay the remainder of the fees and expenses in the percentages set forth above. To the extent such objection is not resolved, it shall be preserved and scheduled for consideration at the next interim fee application hearing.

Dated: January 22, 2013

CARMODY MACDONALD P.C.

By: /s/ Angela L. Schisler

Gregory D. Willard, #MO30192

Angela L. Schisler, #MO56768

John D. McAnnar, #MO061636

120 S. Central Avenue, Suite 1800

St. Louis, MO 63105

Telephone: (314) 854-8600

Facsimile: (314) 854-8660

*Proposed Local Counsel for The Official
Committee of Unsecured Creditors for Patriot
Coal Corporation, et al.*

and

Michael D. Warner, Esq. (Admitted *Pro Hac Vice*)

**COLE, SCHOTZ, MEISEL, FORMAN &
LEONARD, P.A.**

900 Third Avenue, 16th Floor

New York, NY 10022-4728

Telephone: (212) 752-8000

Facsimile: (212) 752-8393

*Conflicts Counsel for The Official Committee
of Unsecured Creditors for Patriot Coal
Corporation, et al.*

EXHIBIT A

Summary of Time by Category

Matter Number	Description	Hours	Fees
NY05	Case Administration	38.4	\$23,344.50
NY12	Meetings of Creditors	23.0	\$11,316.00
NY36	Pre-Petition Secured Lien and Claim Analysis	4.6	\$1,877.50
	TOTAL	66.0	\$36,538.00

EXHIBIT B

Summary of Professionals

Name of Professional Person	Date of Bar Admission	Position with Cole Schotz and Number of Years in that Position	Hourly Billing Rate	Total Billed Hours	Total Compensation
Stuart Komrower	1984	Member (since 1994)	\$645	29.9	\$19,285.50
David Bass	1994	Member (since 2010)	\$610	16.8	\$10,248.00
Roger M. Iorio	2002	Member (since 2010)	\$405	13.0	\$5,265.00
Wylie D. Van Ness	2006	Associate (since 2008)	\$330	.6	\$198.00
Jill Bienstock	2008	Associate (since 2008)	\$295	2.9	\$855.50
Amanda L. Bassen	2010	Associate (since 2010)	\$245	2.2	\$539.00
Frances Pisano	N/A	Paralegal (since 1992)	\$245	.6	\$147.00
TOTAL				66.0	\$36,538.00

EXHIBIT C

Summary of Expenses

Expense Category	Service Provider (if applicable)	Total Expenses
Lien/Litigation Work	<i>CSC - UCC Searches</i>	\$74.75
Photocopying		\$1,116.60
Messenger Service	<i>Federal Express</i>	\$288.17
Telephone Charge		\$44.31
Travel – Mileage/Tolls		\$60.00
Pacer		\$4.00
Westlaw		\$59.86
Total		\$1,647.69

EXHIBIT D



301 COMMERCE STREET
SUITE 1700
FORT WORTH, TX 76102
817.810.5250 817.810.5255 FAX
FEDERAL ID# 22-2113414

PATRIOT COAL - CREDITORS COMMITTEE
ATTN: STEVE CIMALORE
WILMINGTON TRUST COMPANY
RODNEY SQUARE NORTH
1100 NORTH MARKET STREET
WILMINGTON, DE 19890

—
NEW JERSEY
—
NEW YORK
—
DELAWARE
—
MARYLAND

Re: Client/Matter No. 51175-0001
OFFICIAL COMMITTEE OF CREDITORS

Invoice No. 712914
January 17, 2013

FOR PROFESSIONAL SERVICES RENDERED THROUGH DECEMBER 31, 2012

<u>DATE</u>	<u>NARRATIVE</u>	<u>INITIALS</u>	<u>HOURS</u>	<u>AMOUNT</u>
	CASE ADMINISTRATION		38.40	\$23,344.50
11/30/12	PREPARE AND EFILE EPIQ AFFIDAVIT OF SERVICE RE: DOCKET NO. 1625	FP	0.20	49.00
11/30/12	ADDRESS ISSUES RE: BY-LAWS AND VOTING REQUIREMENTS, ETC.	DMB	0.30	183.00
11/30/12	CORRESPONDENCE TO CO-COUNSEL RE COMMITTEE APPROVAL OF RECONSIDERATION, LOGISTICS AND TIMING; EMAILS WITH ROGOFF AND MAYER	SK	0.50	322.50
11/30/12	CONFERENCE WITH ADVERSARY J. SMOLINSKY, CITIGROUP, ET AL, COUNSEL	SK	0.20	129.00
11/30/12	CORRESPONDENCE FROM CO-COUNSEL PLOTKO RE PEABODY SUBMISSION; REVIEW DOCUMENT	SK	0.40	258.00
11/30/12	CORRESPONDENCE FROM T. MAYER RE VENUE CHANGE IMPACT AND RESPONSE EMAIL	SK	0.30	193.50
11/30/12	PREPARE AND EFILE EPIQ AFFIDAVIT OF SERVICE RE: DOCKET NO. 1614	FP	0.20	49.00
12/03/12	REVIEW PEABODY RESPONSE TO INTERESTED SHAREHOLDERS MOTION TO APPOINT EQUITY COMMITTEE; RELEVANT FOR SOLVENCY ALLEGATIONS	SK	0.50	322.50
12/03/12	CALL TO/FROM C. REIMER RE: STIPULATION ON OUTSTANDING ISSUES	DMB	0.10	61.00
12/03/12	CALL WITH A. ALFONSO RE: EXTENSION ISSUES	DMB	0.20	122.00
12/04/12	CONFERENCE WITH T. MAYER RE COMMITTEE MEETING, AGENDA, FOLLOW UP	SK	0.20	129.00
12/04/12	TELEPHONE FROM T. MAYER RE COMMITTEE MEETING, CONFLICTS ISSUES GOING FORWARD	SK	0.20	129.00
12/04/12	REVIEW DEBTORS SCHEDULES RE: INTERCOMPANY BALANCES	RMI	0.40	162.00

COLE, SCHOTZ, MEISEL, FORMAN & LEONARD, P.A.

**Re: OFFICIAL COMMITTEE OF CREDITORS
Client/Matter No. 51175-0001**

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<u>DATE</u>	<u>NARRATIVE</u>	<u>INITIALS</u>	<u>HOURS</u>	<u>AMOUNT</u>
12/05/12	CORRESPONDENCE TO T. MAYER; SEVERAL EMAILS RE COMMITTEE POLL AND VOTE	SK	0.30	193.50
12/05/12	DRAFT RECOMMENDATION LETTER TO COMMITTEE FOR EMAIL POLL	SK	1.60	1,032.00
12/05/12	ADDRESS ISSUES RE: DEMAND ON DEBTORS	DMB	0.40	244.00
12/05/12	CONFERENCE WITH T. MAYER RE COMMITTEE AUTHORIZATION PROCEDURE	SK	0.20	129.00
12/05/12	REVIEW DEBTORS SCHEDULES	RMI	0.30	121.50
12/06/12	CORRESPONDENCE FROM COMMITTEE MEMBER RE RECOMMENDATION, VALUE ISSUE; REVIEW MATERIALS FOR DRAFT RESPONSE	SK	0.20	129.00
12/07/12	INITIAL REVIEW OF DRAFT EXTENSION STIPULATION (WITH BOFA)	DMB	0.40	244.00
12/07/12	CONFERENCE WITH CO-COUNSEL RE BOFA ARRANGEMENTS TO FURTHER STIPULATION	SK	0.20	129.00
12/07/12	TELEPHONE AND EXCHANGE EMAILS WITH A. ALFONSO RE: EXTENSION STIPULATION (OPEN ISSUES)	DMB	0.40	244.00
12/08/12	REVIEW DRAFT EXHIBIT A TO BOFA EXTENSION STIPULATION	DMB	0.20	122.00
12/10/12	REVIEW WILKIE/BOA MEMO	WDV	0.50	165.00
12/10/12	PREPARE CORRESPONDENCE TO C. REIMER RE: EXTENSION	DMB	0.10	61.00
12/10/12	REVIEW BOFA MASTER PROOF OF CLAIM AND DISCUSS WITH S. KOMROWER	DMB	0.70	427.00
12/10/12	ADDRESS FIFTH THIRD EXTENSION STATUS	DMB	0.20	122.00
12/10/12	REVISE CLAIM AND LIEN STIPULATION	SK	1.20	774.00
12/10/12	CONFERENCE WITH CO-COUNSEL AND EMAIL - VARIOUS RE BOFA STIPULATION	SK	0.50	322.50
12/10/12	REVIEW PROPOSED EXHIBITS TO STIPULATION	SK	0.50	322.50
12/10/12	REVIEW BOFA MASTER CONTINGENT PROOF OF CLAIM; NOTES FOR VALIDITY AND AMOUNT DETERMINATION	SK	0.30	193.50
12/10/12	CONFERENCE WITH CO-COUNSEL; DISCUSS STANDING MOTION STIPULATION LANGUAGE, BOFA AND FIFTH THIRD ARRANGEMENTS (VARIOUS)	SK	0.40	258.00
12/10/12	CORRESPONDENCE TO MAYER, HOULIHAN AND MESIROW - LENDER STIPULATION STATUS, BOFA CLAIM, REQUEST AUTHORITY FOR CLAIM AMOUNT VALIDATION INCLUDING REVIEW OF DIP ORDER PROVISIONS; DOCKET ENTRIES	SK	1.10	709.50
12/10/12	CALL WITH A. ALFONSO RE: STIPULATION ISSUES	DMB	0.20	122.00

COLE, SCHOTZ, MEISEL, FORMAN & LEONARD, P.A.

**Re: OFFICIAL COMMITTEE OF CREDITORS
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<u>DATE</u>	<u>NARRATIVE</u>	<u>INITIALS</u>	<u>HOURS</u>	<u>AMOUNT</u>
12/10/12	PREPARE CORRESPONDENCE TO A. ALFONSO RE: PROPOSED CHANGES TO STIPULATION	DMB	0.20	122.00
12/10/12	REVIEW REVISED DRAFT OF EXHIBIT A AND P. JENSEN EMAIL RE: SAME	DMB	0.20	122.00
12/10/12	REVIEW AND COMMENT ON PROPOSED STIPULATION AND ADDRESS RELATED EXHIBITS AND ISSUES	DMB	2.10	1,281.00
12/11/12	CONFERENCE WITH CO-COUNSEL; DISCUSS STIPULATIONS WITH LENDERS; REVIEW EDITS; COMMENTS TO STIPULATION	SK	0.50	322.50
12/11/12	CONTINUE TO ADDRESS EXTENSION STIPULATION AND RELATED ISSUES, INCLUDING CALLS WITH COUNSEL FOR BOFA	DMB	2.00	1,220.00
12/11/12	REVIEW BOFA'S REVISIONS TO STIPULATION; EMAILS; REVISED FORMS OF EXHIBITS A AND B TO EXTENSION STIPULATION; MULTIPLE CONFERENCES TO NEGOTIATE ISSUES - COUNTER LANGUAGE	SK	1.50	967.50
12/11/12	RESEARCH CASELAW ON NEED TO OBTAIN DEBTOR CONSENT BEFORE SUIT; NATIONAL FORGE, ET AL.; CONFERENCES RE SAME	SK	0.60	387.00
12/11/12	REVIEW AND COMMENT ON REVISED BOFA STIPULATION	RMI	0.30	121.50
12/12/12	REVIEW EMAILS WITH DEBTORS' COUNSEL RE: STANDING ISSUES, ETC.	DMB	0.10	61.00
12/12/12	CORRESPONDENCE TO S. REISMAN - DEBTOR'S CONFLICTS COUNSEL - RE STANDING	SK	0.20	129.00
12/12/12	REVISE STIPULATION; ADDITIONAL LANGUAGE FOR RESERVATION OF CLAIMS AND CONFERENCES RE SAME	SK	0.40	258.00
12/12/12	REVIEW BOFA - WILLKIE LATEST TURN OF STIPULATION; NOTES; COMPARE REFERENCE LANGUAGE IN DIP ORDER RE STANDBY	SK	0.40	258.00
12/12/12	CONFERENCE CALL WITH MARGOT S. AND PENELOPE OF WILLKIE FARR	SK	0.20	129.00
12/12/12	FINALIZE PROPOSED REVISIONS TO EXTENSION STIPULATION AND PREPARE CORRESPONDENCE TO BOFA COUNSEL RE: SAME	DMB	1.00	610.00
12/12/12	EXCHANGE EMAILS WITH BOFA'S COUNSEL RE: ISSUES IN CONNECTION WITH REVISIONS TO EXTENSION STIPULATION	DMB	0.30	183.00
12/12/12	EMAILS WITH CO-COUNSEL RE: EXHIBITS TO EXTENSION STIPULATION	DMB	0.10	61.00
12/12/12	REVIEW AND CONSIDER BOFA CHANGES TO STIPULATION	DMB	0.40	244.00
12/12/12	REVIEW REVISIONS TO STIPULATION	RMI	0.20	81.00
12/12/12	CALL WITH M. SCHONHOLTZ AND P. JENSEN (WITH S. KOMROWER) RE: ISSUES RE: CLAIM AMOUNT ACKNOWLEDGEMENT/PROOF OF CLAIM	DMB	0.20	122.00

COLE, SCHOTZ, MEISEL, FORMAN & LEONARD, P.A.

**Re: OFFICIAL COMMITTEE OF CREDITORS
Client/Matter No. 51175-0001**

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<u>DATE</u>	<u>NARRATIVE</u>	<u>INITIALS</u>	<u>HOURS</u>	<u>AMOUNT</u>
12/13/12	FINAL REVIEW OF BOFA EXTENSION/LIEN CHALLENGE STIUPLATION; CONFERENCES AND EMAILS REGARDING SAME	SK	0.30	193.50
12/13/12	PREPARE CORRESPONDENCE TO AND EXCHANGE EMAILS WITH BOFA'S COUNSEL RE: APPROVING AND FINALIZING STIPULATION	DMB	0.10	61.00
12/13/12	REVIEW "FINAL" VERSION WITH EXHIBITS, ETC. AND EXCHANGE EMAILS WITH SIGNATURE PAGES WITH BOFA'S COUNSEL	DMB	0.20	122.00
12/13/12	PREPARATION OF PROPOSED EXTENSION STIPULATION WITH FIFTH THIRD AND CONFER WITH R. IORIO AND S. KOMROWER RE: SAME	DMB	1.00	610.00
12/13/12	PREPARE CORRESPONDENCE TO C. REIMER RE: DRAFT OF PROPOSED EXTENSION STIP AND RELATED ISSUES	DMB	0.20	122.00
12/13/12	PREPARE CORRESPONDENCE TO C. REIMER RE: REVISED DRAFT OF PROPOSED EXTENSION STIP	DMB	0.10	61.00
12/13/12	PREPARATION OF NOTICE OF EXTENSION STIPULATION (BOFA)	DMB	0.40	244.00
12/13/12	REVIEW ISSUES LIST FOR FIFTH THIRD STIPULATION; CONFERENCE RE SAME	SK	0.40	258.00
12/13/12	REVISE FIFTH THIRD STIPULATION - ITEMS FOR EXHIBIT A; CONFERENCE WITH R. IORIO RE SAME; REVISIONS	SK	0.50	322.50
12/13/12	REVIEW DUFF & PHELPS SOLVENCY OPINION	SK	0.50	322.50
12/13/12	REVIEW CORRESPONDENCE FROM AND EXCHANGE EMAILS WITH C. REIMER RE: STIPULATION STATUS (WITH FIFTH THIRD)	DMB	0.10	61.00
12/13/12	REVIEW AND REVISE FIFTH THIRD STIPULATION	RMI	0.40	162.00
12/13/12	FINAL REVIEW OF BOFA CHANGES AND CONFER WITH S. KOMROWER RE: SAME	DMB	0.30	183.00
12/14/12	REVIEW CORRESPONDENCE FROM AND EXCHANGE EMAILS WITH P. JENSEN RE: MASTER PROOF OF CLAIM	DMB	0.10	61.00
12/14/12	PREPARATION OF NOTICE OF EXTENSION STIPULATION (FIFTH THIRD)	DMB	0.20	122.00
12/14/12	REVIEW FIFTH THIRD PERFECTION CHART EXHIBIT TO STIP (.2) AND EXCHANGE EMAILS WITH S. KOMROWER RE: SAME AND RELATED ISSUES (.3); PREPARE CORRESPONDENCE TO AND EXCHANGE EMAILS WITH C. REIMER RE: PERFECTION CHART (.1)	DMB	0.60	366.00
12/14/12	COORDINATE FILINGS AND SERVICE OF BOFA AND FIFTH THIRD STIPS (AND NOTICE), INCLUDING FINALIZING DOCUMENTS AND EMAILS WITH EPIQ	DMB	0.30	183.00
12/14/12	CONFERENCE WITH CO-COUNSEL RE FIFTH THIRD STIPULATION ISSUES; EMAILS	SK	0.30	193.50

COLE, SCHOTZ, MEISEL, FORMAN & LEONARD, P.A.

**Re: OFFICIAL COMMITTEE OF CREDITORS
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<u>DATE</u>	<u>NARRATIVE</u>	<u>INITIALS</u>	<u>HOURS</u>	<u>AMOUNT</u>
12/14/12	REVIEW EMAILS, STIPULATION REVISIONS, EXHIBIT TO STIPULATION; ATTEND TO EXECUTION AND FILING	SK	0.40	258.00
12/14/12	MEMO TO CO-COUNSEL RE NEXT STEPS FOR ADDRESSING AREAS OF LIEN CHALLENGE	SK	0.20	129.00
12/14/12	CONFERENCES WITH S. KOMROWER RE: FIFTH THIRD STIPULATION ISSUES	DMB	0.30	183.00
12/14/12	CALLS WITH C. REIMER RE: EXTENSION STIPULATION (2X) (.7); EXCHANGE EMAILS WITH C. REIMER RE: EXTENSION STIPULATION (.2)	DMB	0.90	549.00
12/17/12	MEMO TO CO-COUNSEL RE LIEN ANALYSIS FOLLOW UP COMMUNICATIONS	SK	0.30	193.50
12/18/12	DISCUSS FIFTH THIRD'S REQUESTS WITH S. KOMROWER AND R. IORIO	DMB	0.20	122.00
12/18/12	CONFERENCE WITH CO-COUNSEL AND EMAILS RE MEETING WITH BOFA AND FIFTH THIRD COUNSEL	SK	0.20	129.00
12/18/12	REVIEW LIEN EXCEPTION CHARTS	SK	0.30	193.50
12/18/12	REVIEW OF INTERCOMPANY TRANSACTIONS; EMAILS FROM K. LABRADA; CASE ADMINISTRATION, POSSIBLE IMPACT ON RESERVED INVESTIGATION ITEMS	SK	0.50	322.50
12/18/12	PREPARE CORRESPONDENCE TO AND EXCHANGE EMAILS WITH BOFA'S COUNSEL RE: MOVING FORWARD, ETC.	DMB	0.10	61.00
12/18/12	PREPARE CORRESPONDENCE TO AND EXCHANGE EMAILS WITH FIFTH THIRD'S COUNSEL RE: MOVING FORWARD, ETC.	DMB	0.10	61.00
12/18/12	CALL WITH C. REIMER, FIFTH THIRD'S COUNSEL, RE: MOVING FORWARD, ETC.	DMB	0.10	61.00
12/19/12	REVIEW ISSUES RE: INTERDISTRICT TRANSFER	DMB	0.20	122.00
12/19/12	REVIEW AFFIDAVIT OF SERVICE FROM EPIQ RE: DOCKET NOS. 1734 AND 1750; PREPARE AND EFILE AFFIDAVIT	FP	0.20	49.00
12/19/12	REVIEW MESIROW REPORT ON CASH MANAGEMENT SYSTEMS/ACCOUNTS TO ASSESS DEPOSIT ACCOUNT/BALANCE PERFECTION AND INTERCOMPANY CASHFLOW ILLUSTRATIONS	SK	0.60	387.00
12/19/12	CONFERENCE WITH CO-COUNSEL; COMPARISON OF BANK ACCOUNTS; REVIEW ANALYSIS	SK	0.30	193.50
12/19/12	REVIEW MOTION TO CONTINUE TO USE EXISTING CASH MANAGEMENT SYSTEM TO RECONCILE WITH EXHIBIT D TO COMMITTEE REPORT; EMAILS AND CONFERENCES RE SAME	SK	0.50	322.50
12/19/12	MEETING WITH R. IORIO; REVIEW BANK ACCOUNTS RECONSIDERATION REPORT AND CASH MANAGEMENT EXHIBIT B	SK	0.30	193.50

COLE, SCHOTZ, MEISEL, FORMAN & LEONARD, P.A.

**Re: OFFICIAL COMMITTEE OF CREDITORS
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<u>DATE</u>	<u>NARRATIVE</u>	<u>INITIALS</u>	<u>HOURS</u>	<u>AMOUNT</u>
12/19/12	REVIEW DEBTORS SCHEDULES RE: BANK ACCOUNTS	RMI	0.40	162.00
12/26/12	REVIEW LIEN PERFECTION ISSUES, SCHEDULES; EMAIL RE SAME	SK	0.20	129.00
12/26/12	REVIEW REPORT SCHEDULES; EMAILS; LIEN ISSUES	SK	0.80	516.00
12/26/12	REVIEW STATUS OF COORDINATION WITH BOFA AND FIFTH THIRD	DMB	0.20	122.00
12/27/12	REVIEW CORRESPONDENCE FROM A. ROGOFF RE: OMNIBUS HEARING DATES	DMB	0.10	61.00
12/27/12	CONFERENCE WITH CO-COUNSEL AND REVIEW DOCUMENTS, SCHEDULES, REPORT WORK	SK	0.50	322.50
MEETINGS OF CREDITORS			23.00	\$11,316.00
11/30/12	REVIEW AND DRAFT EDITS TO COMMITTEE MEMO SECTION ON GUARANTEES	JBB	2.90	855.50
11/30/12	FINAL REVISIONS TO COMMITTEE REPORT	RMI	0.70	283.50
11/30/12	REVIEW CORRESPONDENCE FROM S. KOMROWER TO COMMITTEE MEMBERS RE: FINAL REPORT/VOTING, ETC.	DMB	0.10	61.00
12/04/12	PREPARATION FOR PRESENTATION TO COMMITTEE	RMI	1.30	526.50
12/04/12	PREPARE OUTLINE FOR PRESENTATION TO COMMITTEE OF REPORT; PREPARE FOR MEETING	SK	1.00	645.00
12/05/12	CALL WITH CO-COUNSEL RE CREDITOR COMMITTEE, BANK AND DEBTOR REVIEW	WDV	0.10	33.00
12/05/12	PREPARATION FOR, TRAVEL TO AND FROM AND ATTEND COMMITTEE MEETING	RMI	5.50	2,227.50
12/05/12	REVIEW EMAILS RE: RECOMMENDATION AND RELATED EMAILS	DMB	0.30	183.00
12/05/12	MEETING WITH CREDITORS' COMMITTEE AT DAVIS POLK FOR PRESENTATION OF COMMITTEE REPORT, APPROVAL OF RECOMMENDATION, TRAVEL INTEROFFICE; REVIEW AND PREPARE ADDITIONAL POINTS FOR OUTLINE	SK	4.00	2,580.00
12/06/12	CORRESPONDENCE TO COMMITTEE; ADDRESS POTENTIAL VALUE FOR PERFECTION ISSUES ON VARIOUS TYPES OF COLLATERAL; REVIEW AND ORGANIZE EXHIBITS D AND G; REVIEW, ASSESS AND EXPLAIN DETAILED PERFECTION SUMMARIES PROVIDED TO LENDERS	SK	0.90	580.50
12/06/12	PREPARATION FOR COMMITTEE MEETING	RMI	0.60	243.00
12/06/12	CONFERENCE WITH CO-COUNSEL RE COLLATERAL PERFECTION CHARTS	SK	0.40	258.00
12/06/12	ADDRESS ISSUES RE: COMMITTEE RECOMMENDATIONS	DMB	0.20	122.00
12/07/12	CONFERENCE CALL WITH PROFESSIONALS; WEEKLY CONFERENCE CALL; PREPARATION FOR FULL COMMITTEE CALL	SK	0.30	193.50

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12/07/12	REVIEW COMMITTEE RECOMMENDATIONS	RMI	0.30	121.50
12/07/12	PREPARE FOR COMMITTEE CALL - REPORT PRESENTATION AND VOTE	SK	0.80	516.00
12/07/12	CONFERENCE CALL WITH COMMITTEE RE LIEN AND LITIGATION CLAIMS REPORT	SK	0.40	258.00
12/07/12	REVIEW MEMO RE: COMMITTEE APPROVAL	DMB	0.10	61.00
12/07/12	PREPARE FOR AND ATTEND COMMITTEE CALL	RMI	1.00	405.00
12/10/12	REVIEW AND REVISE BANK OF AMERICA STIPULATION, INCLUDING REVIEW OF COLLATERAL DESCRIPTIONS	RMI	0.80	324.00
12/11/12	CONFERENCE WITH CO-COUNSEL RE STIPULATION ISSUES; DIP ORDER TERMS; NEGOTIATE CHALLENGE AREAS AND LANGUAGE WITH BOFA	SK	0.60	387.00
12/11/12	TELEPHONE TO S. REISMAN, DEBTOR'S CONFLICT COUNSEL, RE LIENS/CLAIMS	SK	0.10	64.50
12/11/12	REVIEW DIP ORDER PROVISIONS	SK	0.30	193.50
12/12/12	CORRESPONDENCE FROM WILLKIE FARR RE STIPULATION NEGOTIATION; CONFERENCES RE SAME	SK	0.30	193.50
	PRE-PETITION SECURED LIEN AND CLAIM ANALYSIS		4.60	\$1,877.50
12/04/12	CONFERENCE WITH ACCOUNTANT MONTY KEHL; SEVERAL CALLS RE SOLVENCY ISSUES, REPORT POINTS	SK	0.40	258.00
12/04/12	CONFERENCE WITH CO-COUNSEL RE COMMITTEE MEETING PRESENTATION, PREPARATION	SK	0.20	129.00
12/07/12	REVIEW DEBTORS SCHEDULES RE: ACCOUNTS	RMI	0.30	121.50
12/11/12	CONFERENCES WITH S. KOMROWER RE: MOTION SEEKING DERIVATIVE STANDING	AYB	0.30	73.50
12/11/12	CORRESPONDENCE TO ADVERSARY REISMAN; DEMAND SUIT AS PRECURSOR TO STANDING, ATTACH AND DETAIL BOFA CLAIM, TWO LIEN PERFECTION CHARTS	SK	0.50	322.50
12/11/12	CONTINUE TO ADDRESS ISSUES RE: BOFA CLAIM ACKNOWLEDGMENT	DMB	0.30	183.00
12/11/12	RESEARCH CASE LAW FOR INCLUSION IN MOTION FOR DERIVATIVE STANDING	AYB	1.90	465.50
12/14/12	REVISE FIFTH THIRD BANK STIPULATION AND PREPARATION OF EXHIBIT FOR SAME	RMI	0.50	202.50
12/17/12	EMAILS RE: "NEXT STEPS"	DMB	0.20	122.00
		TOTAL HOURS	66.00	

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PROFESSIONAL SERVICES:

\$ 36,538.00

<u>TIMEKEEPER</u>	<u>STAFF LEVEL</u>	<u>HOURS</u>	<u>RATE</u>	<u>AMOUNT</u>
STUART KOMROWER	MEMBER	29.90	645.00	19,285.50
DAVID BASS	MEMBER	16.80	610.00	10,248.00
ROGER M. IORIO	MEMBER	13.00	405.00	5,265.00
JILL BIENSTOCK	ASSOCIATE	2.90	295.00	855.50
WYLIE D. VAN NESS	ASSOCIATE	0.60	330.00	198.00
AMANDA L. BASSEN	ASSOCIATE	2.20	245.00	539.00
FRANCES PISANO	PARALEGAL	0.60	245.00	147.00

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ACTIVITY CODE SUMMARY

<u>DESCRIPTION</u>	<u>HOURS</u>	<u>RATE</u>	<u>AMOUNT</u>
CASE ADMINISTRATION	0.60	245.00	147.00
CASE ADMINISTRATION	0.50	330.00	165.00
CASE ADMINISTRATION	2.00	405.00	810.00
CASE ADMINISTRATION	15.60	610.00	9,516.00
CASE ADMINISTRATION	19.70	645.00	12,706.50
Total For CASE ADMINISTRATION	38.40	245.00	23,344.50
MEETINGS OF CREDITORS	2.90	295.00	855.50
MEETINGS OF CREDITORS	0.10	330.00	33.00
MEETINGS OF CREDITORS	10.20	405.00	4,131.00
MEETINGS OF CREDITORS	0.70	610.00	427.00
MEETINGS OF CREDITORS	9.10	645.00	5,869.50
Total For MEETINGS OF CREDITORS	23.00	295.00	11,316.00
PRE-PETITION SECURED LIEN AND CLAIM ANALYSIS	2.20	245.00	539.00
PRE-PETITION SECURED LIEN AND CLAIM ANALYSIS	0.80	405.00	324.00
PRE-PETITION SECURED LIEN AND CLAIM ANALYSIS	0.50	610.00	305.00
PRE-PETITION SECURED LIEN AND CLAIM ANALYSIS	1.10	645.00	709.50
Total For PRE-PETITION SECURED LIEN AND CLAIM ANALYSIS	4.60	245.00	1,877.50

COSTS ADVANCED

<u>DATE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
11/09/12	TELEPHONE TOLL CHARGE	39.31
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	796.20
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	3.00
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	25.20
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	0.20
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	18.40
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	35.60
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	18.40
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	35.60
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	25.20

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<u>DATE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	25.20
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	6.40
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	2.80
11/30/12	PHOTOCOPYING / PRINTING / SCANNING	25.20
11/30/12	TELEPHONE TOLL CHARGE	0.05
11/30/12	TELEPHONE TOLL CHARGE	0.05
11/30/12	LIEN / LITIGATION WORK - CSC	74.75
11/30/12	COPY OF OFFICIAL DOCUMENTS	1.00
11/30/12	COPY OF OFFICIAL DOCUMENTS	3.00
11/30/12	MESSENGER SERVICE - FEDERAL EXPRESS	25.92
11/30/12	MESSENGER SERVICE - FEDERAL EXPRESS	33.78
11/30/12	MESSENGER SERVICE - FEDERAL EXPRESS	33.78
11/30/12	MESSENGER SERVICE - FEDERAL EXPRESS	33.78
11/30/12	MESSENGER SERVICE - FEDERAL EXPRESS	49.26
11/30/12	MESSENGER SERVICE - FEDERAL EXPRESS	53.93
11/30/12	MESSENGER SERVICE - FEDERAL EXPRESS	57.72
12/03/12	TELEPHONE TOLL CHARGE	0.05
12/03/12	TELEPHONE TOLL CHARGE	0.05
12/03/12	TELEPHONE TOLL CHARGE	0.15
12/04/12	TELEPHONE TOLL CHARGE	0.05
12/04/12	TELEPHONE TOLL CHARGE	0.05
12/04/12	TELEPHONE TOLL CHARGE	0.20
12/05/12	TRAVEL- MILEAGE/TOLLS - STUART KOMROWER	60.00
12/05/12	PHOTOCOPYING / PRINTING / SCANNING	17.60
12/05/12	PHOTOCOPYING / PRINTING / SCANNING	3.00
12/05/12	TELEPHONE TOLL CHARGE	0.05
12/05/12	TELEPHONE TOLL CHARGE	0.05
12/05/12	TELEPHONE TOLL CHARGE	0.10
12/05/12	TELEPHONE TOLL CHARGE	0.20
12/06/12	PHOTOCOPYING / PRINTING / SCANNING	8.00
12/06/12	PHOTOCOPYING / PRINTING / SCANNING	3.20
12/06/12	PHOTOCOPYING / PRINTING / SCANNING	7.60
12/07/12	TELEPHONE TOLL CHARGE	0.15
12/10/12	PHOTOCOPYING / PRINTING / SCANNING	7.60
12/11/12	WESTLAW	59.86
12/11/12	PHOTOCOPYING / PRINTING / SCANNING	5.00
12/11/12	PHOTOCOPYING / PRINTING / SCANNING	5.00
12/11/12	PHOTOCOPYING / PRINTING / SCANNING	5.00

COLE, SCHOTZ, MEISEL, FORMAN & LEONARD, P.A.

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<u>DATE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
12/11/12	PHOTOCOPYING / PRINTING / SCANNING	4.40
12/11/12	PHOTOCOPYING / PRINTING / SCANNING	4.40
12/11/12	PHOTOCOPYING / PRINTING / SCANNING	2.60
12/11/12	PHOTOCOPYING / PRINTING / SCANNING	1.20
12/11/12	TELEPHONE TOLL CHARGE	0.15
12/11/12	TELEPHONE TOLL CHARGE	0.40
12/11/12	TELEPHONE TOLL CHARGE	0.65
12/11/12	TELEPHONE TOLL CHARGE	0.80
12/12/12	PHOTOCOPYING / PRINTING / SCANNING	6.40
12/12/12	TELEPHONE TOLL CHARGE	0.60
12/13/12	PHOTOCOPYING / PRINTING / SCANNING	0.20
12/13/12	PHOTOCOPYING / PRINTING / SCANNING	2.40
12/14/12	PHOTOCOPYING / PRINTING / SCANNING	2.40
12/14/12	PHOTOCOPYING / PRINTING / SCANNING	0.20
12/14/12	PHOTOCOPYING / PRINTING / SCANNING	0.20
12/14/12	TELEPHONE TOLL CHARGE	0.10
12/14/12	TELEPHONE TOLL CHARGE	1.10
12/18/12	PHOTOCOPYING / PRINTING / SCANNING	6.40
12/18/12	PHOTOCOPYING / PRINTING / SCANNING	6.40

TOTAL COSTS ADVANCED: \$ 1,647.69

TOTAL SERVICES AND COSTS: \$ 38,185.69



COLE SCHOTZ

COLE, SCHOTZ, MEISEL, FORMAN & LEONARD, P.A.
Attorneys at Law A Professional Corporation

PATRIOT COAL - CREDITORS COMMITTEE
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FEDERAL ID# 22-2113414

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NEW YORK
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DELAWARE
—
MARYLAND
—
TEXAS

REMITTANCE PAGE

FOR PROFESSIONAL SERVICES RENDERED

Re: Client/Matter No. 51175-0001
OFFICIAL COMMITTEE OF CREDITORS

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PLEASE RETURN THIS COPY WITH YOUR PAYMENT

TOTAL SERVICES AND COSTS:

\$ 38,185.69