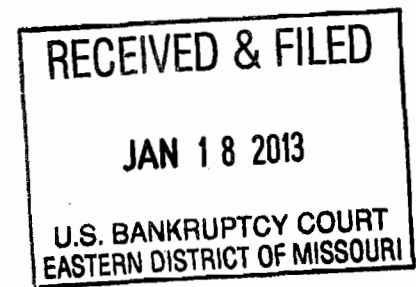


January 14, 2013

To the Honorable Kathy A. Surrat-States
Re: Case No. 12-51502
Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, 4th Floor
St Louis, MO 63102



To whom it may concern:

I am Jo Wagner writing on behalf of Delbert G. Wagner and Hazel D. Wagner, my parents. My father was employed by Peabody Coal Company for a total of 41 years. He worked as a UMWA miner and loved his job. I recall, as a child, living through several strikes of up to 122 days every three years during my childhood. These strikes were very beneficial to our family as they provided safety practices for him at the mine and better benefits for medical, and many other things. My parents lived a very simple life and still do to this day. When the strikes would come around we would have to spend all the savings to support the house mortgage, car payment, food and necessities of live in a small Indiana town. It was diminished each time there was a strike. Not really much of a chance to "get ahead" or "invest" for the future.

They are now 83 years of age each and in the past year and a half they have had to sell their house in Indiana and move in with me in Ft Myers, Florida due to health issues. We really appreciate and have had to use the health benefits. Mom broke her elbow in seven places on July 1, 2010. We would now be totally bankrupt if it were not for the benefits provided by the UMWA contracts. My father suffers from some issues with a past TIA stroke. Having their medications provided and coverage from a doctor is very comforting if there is an issue. Having to pay for this would be a real strain on what little they have left to live off of. They live in my house rent free and help with the expenses as they can. I work from home now which enables me to cook and make sure they are well taken care of for now. If you remove the protection of these benefits and they have to pay for the benefit themselves, they will not have the ability to provide for themselves. My father, being born during the depression, is a very proud man and he wants to benefit from the hard work he gave to Peabody/Patriot Coal. He feels he deserves it for his years of service. It was always promised to him and my mom. He expects to be taken care of. He does not need extravagance, but expects fair treatment.

I respectfully submit this asking for what is fair, right, and what was promised to them for the years of hard work and service to the company. People like my father made this country what it is today. They deserve fair treatment. Thank you for your time and consideration in this matter.

Respectfully,

A handwritten signature in cursive script that reads "Jo D. Wagner".

Jo D. Wagner
on behalf of Delbert G. Wagner and Hazel D. Wagner
13215 Tall Pine Circle
Ft Myers, FL 33907
239-834-1961

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Jo D. Wagner
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Fort Myers, FL 33907-5941

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CLERK, US BANKRUPTCY COURT
EASTERN DISTRICT
ST. LOUIS, MISSOURI - MR

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