

**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)

**DECLARATION AND DISCLOSURE STATEMENT OF SETH D. LAMDEN, ON
BEHALF OF NEAL, GERBER & EISENBERG LLP**

Seth D. Lamden, declares and says:


1. I am a Partner of Neal, Gerber & Eisenberg LLP, located at Two N. LaSalle St., Chicago, Illinois, 60602 (the "Firm").
2. Patriot Coal Corporation and its subsidiaries that are debtors and debtors in possession in the above referenced proceedings (collectively, the "Debtors") have requested that the Firm provide legal services to the Debtors, and the Firm has consented to provide those services.
3. The Firm may have performed services in the past and may perform services in the future, in matters unrelated to these chapter 11 cases, for persons that are claimants or other parties in interest in the Debtors' chapter 11 cases. The Firm does not perform services for any such person in connection with these chapter 11 cases.
4. Neither I nor any partner or associate of the Firm, insofar as I have been able to ascertain, holds or represents any interest adverse to the Debtors or their estates with respect to the matters on which the Firm is to be employed.

5. Neither I nor any partner or associate of the Firm has agreed to share or will share any portion of the compensation to be received from the Debtors with any person other than partners and associates of the Firm.

6. The Debtors owe the Firm \$16,429.27 for prepetition services.

7. The Firm is conducting further inquiries regarding its retention by any creditors of the Debtors, and upon conclusion of that inquiry, or at any time during the period of its employment, if the Firm should discover any facts bearing on the matter described herein, the Firm will supplement the information contained in this Declaration.

8. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that this Declaration was executed on August 10, 2012.



Seth D. Lamden

NGEDOCs: 2005089.1

Patriot Coal Corporation, et al.
Chapter 11 Case No. 12-12900 (SCC)

RETENTION QUESTIONNAIRE

TO BE COMPLETED BY PROFESSIONALS EMPLOYED BY PATRIOT COAL CORPORATION, *et al.* (the “**Debtors**”)

DO NOT FILE THIS QUESTIONNAIRE WITH THE COURT.
RETURN IT FOR FILING BY THE DEBTORS TO:

Davis Polk & Wardwell LLP
450 Lexington Avenue
New York, New York 10017
Attn: Marshall S. Huebner and Brian M. Resnick

All questions **must** be answered. Please use “none,” “not applicable,” or “N/A,” as appropriate. If more space is needed, please complete on a separate page and attach.

1. Name and address of firm:

Neal, Gerber & Eisenberg LLP
Two North LaSalle Street
Chicago, IL 60602-3801

Date of retention: July 11, 2011

2. Brief description of services to be provided:

Represent Patriot Coal in connection with its contractual dispute with Old Republic Insurance Company regarding the amount of compensation to which Old Republic is entitled for its services as claim administrator for Patriot’s Federal Black Lung claims through 2011. Neal Gerber is Patriot’s lead counsel in *Old Republic Insurance Co. v. Patriot Coal Corporation*, No. 2:11-cv-01556-JFC (W.D. Penn).

3. Arrangements for compensation (hourly, contingent, etc.)

Hourly

(a) Range of hourly rates (if applicable): Attorneys: \$300 - \$640

(b) Estimated average monthly compensation based on prepetition retention (if firm was employed prepetition):

Average \$13,000/mo (January 2012 through May 2012).

4. Prepetition claims against any of the Debtors held by the firm:

Amount of claim: \$16,429.27

Date claim arose: The firm was retained by Patriot Coal in July 11, 2011. The unpaid legal fees are for legal work performed in May 2012 and June 2012.

Source of claim: Unpaid legal fees in connection with representing Patriot Coal in *Old Republic Insurance Co. v. Patriot Coal Corporation*, No. 2:11-cv-01556-JFC (W.D. Penn).

5. Prepetition claims against any of the Debtors held individually by any of the firm's attorneys who are principally responsible for the Patriot Coal engagement:

Name: NONE

Status: _____

Amount of claim: \$ _____

Date claim arose: _____

Source of claim: _____

6. Stock of any of the Debtors currently held by the firm:

Kind of shares: NONE

No. of shares: _____

7. Stock of any of the Debtors currently held individually by any of the attorneys who are principally responsible for the Patriot Coal engagement.

Name: NONE

Status: _____

Kind of shares: _____

No. of shares: _____

8. Disclose the nature and provide a brief description of any interest adverse to the Debtors or to their estates for the matters on which the firm is to be employed.

NONE

9. Name of individual completing this form.

Seth D. Lamden

NGEDOCs: 2005088.1