

Debtors' and Committee's Objection/Response Deadline: August 27, 2012  
Reply and Objection/Response Joinder Deadline: August 31, 2012  
Hearing Date: September 11, 2012 at 1:30 p.m. (prevailing Eastern Time)

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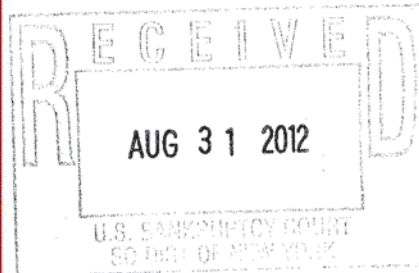
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**DENIED  
MOOT**

Jan 25, 2013

*Kathy A. Surratt - States*

**KATHY A. SURRATT-STATES**  
United States Bankruptcy Judge



*Counsel to CapitalSource Bank*

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

**In re:**

**PATRIOT COAL CORPORATION, et al.,**

**Debtors.**

**Chapter 11**

**Case No. 12-12900 (SCC)**

**(Jointly Administered)**

**JOINDER OF CAPITALSOURCE BANK TO THE DEBTORS' OBJECTION  
TO (i) MOTION OF THE UNITED MINE WORKERS OF AMERICA TO TRANSFER  
THE CASE TO THE SOUTHERN DISTRICT OF WEST VIRGINIA, (ii) SURETIES'  
MOTION TO TRANSFER JOINTLY ADMINISTERED CASES TO SOUTHERN  
DISTRICT OF WEST VIRGINIA, AND (iii) MOTION OF THE UNITED STATES  
TRUSTEE TO TRANSFER IN THE INTEREST OF JUSTICE**

CapitalSource Bank ("CapitalSource") through its undersigned counsel hereby submits this Joinder to the Debtors' Objection (the "**Objection**") [Docket No. 425] to: (i) Motion of the United Mine Workers of America to Transfer the Case to the Southern District of West Virginia,

(ii) Sureties' Motion to Transfer Jointly Administered Cases to Southern District of West Virginia, and (iii) Motion of the United States Trustee to Transfer in the Interest of Justice (together, the "Motions") [Docket Nos. 127, 287 and 406]. In support of the Joinder, CapitalSource respectfully submits as follows:

1. CapitalSource is a creditor in the above-captioned cases. Specifically, CapitalSource is a counterparty to the Debtors on various equipment leases.
2. As set forth in detail in the Objection, (i) the United Mine Workers of America; (ii) Argonaut Insurance Company, Indemnity National Insurance Company, US Specialty Insurance, and Westchester Fire Insurance Company; and (iii) the United States Trustee have filed the Motions seeking to transfer venue of these cases from the Southern District of New York to the Southern District of West Virginia. CapitalSource hereby objects to the Motions on the grounds raised and asserted in the Objection, and supports venue of these cases in the Southern District of New York.

WHEREFORE, CapitalSource respectfully requests that the Court enter an order (i) denying the Motions and (ii) granting such other and further relief as this Court deems just and proper.

Dated: New York, NY  
August 30, 2012

Respectfully submitted,

CAPITALSOURCE BANK

By its attorneys,

/s/ Laura F. Weiss

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August 30, 2012



United States Bankruptcy Court Clerk's Office  
Attn: Una Boyle  
One Bowling Green  
New York, NY 10004

**RE: Patriot Coal Corporation, et al. – Case 12-12900: Joinder of CapitalSource Bank to the Debtors' Objection to (i) Motion of the United Mine Workers of America to Transfer the Case to the Southern District of West Virginia, (ii) Sureties' Motion to Transfer Jointly Administered Cases to Southern District of West Virginia, and (iii) Motion of the United States Trustee to Transfer in the Interest of Justice**

Dear Ms. Boyle,

Enclosed herewith please find (i) a hard copy and (ii) a CD containing an electronic version of CapitalSource Bank's joinder to the Debtors' Objection [Docket No. 425] to (i) Motion of the United Mine Workers of America to Transfer the Cases to the Southern District of West Virginia, (ii) Sureties' Motion to Transfer Jointly Administered Cases to Southern District of West Virginia, and (iii) Motion of the United States Trustee to Transfer in the Interest of Justice [Docket Nos. 127, 287 and 406]. I would be grateful if you could please file the enclosed joinder on CapitalSource Bank's behalf. Thank you.

Very truly yours,

**BROWN RUDNICK LLP**

Jessica L. Conte

Enclosure

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