UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

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

SECOND SUPPLEMENTAL DECLARATION OF GREGORY D. WILLARD AND SUPPLEMENTAL STATEMENT PURSUANT TO BANKRUPTCY RULE 2014

I, Gregory D. Willard, hereby state and declare as follows:

1. I am an attorney at law admitted to practice law in the State of Missouri. I am a shareholder of the law firm of Carmody MacDonald P.C. ("<u>Carmody MacDonald</u>"). I am duly authorized to make this second supplemental declaration ("<u>Second Supplemental Declaration</u>") on behalf of Carmody MacDonald.

2. I submit this Second Supplemental Declaration in supplement to Carmody MacDonald's prior retention application (the "<u>Carmody MacDonald Retention Application</u>")¹ filed in the chapter 11 cases (the "<u>Chapter 11 Cases</u>") of the above captioned debtors (the "<u>Debtors</u>"), and in furtherance of Carmody MacDonald's ongoing disclosure obligations pursuant to the Court's order authorizing the employment of Carmody MacDonald as local counsel for the Official Committee of Unsecured Creditors (the "<u>Committee</u>").²

¹ Application of the Official Committee of Unsecured Creditors of Patriot Coal Corporation, et al., for an Order Authorizing and Approving the Employment and Retention of Carmody MacDonald P.C. as Local Counsel, Nunc Pro Tunc to December 3, 2012 [ECF. No. 1848].

² Order Authorizing and Approving the Retention and Employment of Carmody MacDonald P.C. as Local Counsel to the Official Committee of Unsecured Creditors of Patriot Coal Corporation, Et Al., Nunc Pro Tunc to December 3, 2012 [ECF. No. 2382].

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 2 of 15

3. This Second Supplement Declaration supplements and incorporates by reference the disclosures provided in my prior declaration in support of the Carmody MacDonald Retention Application dated December 31, 2012³ and February 1, 2013⁴ ("<u>Prior Declarations</u>").

4. Unless otherwise stated in this Second Supplemental Declaration, I have personal knowledge of the facts set forth.

5. Using the procedures described in the Prior Declaration dated December 31, 2012, Carmody MacDonald conducted a search of its conflicts database using the names listed on the Supplemental Conflict Checklist provided by the Debtors to retained professionals in these Chapter 11 Cases attached hereto as <u>Annex A</u> ("<u>Supplemental Conflict Checklist</u>").

6. The conflict search revealed the following connections:

(a) Cole, Schotz, Meisel, Forman & Leonard, P.A. is identified on the Supplemental Conflict Checklist as an Attorney, Professional and Financial Advisor of the Debtors. Carmody MacDonald has served as co-counsel with Cole, Schotz, Meisel, Forman & Leonard, P.A. in certain matters that are unrelated to the Debtors and these Chapter 11 Cases.

(b) Cintas Corporation is identified on the Supplemental Conflict Checklist as a Rejection Party Not Otherwise Listed of the Debtors. Carmody MacDonald uses Cintas Corporation for document storage, shredding and destruction. Carmody MacDonald's use of Cintas Corporation's services is unrelated to the Debtors and these Chapter 11 Cases.

³ Exhibit A, Declaration of Gregory D. Willard and Statement Pursuant to Bankruptcy Rule 2014, to Application of the Official Committee of Unsecured Creditors of Patriot Coal Corporation, et al., for an Order Authorizing and Approving the Employment and Retention of Carmody MacDonald P.C. as Local Counsel, Nunc Pro Tunc to December 3, 2012 [ECF. No. 1848].

⁴ First Supplemental Declaration of Gregory D. Willard and Statement Pursuant to Bankruptcy Rule 2014 [ECF. No. 2659].

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 3 of 15

7. Except as set forth above and in the Prior Declarations, insofar as I have been able to ascertain after diligent inquiry, I do not believe that there is any other connection (as such term is used in Federal Rule of Bankruptcy Procedure 2014(a)) between Carmody MacDonald and the Debtors, creditors, any other party in interest, their respective attorneys and accountants, the United States Trustee, or any person employed by the Office of the United States Trustee.

8. To the extent that any information disclosed herein requires subsequent amendment or modification upon Carmody MacDonald's completion of further analysis or if any new, material, relevant facts or relationships are discovered, a supplemental declaration on behalf of Carmody MacDonald will be submitted to the Court reflecting such amended or modified information.

9. I certify under penalty of perjury under the laws of the United States that, to the best of my knowledge and after reasonable inquiry, the foregoing is true and correct.

Executed on July 25, 2013.

<u>/s/ Gregory D. Willard</u> Gregory D. Willard

CERTIFICATE OF SERVICE

A true and correct copy of this document was filed on July 25, 2013 using the Court's CM/ECF system which sent a copy to all parties receiving electronic notices in this case.

<u>/s/ Gregory D. Willard</u> Gregory D. Willard Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 4 of 15

ANNEX A Supplemental Conflict Checklist

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 5 of 15

PATRIOT COAL: PARTIES IN INTEREST

Officers and Directors (2009 to Present) (includes non-executive officers and general managers of subsidiaries)

Adorjan, J. Joe Altrudo, Michael V. Bean, Joseph W. Bennett, Robert W. Billiot, Susan K. Brandt, Philip A. Brown, B. R. Day, Michael D. Ebetino, Charles A. Engelhardt, Irl F. Hartsog, Kent E. Hatfield, Bennett K. Hudson, Terry G. Johnson, Michael P. Jones, Jacquelyn A. Jones, John R. Longoria, Janeice M. Lucha, Dale F. Lushefski, John E. Magro, James N. Mead, Robert L. Millburg, Lawrence J. Nemec, Jiri Scharf, Michael M. Schnapp, Paul A. Schroeder, Mark N. Viets, Robert O. Vining, Paul H. Wade, Sara E. Whiting, Richard M.

Affiliations of Directors (Board Memberships, Charitable Organizations, etc.)

Adven Capital Bates Sales Company Beaucoup Farms LLC Buffalo Wild Wings, Inc. CenterPoint Energy, Inc. Delta Trust & Bank Engelhardt Family Foundation Foundation for Pinckneyville, Illinois Freedom Group, Inc. Friends of KWMU Galveston Bay Foundation Greater Houston Partnership Gulf Coast Health Services Steering Committee Healthcare Service Corporation Heritage Society The Hungary-Missouri Educational Partnership Illinois Rural Heritage Museum J&A Group MD Anderson Services Corporation Ogden, Gibson, Broocks, Longoria & Hall L.L.P. Oklahoma Conference for Community & Justice Phillips Theological Seminary Port of Houston Authority QuikTrip Corporation Ranken Technical College Remington Arms Company, Inc. Renewable Energy Group, Inc. The Rumson Country Day School RLI Corp. Saint Louis University **Texas Medical Center Tiger Woods Foundation** UTIMCO White Walnut Farms LLC

Subsidiaries

Affinity Mining Company Apogee Coal Company, LLC Appalachia Mine Services, LLC Beaver Dam Coal Company, LLC **Big Eagle LLC** Big Eagle Rail, LLC Black Stallion Coal Company, LLC Black Walnut Coal Company Bluegrass Mine Services, LLC Brook Trout Coal, LLC Catenary Coal Company, LLC Central States Coal Reserves of Kentucky, LLC Charles Coal Company, LLC Cleaton Coal Company Coal Clean LLC Coal Properties, LLC Coal Reserve Holding Limited Liability Company No. 2 Colony Bay Coal Company Cook Mountain Coal Company, LLC Corydon Resources LLC Coventry Mining Services, LLC Coyote Coal Company LLC

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 6 of 15

Cub Branch Coal Company LLC Dakota LLC Day LLC Dixon Mining Company, LLC Dodge Hill Holding JV, LLC Dodge Hill Mining Company, LLC Dodge Hill of Kentucky, LLC EACC Camps, Inc. Eastern Associated Coal, LLC Eastern Coal Company, LLC Eastern Royalty, LLC Emerald Processing, L.L.C. Gateway Eagle Coal Company, LLC Grand Eagle Mining, LLC Heritage Coal Company LLC Highland Mining Company, LLC Hillside Mining Company Hobet Mining, LLC Indian Hill Company LLC Infinity Coal Sales, LLC Interior Holdings, LLC IO Coal LLC Jarrell's Branch Coal Company Jupiter Holdings LLC Kanawha Eagle Coal, LLC Kanawha River Ventures I, LLC Kanawha River Ventures II, LLC Kanawha River Ventures III, LLC KE Ventures, LLC Little Creek LLC Logan Fork Coal Company Magnum Coal Company LLC Magnum Coal Sales LLC Martinka Coal Company, LLC Midland Trail Energy LLC Midwest Coal Resources II, LLC Mountain View Coal Company, LLC Newtown Energy, Inc. New Trout Coal Holdings II, LLC North Page Coal Corp. Ohio County Coal Company, LLC Panther LLC Patriot Beaver Dam Holdings, LLC Patriot Coal Company, L.P. Patriot Coal Receivables (SPV), Ltd. Patriot Coal Sales LLC Patriot Coal Services LLC Patriot Leasing Company LLC Patriot Midwest Holdings, LLC Patriot Reserve Holdings, LLC Patriot Trading LLC Patriot Ventures LLC PCX Enterprises, Inc. Pine Ridge Coal Company, LLC

Pond Creek Land Resources, LLC Pond Fork Processing LLC Remington Holdings LLC Remington II LLC Remington LLC Rhino Eastern LLC Rivers Edge Mining, Inc. Robin Land Company, LLC Sentry Mining, LLC Snowberry Land Company Speed Mining LLC Squaw Creek Coal Company Sterling Smokeless Coal Company, LLC TC Sales Company, LLC Tecumseh Coal Corporation The Presidents Energy Company LLC Thunderhill Coal LLC Trout Coal Holdings, LLC Union County Coal Co., LLC Viper LLC Weatherby Processing LLC White Stallion Coal, LLC Wildcat, LLC Wildcat Energy LLC Will Scarlet Properties LLC Winchester LLC Winifrede Dock Limited Liability Company WWMV, LLC Yankeetown Dock, LLC

Five Percent and Greater Shareholders and Beneficial Owners (as of March 15, 2012)

BlackRock, Inc. State Street Corporation The Vanguard Group, Inc.

Significant Business Partners

American Patriot Mining, LLC RWMV, LLC Rhino Energy WV LLC

See Significant Suppliers, Shippers, Warehousemen, Customers and Vendors for list of agents.

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 7 of 15

Attorneys, Professionals and Financial Advisors (Including Accountants and Investment Banks)

Allen Guthrie & Thomas AlixPartners Arnold & Porter, LLP American Stock Transfer & Trust Company, LLC AST Fund Solutions, LLC Banc of America Securities LLC Bank of America Corporation Barclays Capital Inc. Boehl, Stopher & Graves Bowen Engineering Corp. Bowles Rice McDavid Graff & Love LLP Broadridge Financial Solutions, Inc. Buchanan, Ingersoll & Rooney Bryan Cave, LLP Carmody MacDonald PC CH2M Hill Engineers Citibank, National Association Citigroup CIB Citigroup Global Markets, Inc. Cole, Schotz, Meisel, Forman & Leonard, P.A. Computershare Curtis, Mallet-Prevost, Colt & Mosle LLP Davis Polk & Wardwell LLP Depository Trust and Clearing Corporation Dinsmore & Shohl LLP Duff & Phelps Corporation Epiq Bankruptcy Solutions, LLC Ernst & Young LLP Equity Methods FBR Capital Markets & Co. Ferreri & Fogle Fifth Third Securities, Inc. Flaherty, Sensabaugh & Bonasso GCG Inc. Georgeson Inc. Gordon Law Offices, PSC Greenberg Traurig LLP Greensfelder, Hemker & Gale, P.C. Houlihan Lokey Capital, Inc. Husch Blackwell IBM Jackson Kelly PLLC Kohn, Shands, Elbert, Gianoulakis & Giljum, LLP Kirkland & Ellis LLP KPMG LLP

Lewis Glasser Casey & Rollins, PLLC Mercer Merrill Lynch Mesirow Financial Consulting, LLC Milliman Morris, Nichols, Arsht & Tunnell LLP Natixis Securities Americas LLC Neal, Gerber & Eisenberg LLP **Ogletree Deakins** Oliver Wyman PNC Capital Markets, LLC Protiviti Robinson & McElwee, PLLC **RR** Donnelly Sandberg Phoenix & Von Gontard P.C. Santander Investment Securities, Inc. SG Americas Securities, LLC Shuman, McCuskey & Slicer, PLLC Smith Moore Leatherwood LLP SNR Denton Sorling, Northrup, Hanna, Cullen & Cochran, Ltd. Steptoe & Johnson, PLLC Summit Strategies Group The Blackstone Group LP Thompson Coburn Towers Watson **UBS** Investment Bank Veritas Consulting/Richard Verheij WebFilings White & Risse Wilmington Trust Company Zenon Environmental Corp d/b/a GE Water Ziemer, Stayman, Weitzel & Shoulders, LLP

Significant Financial Institutions (Including Administrative Agents, Lenders and Equipment Financing)

Bank of America, N.A. Bank of Oklahoma, N.A. Barclays Bank PLC Caterpillar Financial Services Corp. Citigroup Global Markets Inc. Comerica Fifth Third Bank M&I Bank (Southwest Bank of St Louis) Natixis, New York Branch PNC Bank Raymond James Bank RZB Bank Societe Generale (SocGen) Sovereign Bank The Private Bank

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 8 of 15

UBS United Overseas Bank

Significant Equipment Lessors

AmerCable Incorporated **BancorpSouth Equipment Finance** Bank of America Leasing Bank of the West Black Equipment Co, Inc. **BMO** Harris Equipment Finance California First National Bank Capitalsource Bank Caterpillar Financial Services Corporation Cecil I. Walker Machinery Co. CitiCapital Commercial Leasing Corporation DBT America Inc. The Fifth Third Leasing Company First National Capital Corp. Fifth Third Bank First Utah Bank Flagstar Bank, FSBGelco Corporation DBA **GE** Fleet Services General Electric Capital Corporation Gibbs Technology Leasing The Huntington National Bank **ICON** Investments ICON Magnum, LLC Joy Technologies Inc. Key Equipment Finance Inc. Komatsu Financial Limited Partnership Macquarie Corporate and Asset Funding, Inc. Mazuma Capital Corp Merrill Lynch Capital Mitel Leasing, Inc. Motion Industries, Inc. Nations Fund I, Inc. PEC Equipment Company, LLC (Peabody) People's Capital and Leasing Corp. Prime Alliance Bank **RBS** Asset Finance, Inc. Relco Finance, Inc. Renaissance Capital Alliance Republic Bank, Inc. Rish Equipment Company Ritchie Bros. Auctioneers (America) Inc. Rudd Equipment Company SG Equipment Finance USA Corp Siemens Financial Services, Inc. Somerset Capital Group, LTD United Leasing, Inc. Wire Rope Industries Ltd.

Significant Landlords and Lessors

ACIN Alcoa Fuels, Inc. Alderson Heirs Allegheny Land Ark Land KH Berwind Land Company BGK --Integrated TIC Management, LLC Black King Blue Eagle Boone East Boone East Development CC Dickinson Testamentary Trust Central WV Energy **Chesapeake Mining** Cole & Crane Courtney Co. David Olliver, Agent Donald Greenwell Duke Realty Elk Run Federal Coal Gerald Greenwell Greenbrier Land Co. Hoover Hoover LaFollette Horse Creek Coal Land Co. Horse Creek Land and Mining Imperial Coal Company Jackson Vinson James M. Greenwell Johnny Royster Kay-Ford-James Lawson Heirs Lewis Heirs Little Coal Land Co. LRPB LRPB KE Mariam Peak Midwest Coal Reserves of Ky., LLC Miller-Gilman Mohler Lumber Mounts & Dannheiser, LLC Pardee Payne Gallatin Penn Virginia f/k/a Penn Virginia Operating Co., LLC Pocahontas Land Potter Family, LLC Potter Grandchildren, LLC Quincy Center Rowland Land Shepard Boone

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 9 of 15

William H. Shields Shonk So. Appalachian Southern Dickinson Southern Land Co. SRIR (Pocahontas Land) Tennessee Valley Authority Tommy Long Ward Heirs Westvarendrag WPP LLC

Unions

United Mine Workers of America Bituminous Coal Operators' Association

Letter of Credit and Surety Bond Providers and Beneficiaries

Department of Labor Peabody Energy Corp.

Surety Issuers ACE American Insurance Company American Casualty Company of Reading, Pennsylvania Aspen American Insurance Company Aspen Specialty Insurance Company Argonaut Insurance Company Chubb Group of Insurance Companies Chubb Surety **CNA** Surety Continental Casualty Company Bond Safeguard Federal Insurance Company Firemen's Insurance Company of Newark, New Jersey HCC Surety Group Indemnity Insurance Company of North America Indemnity National Insurance Company Insurance Company of North America Lexon Liberty National Fire Insurance Company of Hartford Pacific Employers Insurance Company Rockwood St. Paul/Seaboard St. Paul Fire & Marine Surety Bonding Company of America The Continental Insurance Company

Travelers Casualty and Surety Company of America US Specialty Universal Surety Company of America Westchester Fire Insurance Company Western Surety Company

Surety Obligees

Henderson County, Kentucky Illinois Department of Mines and Minerals Indiana State Agency Kentucky Dept. for Natural Resources: Division of Mine Reclamation & Enforcement Kentucky State Agency Missouri State Agency Ohio Department of Natural Resources; Reclamation Division West Virginia Department of Natural Resources West Virginia, Department of Transportation West Virginia Division of Environmental Protection West Virginia State Agency WV Hwy

Letters of Credit Providers Bank of America Fifth Third Bank PNC

Letters of Credit Beneficiaries Arch Coal, Inc. Argonaut Insurance Co Bond Safeguard/LEXON CAT Financial Svcs Clerk of Ct, US Dist Ct for WV Commonwealth of KY Commonwealth of PA Federal Ins Co/CHUBB First Surety Corp ILL Workers Comp Indemnity Natl Ins Co Ins Commissioner of WV Kenergy Corp National Fire Insurance National Union Fire Ins Norfolk Southern Old Republic Insurance Travelers Casualty UMWA 1992 Benefit Plan US Surety Co Western Surety C.N.A.

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 10 of 15

Significant Taxing Authorities

Internal Revenue Service Boone County, WV Clay County, WV Commonwealth of Kentucky Henderson County, KY Lincoln County, WV Logan County, WV Kanawha County, WV Kanawha County, WV Monongalia County, WV State of Illinois State of Illinois State of Missouri State of Pennsylvania State of West Virginia Union County, KY

Regulatory Agencies (e.g., Department of Interior, Mine Safety Administration, OSHA, and State and Local Regulators)

Environmental Protection Agency Illinois Department of Natural Resources Illinois Environmental Protection Agency Illinois Pollution Control Board Kentucky Department for Environmental Protection Kentucky Department for Natural Resources Kentucky Office of Mine Safety and Licensing Mine Safety and Health Administration Occupational Safety and Health Administration Office of Surface Mining Reclamation and Enforcement Ohio Department of Natural Resources Pennsylvania Department of Environmental Protection U.S. Army Corps of Engineers U.S. Bureau of Alcohol, Tobacco, and Firearms U.S. Bureau of Land Management U.S. Department of Interior U.S. Department of Labor West Virginia Department of Environmental Protection West Virginia Office of Miners' Health Safety & Training

Parties to Significant Litigation

Alpha Natural Resources, Inc. Arch Coal Inc. ArcLight Capital Partners Bridgehouse Capital Limited Bridgehouse Commodities Trading Limited EDF Trading North America, LLC **Environmental Protection Agency** Island Creek Corporation Jordan, Donald A. Keystone Industries, LLC Massey Energy Company Occidental Petroleum Corporation Ohio Valley Environmental Coalition, Inc. Peabody Coal RoyaltyCo, LLC RWE Sentrum Holdings Limited Sierra Club State of Illinois; Illinois Attorney General's Office State of West Virginia STB Ventures, Inc. Tampa Electric Company U.S. Attorney's Office Vitol, Inc. West Virginia Department of Environmental Protection

West Virginia Highlands Conservancy, Inc.

Significant Suppliers, Shippers, Warehousemen, Customers and Vendors

Alpha Coal Sales Co. LLC American Electric Power Co., Inc Anders Williams Resources, Inc. Appalachian Power Co. Bayer CropScience LP Big Rivers Electric Corp. Blue Cross Blue Shield Bridgehouse Commodities Trading Limited Brody Mining, LLC Carbofer Representacoes Ltda. Cardinal Operating Company Caremark Caterpillar Global Mining America Cecil I. Walker Machinery Co. Clay's Trucking Coal Network Inc. Constellation Energy Commodities CSX Transportation, Inc.

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 11 of 15

Dan River Resources LLC Dekoven Dock, Incorporated Drummond Coal Sales, Inc. DTE Energy Company Duke Energy Carolinas LLC Duke Energy Commercial Asset Management Duke Energy Kentucky, Inc. E. On Ag Eagle Valley, Inc. East Kentucky Power Cooperative Eastman Kodak Co. EDF Trading North America, LLC/EDF Trading Limited Emerald International GenOn Energy Management, LLC Gerdau Acominas S.A. Gulf Power Company Home Oil & Gas Hunter Trucking IBM ILVA Spa Jennmar Corporation JMAC Leasing Inc. Joy Mining Machinery Kanawha River Terminals, LLC Kentucky Utilities Co. **Keystone Industries** Komsa Sarl Long Branch Energy Louisville Gas and Electric Comp Magnum Coal Co. Mercuria Energy Trading, Inc. Middletown Coke Company, LLC Mirant Energy Trading, LLC Monk Mining Mountain State Carbon, LLC Neville Island Fuels Company, LLC Nelson Brothers LLC Norfolk Southern Railway Company **Owensboro Municipal Utilities** Peabody COALTRADE, LLC Peabody Energy Corp. Peabody Terminals, LLC Penn Virginia Resource Partners, L.P. Petroleum Products Inc. Phillips Machine Service Inc. PPL EnergyPlus, LLC PPL Generation, LLC PowerSouth Energy Cooperative Production Adjustment Progress Energy Carolinas, Inc. Raleigh Mine & Industrial Supply **Reiss Viking Division**

Relco Finance, Inc. **Rish Equipment** River Trading Company RWE Trading Americas Inc. Sandvik Mining and Construction Selah Corp. Shenango Inc. Shinewarm Resources (HK) Group Limited Southern Company SunCoke Energy Tata Steel UK Limited ThyssenKrupp CSA Siderurgica Trafigura AG United Central Industrial Supply **USIMINAS** U.S. Steel Corp. The Vanguard Group Vanomet International AG Veyance Industrial Services Vitol. Inc. Webster Trucking White River Coal Sales, Inc. Xcoal Energy & Resources Zug Island Fuels, LLC

See also Significant Landlords and Lessors, Significant Attorneys, Professionals and Financial Advisors and Significant Equipment Lessors

Insurers

<u>Brokers</u> Aon Risk Marsh USA Willis of Tennessee

Underwriters ACE AIG Allied World Assurance Company Allied World National Assurance Company Arch Specialty Argo QS ARISE Inc. Aspen Bermuda Ltd Aspen Specialty Insurance Company Aspen Insurance UK Limited Axis Insurance (Bermuda) Ltd Axis Insurance Company Axis Surplus Insurance Company Berkley Chartis Chubb

CNA

Endurance American Insurance Company Hartford Hiscox Ironshore Iron-Starr HCC Liberty International Underwriters Liberty Mutual Insurance Europe Limited MJB Consulting RSUI XL XL XL UK XL Specialty Zurich

United States Trustee's Office

Office of the United States Trustee for the Districts of Arkansas, Missouri, and Nebraska Carpenter, Amy Cox, Michele Dahm, Martha M. Dorsey, Barbara J. Gargula, Nancy Herling, Sandra Lickenbrock, Kathy Long, Leonora S. Lumaghi, Peter McGill, Michael Moore, Cynthia E. Randolph, Paul Simmons, Gloria M. Slaughter, Margaret E. Wilson-Smith, Karen R.

Top Five Secured Creditors

BancorpSouth Equipment Finance Bank of America Bank of America Leasing Bank of the West BMO Harris Equipment Finance Company Caterpillar Financial Services Corp. Fifth Third Bank Fifth Third Leasing Company General Electric Capital Corp. Key Equipment Finance Inc. Komatsu Financial Limited Partnership. People's Capital & Leasing Corp. SG Equipment Finance Siemens Financial Services Somerset Capital Group, Ltd. United Leasing, Inc.

Top 50 Unsecured Creditors

AFCO Allegheny Power Alley Trucking LLC Alpha Natural Resources, Inc. Amercable Incorporated American Electric Power American Freedom Innovations LLC Bank of the West Bentley Badgett II and Linda Badgett CapitalSource Bank Caterpillar Global Mining Cecil I. Walker Machinery Co. Chisler Brothers Contracting LLC Chisler Inc. Coalfield Services Inc. Cogar Manufacturing Inc. CSX Transportation Inc. Dayton Power & Light **Environmine Inc** Fifth Third Leasing Company Flomin Coal Inc. **GE** Capital TMS I.B.M. Corp. Industrial Supply Solutions Inc. J. H. Fletcher & Co. Jabo Supply Corp Jennmar Corporation JMAC Leasing Inc Joy Mining Machinery Komatsu Financial Limited Partnership Logan Corp. Longwall Associates, Inc. Mine Equipment & Mill Supply Co. Monk Mining Supply, Inc. Nelson Brothers LLC Penn Virginia Operating Co LLC Phillips 66 Receivable Powell Construction Co., Inc. Raleigh Mine & Industrial **RBS** Asset Finance, Inc. **Richard Whiting** Rish Equipment Co. SGS North America Inc. Shonk Land Company LLC Somerset Capital Group, Ltd. Suncrest Resources LLC United Central Industrial Supply United Leasing, Inc. U.S. Bank National Association Wilmington Trust Company

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 13 of 15

Utilities

Allegheny Power American Electric Power **Aquis Communications** AT&T AT&T Mobility AT&T Teleconference Services **Buffalo Creek PSD** City of Morganfield City of Uniontown Citynet, LLC Clay-Battelle Public Service District Dish Network **Dominion Hope** Eldon Gas Company Fiberlink Communications Corp. Frontier Henderson County Water District Huntington Technology Group Inc. Kanawha Public Service District Kenergy Corp. Kentucky Utilities Co Lumos Networks Inc Monongahela Power Company Mountaineer Gas Ohio Valley Answering Service Q Wireless LLC Rea Energy Cooperative Inc **Republic Services** SouthEastern Illinois Electric Suddenlink Tangoe Inc **Telemax Services** Time Warner Cable Union County Water District US Cellular Valley Falls Public Service Dist Verizon Verizon North Waste Management of WV, Inc. West Penn Power Company West Side Telecommunications West Virginia American Water Co Windstream

Indenture Trustees

Wilmington Trust Company U.S. Bank National Association

Official Committee of Unsecured Creditors

Wilmington Trust Company U.S. Bank National Association United Mine Workers of America United Mine Workers of America 1974 Pension Plan and Trust Gulf Coast Capital Partners, LLC Cecil Walker Machinery American Electric Power

Professionals Representing Any of the Foregoing in Relation to Patriot

Cadwalader, Wickersham & Taft LLP Cleary, Gottleib, Steen & Hamilton LLP Jones Day Kramer Levin Naftalis & Frankel LLP Latham & Watkins LLP Mayer Brown Ogletree, Deakins, Nash, Smoak & Stewart, P.C. Weil, Gotshal & Manges Willkie Farr & Gallagher LLP

Judges and Clerks

Judge Kathy A. Surratt-States Sonette Magnus Judge Carol E. Jackson Laura Corbin Lisa Carpenter Laura Leister Judge Arthur B. Federman Erica Garrett Judge Robert J. Kressel Charles Nelson Judge Anita L. Shodeen Laura Carrington

Notice of Appearance Parties Not Otherwise Listed

Aurelius Capital Management Banc of America Leasing & Capital, LLC Board of Trustees of Prichard School Boytek, Monty Earnest Bridgestone Americas Tire Operations, LLC Broun Properties, LLC Caterpillar Inc. Caterpillar Global Mining Virginia Central Contracting, Inc. Chandler, John Henry

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 14 of 15

City of New York Cole & Crane Real Estate Trust Continental Crushing & Conveying, Inc. Deutsche Bank Securities Inc. Duke Energy Corporation First Out DIP Agent GE Energy **GE** International H.A. Robson Trust Hanson Aggregates Davon, LLC Henderson County Fiscal Court Hicks, Rickey Edward Hosch Company Hughes Supply Company ICON Capital Corp. Illinois Union Insurance Company Iron Mountain Information Management, Inc. Jeffrey, Thomas Lee Kanawha Scales & Systems, Inc. Kenneth and Victoria Bevins **Knighthead Capital Management** K-Rail LLC (f/k/a Kanawha Rail Corp.) LaFollette Holdings, Ltd. Latelle M. LaFollette Trust for Alice A. Wright Latelle M. Trust for Marjorie J. Wright LML Properties, LLC McKinney, Lacy Dale Microsoft Corporation Microsoft Licensing, GP Miller, Dennis Everill Missouri Department of Revenue Morgan Stanley & Co. LLC Nations Fund I Natural Resource Partners, LP New River Energy Corp. Ohio Valley Coal Company Ohio Valley Transloading Company Oracle America, Inc. P&H Mining Equipment, Inc. Penn Virginia Coal Company Pension Benefit Guaranty Corporation Performance Coal Co. PRC Holdings, LLC Prichard, Lewis Prichard, Sarah Ann R. J. Corman Railroad Construction Company Riverside Park, Inc. Robert B. LaFollette Trust for Alice A. Wright Robert B. LaFollette Trust for Marjorie J. Wright

Security America, Inc. Service Pump & Supply Co., Inc. State of Michigan, Department of Treasury, **Revenue** Division State of West Virginia Office of Insurance Commissioner Trust with A.M. Prichard, III Union Pacific Railroad Company United Mine Workers of America 1992 Benefit Plan United Mine Workers of America 1993 Benefit Plan and Trust United Mine Workers of America Combined Benefit Fund United Mine Workers of America 2012 Retiree **Bonus Account Trust** United States of America Vosslosh Track Material. Inc. Westchester Surplus Lines Insurance Company Whayne Supply Company Willis North America, Inc. Wright, Alice Wright, Cathy E. (Administratrix of the Estate of Nina Virginia Wright) Wright, Marjorie J. Wright Holdings, L.L.C.

Rejection Parties Not Otherwise Listed

Aramark Uniform Services Ark Land Company Ashby Electric Company, Inc. B&M Repair, Inc. Brake Supply Company, Inc. Cintas Corporation Fluid Power Services, Inc. Kanawha Manufacturing Company Lewis-Goetz & Company, Inc. Model Cleaners, Uniforms and Apparel, LLC Monster Worldwide, Inc. Power Control Products Sitex Corporation Titan Tire Corporation Top Notch Custodial Care, Inc. Workday, Inc. Xerox

Reclamation Report Parties Not Otherwise Listed

Conveying Solutions LLC Raben Tire Co., Inc. Tire Centers, LLC

Case 12-51502 Doc 4367 Filed 07/25/13 Entered 07/25/13 11:08:48 Main Document Pg 15 of 15

503(b)(9) Report Parties Not Otherwise Listed

Bulldog Excavating C&A Cutterhead Caterpillar Global Mining Highwall Miners Caterpillar Global Mining Field Services CWS Company IVS Hydro Swanson Industries