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Continental Crushing & Conveying, Inc.
and P&H Mining Equipment, Inc.

**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)

**NOTICE OF APPEARANCE
AND REQUEST FOR SERVICE OF PAPERS**

PLEASE TAKE NOTICE that the undersigned counsel hereby enters its appearance as counsel for Joy Technologies Inc. d/b/a Joy Mining Machinery, Continental Crushing & Conveying, Inc. and P&H Mining Equipment, Inc. (collectively, “Joy”), pursuant to section 1109(b) of the Bankruptcy Code and Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”) 2002, 9007 and 9010(b), and demands that all notices given or required to be given in this case and all papers served or required to be served in this case be given to and served upon:

Ellenoff Grossman & Schole LLP
150 East 42nd Street
New York, NY 10017
Tel: (212) 370-1300
Fax: (212) 370-7889
Email: Hberman@egsllp.com
Attention: Howard J. Berman

With a copy to: Joy Technologies Inc. d/b/a Joy Mining Machinery
Thorn Hill Industrial Park
177 Thorn Hill Road
Warrendale, PA 15086
Tel: (724) 779-4574
Email: Karina.Livshin@joyglobal.com
Attention: Karina Livshin, Vice President and General Counsel

PLEASE TAKE FURTHER NOTICE that pursuant to Section 1109(b) of the Bankruptcy Code, the foregoing demand includes not only the notices and pleadings referred to in the Bankruptcy Rules, but also includes, without limitation, copies of all papers, reports, pleadings, monthly operating statements, financial statements, motions, complaints, demands an applications (including notices thereof), petitions, answering papers, reply papers, memoranda or briefs in support of any of the foregoing and any other document brought before this Court with respect to these cases, whether formal or informal, whether written or oral, or whether transmitted by mail, hand delivery, telephone, facsimile, or otherwise.

PLEASE TAKE FURTHER NOTICE that this Notice of Appearance and Request for Service of Papers shall not be deemed or construed to be (i) a consent to the jurisdiction of the Bankruptcy Court, (ii) a waiver of Joy's rights (a) to have final orders entered only after de novo review by a District Judge, (b) to trial by jury in any proceedings so triable in these cases or any case, controversy or proceeding related to these cases, (c) to have the District Court

withdraw the reference in any matter subject to mandatory or discretionary withdrawal, or (d) to object to the jurisdiction of the Bankruptcy Court for any purpose other than with respect to this notice, or (iii) a waiver of any other rights, claims, actions, defenses, setoffs or recoupments, as appropriate, to which Joy is or may be entitled in law or equity, all of which rights, claims, actions, defenses, setoffs and recoupments Joy expressly reserves.

Dated: August 9, 2012

ELLENOFF GROSSMAN & SCHOLE LLP

By: /s/ Howard J. Berman
Howard J. Berman
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Counsel for Joy Technologies Inc. d/b/a Joy
Mining Machinery, Continental Crushing &
Conveying, Inc. and P&H Mining Equipment,
Inc.

CERTIFICATE OF SERVICE

I, Howard J. Berman, an attorney, caused a copy of the Notice of Appearance and Request for Service of Papers to be served by operation of the Case Management/Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of New York (the "CM/ECF System") upon registered users of the CM/ECF System and by first class U.S. Mail delivery, postage prepaid, on August 9, 2012, upon the parties listed on the attached Service List.

/s/ Howard J. Berman
Howard J. Berman

Service List

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