

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

In re:

PATRIOT COAL CORPORATION, et al.,

Debtors.

Chapter 11

Case No.: 12-51502-659 (KSS)

Jointly Administered

VERIFIED STATEMENT OF THOMAS PERSINGER PLLC
PURSUANT TO RULE 2019
OF THE FEDERAL RULES OF BANKRUPTCY PROCEDURE

Thomas Persinger, of THOMAS PERSINGER PLLC, a West Virginia professional limited liability company (the “Firm”), respectfully files this verified statement pursuant to Rule 2019 of the Federal Rules of Bankruptcy Procedure (the “Verified Statement”) on behalf of the Firm, and represents as follows:

2. The Firm is counsel to the following parties (each a “Party” and collectively, the “Parties”) in these Chapter 11 cases:

- (i) Southern Land Company Limited Partnership
300 Capitol Street, Suite 1401
Charleston, WV 25301
- (ii) Dickinson Properties Limited Partnership
300 Capitol Street, Suite 1401
Charleston, WV 25301
- (iii) Chesapeake Mining Company
300 Capitol Street, Suite 1401
Charleston, WV 25301

- (iv) The Imperial Coal Company
300 Capitol Street, Suite 1401
Charleston, WV 25301
- (v) Quincy Center, a partnership
300 Capitol Street, Suite 1401
Charleston, WV 25301
- (vi) Quincy Coal Company
300 Capitol Street, Suite 1401
Charleston, WV 25301
- (vii) Branch Banking & Trust Company
Successor Trustee of the
C. C. Dickinson Testamentary Trust
Attn: Joseph A. Freedman
Senior Vice President
300 Summers Street
Charleston, WV 25301,
and
Nelle Ratrie Chilton
Successor Trustee of the
C. C. Dickinson Testamentary Trust
P. O. Box 311
Charleston, WV 25321-0311,
and
Charles C. Dickinson, III,
Successor Trustee of the
C. C. Dickinson Testamentary Trust
P. O. Box 311
Charleston, WV 25321-0311
- (viii) Horse Creek Land & Mining Company
300 Capitol Street, Suite 1503
Charleston, WV 25301
- (ix) Payne-Gallatin Company
300 Capitol Street, Suite 1503
Charleston, WV 25301

3. The Parties represented by the Firm are lessors of nonresidential real property to certain of the Debtors as lessees.

4. Each of the leases between the Parties and the respective Debtors has been assumed, with the exception of the lease between Payne-Gallatin Company (“PG”), as lessor, and Debtor Panther LLC, as lessee, dated October 15, 1976 (the “Lease”). PG’s objection [ECF 2056] to Debtor Panther LLC’s motion to assume the Lease [ECF 1995] is pending before the Court, and a hearing thereon is scheduled before the Honorable Kathy Surratt-States, Judge of the United States Bankruptcy Court, Eastern District of Missouri, Eastern Division, on Tuesday, May 21, 2013 at 10:00 a.m. (Prevailing Central Time).

5. I am not presently aware of any claims against or interest in the Debtors held by the Firm.

6. The pertinent facts and circumstances in connection with the Firm’s employment as counsel in these Chapter 11 Cases are that each Party separately requested the Firm to serve as its counsel in connection with these Chapter 11 cases. Each Party is aware of and has consented to the Firm’s simultaneous representation of each other Party in these Chapter 11 Cases.

7. The Firm may undertake additional representation of other parties in interest in these Chapter 11 cases, and the Firm respectfully reserves the right to supplement this Verified Statement as appropriate.

I, Thomas Persinger, declare under penalty of perjury that I have read the foregoing statement and that it is true and correct to the best of my knowledge and belief.

/s/ Thomas Persinger
Thomas Persinger
THOMAS PERSINGER PLLC
P. O. Box 2828
Charleston, WV 25330-2828
Telephone: (304) 343-0850
Telecopier: (304) 343-1677
E: mtplaw@frontier.com
WVSB No. 2874
Admission pro hac vice

CERTIFICATE OF SERVICE

I hereby certify that on May 16, 2013, a true and correct copy of the foregoing Verified Statement of Thomas Persinger PLLC Pursuant To Rule 2019 Of The Federal Rules Of Bankruptcy Procedure was served by (i) the Electronic Case Filing system for the United States Bankruptcy Court for the Eastern District of Missouri, St. Louis Division, on those parties consenting to such service in these cases, and (ii) by United States mail, first class postage prepaid, on the counsel and/or parties listed below:

- (a) Davis Polk & Wardwell LLP
Attn: Marshall S. Huebner
Jonathan D. Martin
Brian M. Resnick
Michelle M. McGreal
Kevin J. Coco
450 Lexington Avenue
New York, NY 10017

Counsel to the Debtors

Bryan Cave LLP
Attn: Brian C. Walsh
Laura Uberti Hughes
211 North Broadway
St. Louis, MO 63102
- (b) Curtis, Mallet-Prevost, Colt & Mosle LLP
Attn: Steven J. Reisman
Michael A. Cohen
101 Park Avenue
New York, NY 10178

Conflicts counsel to the Debtors
- (c) Office of the United States Trustee
USBC Eastern District of Missouri
Attn: Paul A. Randolph
Leonora S. Long
Thomas F. Eagleton US Courthouse
111 S. 10th Street, Suite 6-353
St. Louis, MO 63102

Office of the United States Trustee

(d) Kramer Levin Naftalis & Frankel LLC
Attn: Thomas Moers Mayer,
Adam C. Rogoff
Gregory G. Plotko
1177 Avenue of the Americas,
New York, NY 10036

Counsel for the Official Committee
of Unsecured Creditors

Carmody MacDonald P.C.
Attn: Gregory D. Willard
120 South Central, Suite 1800
St. Louis, MO 63105-1705

(e) Patriot Coal Corporation
c/o GCG, Inc.
P.O. Box 9898
Dublin, OH 43017-5798

Debtors' authorized claims and
noticing agent

/s/ Thomas Persinger
Thomas Persinger