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April 1, 2013

VIA ECF

The Honorable Kathy A. Surratt-States
United States Bankruptcy Court
For the Eastern District of Missouri
Thomas F. Eagleton United States Courthouse
111 S. 10th Street
St. Louis, Missouri 63102

Re: In re Patriot Coal Corp. et al. (“Debtors”), Case No. 12-51502-659 (Jointly
Administered)

Motion to Reject Collective Bargaining Agreements and to Modify Retiree Benefits Pursuant to
11 U.S.C. §§ 1113, 1114 of the Bankruptcy Code [ECF No. 3214] (“**1113/1114 Motion**”)

Motion to Intervene by the United Mineworkers of America 1974 Pension Trust and the United
Mineworkers of America 1993 Benefit Plan [ECF No. 3444] (“**Motion to Intervene**”)

Dear Judge Surratt-States:

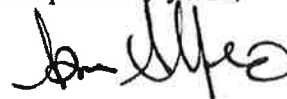
This firm is counsel for Bank of America, N.A., which is the administrative agent (“**Second Out DIP Agent**”) for the lenders (“**Second Out DIP Lenders**”) under the Debtors’ Amended and Restated Superpriority Secured Debtor and Possession Credit Agreement dated as of July 11, 2013. As the Court is aware, the Second Out DIP Lenders have significant economic interests at stake in these chapter 11 proceedings.

As I stated during the chambers conference on March 19 regarding scheduling issues for the 1113/1114 Motion, the Second Out DIP Agent believes it is in the best interests of all parties in interest to resolve expeditiously, within the time frame anticipated by the statute and set by the Court, the issues raised in the 1113/1114 Motion. To that end, we are prepared to work with the Debtors and the UMWA to avoid duplication and ensure that our participation does not in any way delay or unnecessarily complicate these proceedings. We respectfully suggest that the Funds should participate in the same manner as the Second Out DIP Agent and other parties in interest with significant economic interests in the outcome of the 1113/1114 Motion.

Page 2

At the February 26, 2013 hearing, in response to parties' requests for permission to participate telephonically in future hearings, the Court expressed concern about the number and types of parties that might ask to participate by phone. Your Honor asked: "[H]ow do I stop at just your clients?"¹ We respectfully suggest that the Court's question is especially applicable here, where the Funds' proposed intervention would not only be duplicative of the UMWA's participation and lead to delay, but would encourage other parties to request the same enhanced participation rights.

Respectfully yours,



Ana Alfonso

cc: Margot B. Schonholtz, Esq.
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¹ See Transcript of 2/26/13 hearing, at 85.