# SO ORDERED Jan 30, 2013

# UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

In re:	)		Kat
Patriot Coal Corporation, et al.,	)		
	)	Case No. 12-51502	
	)	Chapter 11	
Debtors.	)	-	

### VERIFIED MOTION FOR ADMISSION PRO HAC VICE

Pursuant to the Local Rules of the United States Bankruptcy Court for the Eastern District of Missouri, and Rule 12.01(E) of the local rules of the United States District Court for the Eastern District of Missouri, I, Melina R. Forte, move to be admitted pro hac vice to the bar of this Court for the purpose of representing the United Mine Workers of America 1992 Benefit Plan, the United Mine Workers of America 1974 Pension Trust, and United Mine Workers of America Combined Benefit Fund in the instant matter. In support of this motion, I submit the following information as required by Rule 12.01(E):

- a. Full name of the movant-attorney; Melina R. Forte
- b. Address and telephone number of the movant-attorney;
   1701 Market Street
   Philadelphia, PA 19103-2921
   (215) 963-5000
   mforte@morganlewis.com
- c. Name of the firm or letterhead under which the movant practices; Morgan, Lewis & Bockius LLP
- d. Name of the law school(s) movant attended and the date(s) of graduation therefrom;

Villanova University School of Law, J.D., 2010.

State and federal bars of which the movant is a member, with dates of admission e. and registration numbers, if any;

Pennsylvania, November 2011, Bar No. 309787

- U.S. District Court, Eastern District of Pennsylvania, February 2012
- U.S. District Court, Middle District of Pennsylvania, February 2012
- Statement that movant is a member in good standing of all bars of which movant f. is a member and that movant is not under suspension or disbarment from any bar; Movant is a member in good standing of all bars of which Movant is a member and Movant is not under suspension or disbarment from any bar.
- Statement that movant does not reside in the Eastern District of Missouri, is not g. regularly employed in this District, and is not regularly engaged in the practice of law in this District.

Movant does not reside in the Eastern District of Missouri, is not regularly employed in this District, and is not regularly engaged in the practice of law in this District.

Movant attests under penalty of perjury to the truth and accuracy of the foregoing facts, and respectfully requests that this motion be granted and that movant be admitted pro hac vice to the bar of this Court and be allowed to appear in the instant matter. Melina R. Forte

Dated: January 28, 2013 Respectfully submitted,

## DOWD BENNETT LLP

By: /s/ James E. Crowe, III
James E. Crowe, III #50031MO
jcrowe@dowdbennett.com
7733 Forsyth Blvd., Suite 1900
St. Louis, Missouri 63105
(314) 889-7300 (telephone)
(314) 863-2111 (facsimile)

Attorneys for the United Mine Workers of America 1992 Benefit Plan, the United Mine Workers of America 1993 Benefit Plan, the United Mine Workers of America 1974 Pension Trust, and the United Mine Workers of America Combined Benefit Fund

# **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing document was filed on January 28, 2013 using the Court's CM/ECF system and that service will be accomplished upon all counsel of record by operation of that system. I further certify that a true and correct copy of the foregoing document was served to the following counsel of record for whom no e-mail address is shown by depositing a copy of the same in the U.S. Mail, first-class postage prepaid and affixed thereto and addressed as follows:

Damian Schaible
Marshall Huebner
Steven C. Krause
Timothy E. Graulich
Davis Polk & Wardwell LLP
450 Lexington Avenue
New York, NY 10017

Robert G. McLusky Jackson Kelly PLLC 500 Lee Street E., Suite 1600 Charleston, WV 25301-3205

Stuart Komrower Cole Schotz Meisel Forman & Leonard PA 460 Park Avenue, 8th Floor New York, NY 10022 Adam C. Rogoff Anupama Yerramalli Gregory Plotko Thomas Moers Mayer Kramer Levin Naftalis & Frankel LLP 1177 Avenue of the Americas New York, NY 10036

Michael D. Warner 900 Third Avenue, 16th Floor New York, NY 10022

Stephen K. Shuman Reeder & Shuman P.O. Box 342 256 High Street Morgantown, WV 26507-08742

/s/ James E. Crowe, III

### United States Bankruptcy Court Eastern District of Missouri

In re:
Patriot Coal Corporation
Debtor

Case No. 12-51502-kss Chapter 11

### CERTIFICATE OF NOTICE

District/off: 0865-4 User: pott Page 1 of 3 Date Rcvd: Feb 01, 2013 Form ID: pdfo1 Total Noticed: 1

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 03, 2013.

aty +Melina R. Forte, Morgan, Lewis & Bockius LLP, 1701 Market Street, Philadelphia, PA 19103-2987

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center. NONE.  $ext{TOTAL: 0}$ 

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 03, 2013 Signa

Joseph Spections

Form ID: pdfo1 Total Noticed: 1

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 1, 2013 at the address(es) listed below: Angela Ferrante on behalf of Other Professional GCG, Inc. angela.ferrante@gcginc.com, pacerteam@ggginc.com;elizabeth.vrato@ggginc.com;kevin.grover@ggginc.com;alison.moodie@ggginc.com; jeffrey.demma@gcginc.com;ryan.nadick@gcginc.com Angela L Schisler on behalf of Creditor Committee Official Committee of Unsecured Creditors als@carmodymacdonald.com, tmayer@kramerlevin.com;arogoff@kramerlevin.com;boneill@kramerlevin.com;gplotko@kramerlevin.com;ay erramalli@kramerlevin.com;sblank@kramerlevin.com;abyowitz@kramerlevin.com;awong@kramerlevin.com;h vanaria@kramerlevin.com;jwagner@kramerlevin.com Anna M. Alfonso on behalf of Creditor Bank of America, N.A. aalfonso@willkie.com, mao@willkie.com Arthur Traynor on behalf of Creditor United Mine Workers of America atraynor@umwa.org Arthur E. Rosenberg on behalf of Interested Party Drummond Coal Sales, Inc. arthur.rosenberg@hklaw.com, elvin.ramos@hklaw.com; glenn.huzinec@hklaw.com Bradley P Schneider on behalf of Creditor CompassPoint Partners, L.P. schneider@stlouislaw.com Brian C. Walsh on behalf of Debtor Patriot Coal Corporation brian.walsh@bryancave.com, erica.woods@brvancave.com Catherine C Whittaker on behalf of Creditor Blue Eagle Land, LLC cwhittaker@shb.com Charles I Jones on behalf of Interested Party Cole & Crane Real Estate Trust cjones@campbellwoods.com Chrisandrea L. Turner on behalf of Creditor Argonaut Insurance Company clturner@stites.com Christopher N. Grant on behalf of Creditor United Mine Workers of America cng@schuchatcw.com, notices@schuchatcw.com;rm@schuchatcw.com Christopher S Smith on behalf of Creditor Shonk Land Company LLC chris@hhsmlaw.com Daniel D. Doyle on behalf of Creditor Caterpillar Financial Services Corporation ddoyle@lathropgage.com, lschorr@lathropgage.com David A. Sosne on behalf of Counter-Claimant Boone East Development Co., Performance Coal Co., And New River Energy Corp. dasattymo@scwpclaw.com David A. Warfield on behalf of Special Counsel Thompson Coburn LLP dwarfield@thompsoncoburn.com
Desiree Wolford on behalf of Creditor Missouri Department of Revenue edmoecf@dor.mo.gov E. Rebecca Case on behalf of Creditor Shonk Land Company LLC erc@stoneleyton.com, ercecf@gmail.com Earl L. Martin on behalf of Creditor Boehl Stopher & Graves, LLP emartin@bsg-law.com Edward L. Dowd on behalf of Creditor United Mine Workers of America 1974 Pension Trust edowd@dowdbennett.com Frank Peretore on behalf of Creditor Somerset Capital Group, Ltd. peretore@peretore.com, scott.chait@peretore.com Frederick Perillo on behalf of Creditor United Mine Workers of America fp@previant.com Grant Crandall on behalf of Creditor United Mine Workers of America gcrandall@umwa.org Gregory D. Willard on behalf of Creditor Committee Official Committee of Unsecured Creditors gdw@carmodymacdonald.com Gregory F. Herkert on behalf of Creditor Gelco Corporation gherkert@stolarlaw.com Howard S. Smotkin on behalf of Creditor Lawson Heirs Incorporated hss@stoneleyton.com, hssecf@gmail.com James Gadsden on behalf of Creditor Phillip Machine Service, Inc. bankruptcy@clm.com
James E. Crowe on behalf of Creditor United Mine Workers of America 1974 Pension Trust jcrowe@dowdbennett.com, tcampbell@dowdbennett.com James I. Singer on behalf of Creditor United Mine Workers of America jis@schuchatcw.com, mw@schuchatcw.com Jason P. Alter on behalf of Creditor Broun Properties, LLC jalter@mcguirewoods.com
John D. McAnnar on behalf of Creditor Committee Official Committee of Unsecured Creditors  $\verb|jdm@carmodymacdonald.com|, cjz@carmodymacdonald.com|; gdw@carmodymacdonald.com|$ John J. Hall on behalf of Creditor Arch Coal, Inc. jhall@lewisrice.com Joseph G. Bunn on behalf of Defendant STB Ventures, Inc. jgbunn@efjones.com
Joseph G. Gibbons on behalf of Creditor Century Indemnity Company gibbonsj@whiteandwilliams.com Karen L Gilman on behalf of Creditor Aspen American Insurance Company kgilman@wolffsamson.com, ecf@wolffsamson.com Kristi A. Davidson on behalf of Creditor Caterpillar Financial Services Corporation kristi.davidson@bipc.com Laura Thoms on behalf of Creditor United States Environmental Protection Agency laura.thoms@usdoj.gov Laura Uberti Hughes on behalf of Debtor Patriot Coal Corporation laura.hughes@bryancave.com Leonora S. Long on behalf of U.S. Trustee Office of U.S. Trustee leonora.long@usdoj.gov Lloyd A. Palans on behalf of Debtor Patriot Coal Corporation lpalans@bryancave.com, lwilson@bryancave.com Mark Moedritzer on behalf of Creditor Blue Eagle Land, LLC mmoedritzer@shb.com Mark V. Bossi on behalf of Special Counsel Thompson Coburn LLP mbossi@thompsoncoburn.com, lmckinnon@thompsoncoburn.com Marshall C. Turner on behalf of Creditor Citibank, N.A. marshall.turner@huschblackwell.com Mary Louise Fullington on behalf of Creditor County of Henderson, Kentucky Lexbankruptcy@wyattfirm.com Matthew J. Gartner on behalf of Creditor Citibank, N.A. matthew.gartner@huschblackwell.com

> Michael A. Cohen on behalf of Special Counsel Curtis, Mallet-Prevost, Colt & Mosle LLP macohen@curtis.com, hhiznay@curtis.com;bkotliar@curtis.com Michael J. Roeschenthaler on behalf of Creditor Alice Ann Wright, Wright Holdings, LLC

Meredith Thomas Persinger on behalf of Creditor Branch Banking & Trust Company

mtplaw@frontier.com

mroeschenthaler@mcguirewoods.com

Michael R Carney on behalf of Creditor Interested Shareholders mcarney@mckoolsmith.com

District/off: 0865-4 User: pott Page 3 of 3 Date Royd: Feb 01, 2013 Form ID: pdfo1 Total Noticed: 1

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

Michelle M. McGreal on behalf of Debtor Patriot Coal Corporation bankruptcy.routing@davispolk.com

Nathan A Gambill on behalf of Creditor State of Michigan, Department of Treasury, Revenue Division, Lansing gambilln@michigan.gov

Norah J. Ryan on behalf of Creditor American Electric Power norah.ryan@att.net Office of U.S. Trustee USTPRegion13.SL.ECF@USDOJ.gov

Paul A. Green on behalf of Creditor United Mine Workers of America 1974 Pension Plan and Trust pgreen@mooneygreen.com

Paul A. Randolph on behalf of U.S. Trustee Office of U.S. Trustee paul.a.randolph@usdoj.gov Paul J Wallace on behalf of Creditor United Leasing, Inc. pwallace@joneswallace.com, kstroud@joneswallace.com;ljones@joneswallace.com

Penelope J. Jensen on behalf of Creditor Bank of America, N.A. pjensen@willkie.com Peter Russ on behalf of Creditor Caterpillar Financial Services Corporation peter.russ@bipc.com

Peter D. Kerth on behalf of Creditor Kanawha River Terminals, LLC pkerth@jenkinskling.com, mdarner@jenkinskling.com

Randall F. Scherck on behalf of Creditor Bank of America, N.A. rscherck@lathropgage.com Richard J. Parks on behalf of Creditor Continental Crushing & Conveying, Inc , rjp@pietragallo.com; kas2@pietragallo.com; ms@pietragallo.com; ms@pietragallo.com

Robert E. Eggmann on behalf of Creditor Harold Racer reggmann@demlawllc.com,

triske@demlawllc.com;whickey@demlawllc.com;nneske@demlawllc.com

Sarah Jean Geenen on behalf of Creditor United Mine Workers of America sjg@previant.com Scott A. Greenberg on behalf of Creditor Penn Virginia Operating Co., L.L.C. sgreenberg@sandbergphoenix.com,

rhileman@sandbergphoenix.com;jmcculloch@sandbergphoenix.com;jnitsch@sandbergphoenix.com Scott N. Schreiber on behalf of Creditor Harold Racer sschreiber@stahlcowen.com
Seth B Shapiro on behalf of Creditor US Department of Labor seth.shapiro@usdoj.gov Shawn M. Christianson on behalf of Creditor Oracle America, Inc. schristianson@buchalter.com, cmcintire@buchalter.com

Sherry K. Dreisewerd on behalf of Creditor H.A. Robson Trust, PRC Holdings, LLC, The Board of Trustees of Prichard School, The Trust with A.M. Prichard, III, Sarah Ann Prichard and Lewis Prichard dated December 30, 1983, The Robert B. LaFollet sdreisewerd@polsinelli.com, robrien@polsinelli.com;sdenison@polsinelli.com;stldocketing@polsinelli.com

Stephen L. Thompson on behalf of Creditor Central Contracting, Inc. sthompson@barth-thompson.com

Steven J. Reisman on behalf of Debtor Patriot Coal Corporation sreisman@curtis.com Steven L Thomas on behalf of Creditor Hughes Supply Company sthomas@kaycasto.com Steven N. Cousins on behalf of Creditor Peabody Energy Corporation  $\verb|scous| in \verb|s@armstrong| teasdale.com|, & \verb|srice@armstrong| teasdale.com|$ 

Tanya D. Bosi on behalf of Creditor Caterpillar Financial Services Corporation tanya.bosi@bipc.com

on behalf of Creditor Harold Racer triske@demlawllc.com, Thomas H. Riske whickey@demlawllc.com;nneske@demlawllc.com

Todd W. Ruskamp on behalf of Creditor Blue Eagle Land, LLC truskamp@shb.com, dnunn@shb.com;cwhittaker@shb.com;mmoedritzer@shb.com

TOTAL: 74